Notice of Licensing Sub-Committee

Date: Thursday, 13 May 2021 at 10.00 am
Venue: Virtual Meeting

Membership:

Cllr D Brown  Cllr J Butt  Cllr L Williams
Reserve 1: Cllr G Farquhar
Reserve 2: Cllr R Burton

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

The press and public are welcome to view the live stream of this meeting at the following link:

https://democracy.bcpcouncil.gov.uk/ieListDocuments.aspx?CId=289&MId=5119&Ver=4

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

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

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

GRAHAM FARRANT
CHIEF EXECUTIVE

5 May 2021
Maintaining and promoting high standards of conduct

**Declaring interests at meetings**

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

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

- **Do any matters being discussed at the meeting relate to your registered interests?**
  - **Yes**
    - Declare the nature of the interest
    - Do NOT participate in the item at the meeting. Do NOT speak or vote on the item EXCEPT where you hold a dispensation
    - You are advised to leave the room during the debate
  - **No**
    - Declare the nature of the interest
    - Do you have a personal interest in the matter?
      - **Yes**
        - Apply the bias and pre-determination tests means you may need to refrain from speaking and voting
        - You may also need to leave the meeting. Please seek advice from the Monitoring Officer
      - **No**
        - Consider the bias and pre-determination tests
        - You can take part in the meeting speak and vote
        - You may need to refrain from speaking & voting
        - You may also need to leave the meeting. Please seek advice

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

Bias and pre-determination 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)
AGENDA

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

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

2. **Apologies**
   To receive any apologies for absence from Members.

3. **Declarations of Interests**
   Councillors are requested to declare any interests on items included in this agenda. Please refer to the workflow on the preceding page for guidance. Declarations received will be reported at the meeting.

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

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

5. **Application for a New Premises Licence, Chunkzz Fried Chicken & Pizza, 683 Christchurch Road, Bournemouth**
   To open and adjourn consideration of the above application until the Sub-Committee meeting on 9 June 2021 in order to comply with the timescales of the Hearing Regulations.

6. **Application for a new Premises Licence, BH1 Stop Mini Market, 222 Old Christchurch Road**
   An application has been received for a New Premises Licence for the premises known as ‘BH1 Stop Mini Market, Old Christchurch Road, Bournemouth’.

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

7. **Application for a New Premises Licence - One Escapism Ltd, 102 Commercial Road, Bournemouth, BH2 5LR**
   An application has been received for a New Premises Licence for the premises known as ‘One Escapism Ltd’, 102 Commercial Road, Bournemouth, BH2 5LR.
This matter is brought before the Sub-Committee for determination.

No other items of business can be considered unless the Chairman decides the matter is urgent for reasons that must be specified and recorded in the Minutes.
LICENSING COMMITTEE AND SUB COMMITTEE
PROTOCOL FOR PUBLIC REPRESENTATION AT VIRTUAL MEETINGS

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

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

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

1. The Chair welcomes everyone, matters of general housekeeping are dealt with, notification that the hearing may be recorded for live and subsequent broadcast on the Council’s website, reminder to switch mobile phones to silent, principles for managing formal skype meetings.

2. The Chair identifies all parties present and makes introductions.

3. Matters of general housekeeping are dealt with, notification that the hearing may be recorded for live and subsequent broadcast on the Council's website, reminder to switch mobile phones to silent.

4. All persons who have given notice of their intention to speak are identified.

5. Identify if any person who wishes to withdraw a representation or wishes not to speak

6. Chair explains proposed procedure and order of speaking for hearing as set out in Appendix A. All parties confirm agreement or make representations on procedure proposed.

7. Licensing Officer’s report is presented.

8. Parties present their representations in the order agreed.

9. Parties who are speaking should not repeat the information which they have already given in writing in their representation. They will be able to expand on the written information given, provided the information remains relevant. Any addition information should be limited to the grounds of their representation(s). For example, if they are objecting on the grounds of Public Nuisance, then they should confine their comments to matters relating to Public Nuisance.

10. Members of the Licensing Committee or Sub Committee may ask questions after each representation and at the end of all representations. Parties, will be allowed to ask questions through the Chair.
11. Following representations, the parties will be given the opportunity to sum up. Party who
spoke first to go last. The hearing will then conclude.

12. Members will deliberate in private with the clerk and legal representative as appropriate
present.

13. The decision will be taken by the Committee and notification of the decision will be given
within the period of five working days beginning with the day or the last day on which the
hearing was held in accordance with the regulations. The notification of decision will include
information about the right of appeal as appropriate.

14. The Legal Advisor will advise the parties of any right of appeal as appropriate at the
conclusion of the hearing.

General points

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

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

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

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

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

For further information please contact democratservices@bcpcouncil.gov.uk
Proposed procedure and order of speaking for virtual hearings

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

<table>
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<tr>
<th>Report subject</th>
<th>Application for a new Premises Licence, BH1 Stop Mini Market, 222 Old Christchurch Road</th>
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<tbody>
<tr>
<td>Meeting date</td>
<td>13 May 2021</td>
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<tr>
<td>Status</td>
<td>Public Report</td>
</tr>
<tr>
<td>Executive summary</td>
<td>Mrs Elina Kadir has made an application for a premises licence for an off licence with convenience store at BH1 Stop, 222 Old Christchurch Road, Bournemouth, BH1 1PE for the following licensable activities and times:</td>
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<tr>
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<td>Sale of alcohol off the premises</td>
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<td>Monday to Sunday 08:00 to 03:00hrs.</td>
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<td>Recommendations</td>
<td>It is RECOMMENDED that:</td>
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<td>Members consider the following options</td>
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<td>a) Grant the application for a premises licence as made</td>
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<td>b) Refuse the application for a premises licence</td>
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<td>c) Grant the premises licence subject to additional conditions</td>
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<td>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.</td>
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<td>Reason for recommendations</td>
<td>The Licensing Authority has received one representation from an other person on the grounds that if this application were granted it would undermine all four of the licensing objectives.</td>
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<td>The Licensing Authority may only consider aspects relevant to the application that have been raised in the representation.</td>
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<td>Where representations have been received in relation to an application by a responsible authority or any other person, and the concerns have not been resolved through mediation between all parties, the Scheme of Delegation set out in the Council’s Constitution states that these applications should be dealt with by the Licensing Sub-Committee.</td>
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</table>
1. An application for a new licence under the Licensing Act 2003 was made on the 3rd March 2021. See Appendix 1.

2. A plan is attached as Appendix 2 showing the location of the premises.

Consultation
3. The application has been 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 1 representation from an other person who believe that the grant of the licence will undermine all four licensing objectives. A copy of the representation is attached at Appendix 3.

5. In response to the application Dorset Police have mediated with the applicant and the applicant has agreed 5 additional conditions as set out in Appendix 4.

6. No representations were received from any of the other responsible authorities.

Options
7. Before making a decision, Members are asked to consider the following matters:
   - The representation made by the other person.
   - The submissions made by or made on behalf of the applicant.
   - The relevant licensing objectives, namely the prevention of crime and disorder, prevention of public nuisance, public safety and protection of children from harm.
   - The Licensing Act 2003, Regulations, Guidance and the Council’s Statement of Licensing Policy.

Summary of financial implications
8. N/A

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

Summary of human resources implications
10. N/A

Summary of environmental impact
11. N/A

Summary of public health implications
12. N/A

Summary of equality implications
13. N/A

Summary of risk assessment
14. N/A

Background papers
BCP Council’s Statement of Licensing Policy:

Revised Guidance issued under Section 182 of the Licensing Act 2003 -


Appendices
Appendix 1 – Copy of Application
Appendix 2 – Location Map
Appendix 3 – Copy of Representation by other person
Appendix 4 – Copy of conditions agreed with Dorset Police
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 |
| BH1 Stop 222 Old Christchurch Road Bournemouth Dorset BH1 1PE |

<table>
<thead>
<tr>
<th>Post town</th>
<th>Bournemouth</th>
<th>Postcode</th>
<th>BH1 1PE</th>
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<tr>
<th>Telephone number at premises (if any)</th>
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<tr>
<th>Non-domestic rateable value of premises</th>
<th>£Unknown</th>
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</table>

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

a) an individual or individuals * ☒ please complete section (A)

b) a person other than an individual *

i. as a limited company ☐ please complete section (B)

ii. as a partnership ☐ please complete section (B)

iii. as an unincorporated association or ☐ please complete section (B)

iv. other (for example a statutory corporation) ☐ please complete section (B)
Appendix 1

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)

<table>
<thead>
<tr>
<th>Mr</th>
<th>Mrs</th>
<th>Miss</th>
<th>Ms</th>
<th>Other Title (for example, Rev)</th>
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</table>

Surname Kadir

First names Elina

I am 18 years old or over

Please tick yes

Current postal address if different from premises address

Post town Edmonton

Postcode N9 7NH

Daytime contact telephone number

E-mail address (optional)
SECOND INDIVIDUAL APPLICANT (if applicable)

<table>
<thead>
<tr>
<th>Mr</th>
<th>Mrs</th>
<th>Miss</th>
<th>Ms</th>
<th>Other Title (for example, Rev)</th>
</tr>
</thead>
</table>

Surname          First names

I am 18 years old or over

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?

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

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.

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

<table>
<thead>
<tr>
<th>Plays</th>
<th>Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)</th>
<th>Indoors</th>
<th>Outdoors</th>
<th>Both</th>
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<tr>
<td>Mon</td>
<td>Please give further details here (please read guidance note 3)</td>
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<td>Wed</td>
<td>State any seasonal variations for performing plays (please read guidance note 4)</td>
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<td>Fri</td>
<td>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 (please read guidance note 5)</td>
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### Films

Standard days and timings (please read guidance note 6)

<table>
<thead>
<tr>
<th>Day</th>
<th>Start</th>
<th>Finish</th>
<th>Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)</th>
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<td>□ State any seasonal variations for the exhibition of films (please read guidance note 4)</td>
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## Indoor sporting events

Standard days and timings (please read guidance note 6)

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<th>Day</th>
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Please give further details (please read guidance note 3)

State any seasonal variations for indoor sporting events (please read guidance note 4)

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 (please read guidance note 5)
### Appendix 1

**D**

<table>
<thead>
<tr>
<th>Boxing or wrestling entertainments</th>
<th>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)</th>
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<tr>
<td>Standard days and timings</td>
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<td>(please read guidance note 6)</td>
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**Please give further details here** (please read guidance note 3)

**State any seasonal variations for boxing or wrestling entertainment** (please read guidance note 4)

**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** (please read guidance note 5)
### Live music
Standard days and timings
(please read guidance note 6)

<table>
<thead>
<tr>
<th>Day</th>
<th>Start</th>
<th>Finish</th>
<th>Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)</th>
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<td>State any seasonal variations for the performance of live music (please read guidance note 4)</td>
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<td>Fri</td>
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<td>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)</td>
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**Recorded music**

Standard days and timings (please read guidance note 6)

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<td>Sat</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Sun</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Will the playing of recorded music take place indoors or outdoors or both – please tick** (please read guidance note 2)

- Indoors [ ]
- Outdoors [ ]
- Both [ ]

Please give further details here (please read guidance note 3)

State any seasonal variations for the playing of recorded music (please read guidance note 4)

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 (please read guidance note 5)
### Performances of dance

Standard days and timings (please read guidance note 6)

<table>
<thead>
<tr>
<th>Day</th>
<th>Start</th>
<th>Finish</th>
<th>Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mon</td>
<td></td>
<td></td>
<td>□ Indoors □ Outdoors □ Both</td>
</tr>
<tr>
<td>Tue</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>Wed</td>
<td></td>
<td></td>
<td>Please give further details here (please read guidance note 3)</td>
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<tr>
<td>Thur</td>
<td></td>
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<tr>
<td>Fri</td>
<td></td>
<td></td>
<td>State any seasonal variations for the performance of dance (please read guidance note 4)</td>
</tr>
<tr>
<td>Sat</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Sun</td>
<td></td>
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<td></td>
</tr>
</tbody>
</table>

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 (please read guidance note 5)
Anything of a similar description to that falling within (e), (f) or (g)  
Standard days and timings  
(please read guidance note 6)

<table>
<thead>
<tr>
<th>Day</th>
<th>Start</th>
<th>Finish</th>
<th>Will this entertainment take place indoors or outdoors or both – please tick</th>
<th>Indoors</th>
<th>Outdoors</th>
<th>Both</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mon</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>Tue</td>
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<td>Sun</td>
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</tr>
</tbody>
</table>

Please give a description of the type of entertainment you will be providing.

State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)  
(please read guidance note 4)
## Appendix 1

### Late night refreshment

**Standard days and timings**  
(please read guidance note 6)

| Day | Start | Finish | Will the provision of late night refreshment take place indoors or outdoors or both – please tick  
(please read guidance note 2) |
<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Mon</td>
<td></td>
<td></td>
<td><strong>Please give further details here</strong> (please read guidance note 3)</td>
</tr>
<tr>
<td>Tue</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
| Wed |       |        | **State any seasonal variations for the provision of late night refreshment**  
(please read guidance note 4) |
| Thur|       |        |                                                  |
| Fri |       |        | **Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list** (please read guidance note 5) |
| Sat |       |        | Takeaway food offering only following 23:00hrs where stated |
| Sun |       |        |                                                  |
**J**

<table>
<thead>
<tr>
<th>Day</th>
<th>Start</th>
<th>Finish</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mon</td>
<td>08:00</td>
<td>03:00</td>
</tr>
<tr>
<td>Tue</td>
<td>08:00</td>
<td>03:00</td>
</tr>
<tr>
<td>Wed</td>
<td>08:00</td>
<td>03:00</td>
</tr>
<tr>
<td>Thur</td>
<td>08:00</td>
<td>03:00</td>
</tr>
<tr>
<td>Fri</td>
<td>08:00</td>
<td>03:00</td>
</tr>
<tr>
<td>Sat</td>
<td>08:00</td>
<td>03:00</td>
</tr>
<tr>
<td>Sun</td>
<td>08:00</td>
<td>03:00</td>
</tr>
</tbody>
</table>

**Supply of alcohol**

**Standard days and timings (please read guidance note 6)**

**Will the supply of alcohol be for consumption – please tick** (please read guidance note 7)

<table>
<thead>
<tr>
<th>On the premises</th>
<th>Off the premises</th>
<th>Both</th>
</tr>
</thead>
<tbody>
<tr>
<td>☐</td>
<td>☑</td>
<td>☐</td>
</tr>
</tbody>
</table>

**State any seasonal variations for the supply of alcohol** (please read guidance note 4)

**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** (please read guidance note 5)

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

<table>
<thead>
<tr>
<th>Name</th>
<th>Elina Kadir</th>
</tr>
</thead>
<tbody>
<tr>
<td>Address</td>
<td>8 Jubilee Crescent</td>
</tr>
<tr>
<td>Postcode</td>
<td>Bn9 7NH</td>
</tr>
<tr>
<td>Personal licence number (if known)</td>
<td>LN/201800773</td>
</tr>
<tr>
<td>Issuing licensing authority (if known)</td>
<td>Enfield Council</td>
</tr>
</tbody>
</table>
K

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

L

<table>
<thead>
<tr>
<th>Hours premises are open to the public</th>
<th>State any seasonal variations (please read guidance note 4)</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Day</strong></td>
<td><strong>Start</strong></td>
</tr>
<tr>
<td>Mon</td>
<td>08:00</td>
</tr>
<tr>
<td>Tue</td>
<td>08:00</td>
</tr>
<tr>
<td>Wed</td>
<td>08:00</td>
</tr>
<tr>
<td>Thur</td>
<td>08:00</td>
</tr>
<tr>
<td>Fri</td>
<td>08:00</td>
</tr>
<tr>
<td>Sat</td>
<td>08:00</td>
</tr>
<tr>
<td>Sun</td>
<td>08:00</td>
</tr>
</tbody>
</table>
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)

<table>
<thead>
<tr>
<th>BH1 Stop will meet all 4 Licensing Objectives as shown below, in particularly through ensuring comprehensive staff training, good neighbour practices, Challenge 25</th>
</tr>
</thead>
<tbody>
<tr>
<td>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.</td>
</tr>
<tr>
<td>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%</td>
</tr>
<tr>
<td>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.</td>
</tr>
<tr>
<td>All spirits shall be displayed only behind the counter area.</td>
</tr>
<tr>
<td>Alcohol shall only be displayed in areas visible from the sales counter or covered by CCTV.</td>
</tr>
<tr>
<td>No sale of alcohol shall knowingly be permitted to anyone under the influence of illegal drugs.</td>
</tr>
<tr>
<td>Appropriate signage advising customers of the Policy shall be prominently displayed throughout the premises.</td>
</tr>
</tbody>
</table>

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. |
Appendix 1

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:

- 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.

Please tick to indicate agreement

☐

☐

☐
• 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.

<table>
<thead>
<tr>
<th>Signature</th>
<th>Tom Hollington</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date</td>
<td>20/02/2021</td>
</tr>
<tr>
<td>Capacity</td>
<td>Agent</td>
</tr>
</tbody>
</table>

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.

<table>
<thead>
<tr>
<th>Signature</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date</td>
</tr>
<tr>
<td>Capacity</td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>Post town</th>
<th>Postcode</th>
</tr>
</thead>
<tbody>
<tr>
<td>Telephone number (if any)</td>
<td></td>
</tr>
</tbody>
</table>

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

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).

3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

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

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

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

7. If you wish people to be able to consume alcohol on the premises, please tick ‘on the premises’. If you wish people to be able to purchase alcohol to consume away from the premises, please tick ‘off the premises’. If you wish people to be able to do both, please tick ‘both’.

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

9. Please list here steps you will take to promote all four licensing objectives together.

10. The application form must be signed.

11. An applicant’s agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.

12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.

13. This is the address which we shall use to correspond with you about this application.
From: veli bulbul  
Date: 12 April 2021 at 17:28:16 BST  
To: licensing@bcp councillor.gov.uk  
Subject: Challenging BH1 Stop Licensing Application

**RE: BH1 Stop Mini Market 222 Old Christchurch Road Bournemouth BH1 1PE**  
Ref: 180673

Dear All,

We wish to make a representation against the application for the grant of a new Premises Licence for the above premises.

In the application, BH1 Stop Mini Market asserts “The company has a “good neighbour” policy.

By making this application, BH1 Stop Mini Market is hardly adopting a “good neighbour” policy and if granted, the likelihood is that we will be significantly affected, they will be able to sell much cheaper alcohol due to having considerably less outgoings i.e. rent and rates, and therefore do not need to set the margins that we set.

We would be unable to compete and would likely fail. Were that to happen, any argument about giving local people greater choice would fail.

Furthermore there are already over 5 off licences situated on Old Christchurch Road, another off-licence is the last thing the neighbourhood needs.

Whilst this might not be directly relevant to any of the licensing objectives, it serves to demonstrate the attitude of BH1 Stop Mini Market towards the community and the neighbours.

There are however other, more relevant issues.

Over the past several months before the lockdown, DNA nightclub, who is next door to BH1 Stop Mini Market, have had a number of incidents of anti-social behaviour from people queuing up to get into the club or coming out from the club, I am afraid it is obvious that these people will be drawn to buying alcohol from BH1 Stop Mini Market while trying to get into the club or on the way home; which will lead to more drunk people on the streets. This is a major concern as more consumption of alcohol will only increase anti-social behaviour and cause public nuisance very late in the evening.

Although more competition between the off-licensed premises will undoubtedly result in something of a “price-war”. Whilst this might at first sight seem to benefit consumers, it will simply increase the availability of cheap alcohol thereby also increasing the prospect of anti-social behaviour and crime in the locality, not to mention increased littering and the nuisance that causes.

The hours sought are excessive – BH1 Stop Mini Market propose to sell alcohol from 8 a.m. until 3 a.m. every day. That in turn will also no doubt lead to customers who are not local to the area and the parade, to travel there at anti-social times of day in order to buy alcohol, again causing nuisance to local residents. It should be noted that BH1 Stop Mini Market is generally open from 8 a.m. until 9 p.m. at the moment; my premises is open from 8 a.m. until
10:30 p.m. every day. The conditions proposed by BH1 Stop Mini Market in its application are woefully inadequate – this application appears to have no idea of local circumstances and issues).

For example, the application says very limited about how BH1 Stop Mini Market will do any of the following:

    Ensure that alcohol bought at its premises is not drunk in the parade – there are a number of known alcoholics and drug-users in Bournemouth who would no doubt welcome the opening of such an outlet where they could buy cheap and high strength alcohol (in that regard, there is nothing to prevent the sale of for example, 2 “super-strength” cider cans) – this is relevant to the issues of crime and disorder (anti-social behaviour), public nuisance and the safety of the public making use of the parade;

    Ensure that “proxy sales” (where someone over 18 buys alcohol for someone under-age) do not take place;

It is of course not for any objector to re-write an application to make it fit for purpose.

The Licensing sub-committee is therefore urged to refuse this application on the grounds that to grant it would undermine the licensing objectives of:

Preventing Crime and Disorder;
Preventing Public Nuisance;
Public Safety; and
Protecting Children from Harm.

Best Regards
Veli Bulbul
Family Shopper Bournemouth
189-193 Old Christchurch Road
Bournemouth
BH1 1JU
Appendix 4

Please see below conditions mediated and agreed between Police and the applicant to be included on the application.

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

Deliveries shall only be made to an address and handed to the purchaser who is inside that address and no deliveries made to outside areas or open spaces. ID to be provided that matches the name on the card used to order the delivery. the only acceptable forms of identification are (recognised photographic identification cards, such as a driving licence or passport I Holographically marked PASS scheme identification cards).

All persons making deliveries shall be instructed to report to the holder of the licence or the DPS any and all occasions when a delivery is refused and the reason for that refusal and a record of all such refusals shall be maintained at the premises. The record shall be checked by the DPS at least once a week and shall be signed to that effect.

The holder of the licence shall undertake a risk assessment with regard to the deployment of SIA Door Supervisors at different times of the day and on different days of the week to determine whether it is appropriate to deploy door staff on those days and/or at any other time(s) and to then implement the outcome of the risk assessment. A copy of the risk assessment should be made available to an authorised officer of the Licensing Authority or Dorset Police upon request and for a period of up to 6 months.

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

Kind regards,

Licensing Officer

Drug and Alcohol Harm Reduction Team

Prevention Department Bournemouth Police Station Dorset Police

Connect with Dorset Police: Online | Facebook | Twitter | LinkedIn | Youtube
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## LICENSES SUB-COMMITTEE

<table>
<thead>
<tr>
<th>Report subject</th>
<th>New Application for a Premises Licence at 102 Commercial Road Bournemouth</th>
</tr>
</thead>
<tbody>
<tr>
<td>Meeting date</td>
<td>13 May 2021</td>
</tr>
<tr>
<td>Status</td>
<td>Public Report</td>
</tr>
<tr>
<td>Executive summary</td>
<td>Mr Philip Day of Laceys Solicitors on behalf of One Escapism Ltd has made an application for a new premises licence for an upmarket cocktail bar. The application is for regulated entertainment and late-night refreshment from 11:00 to 02:00 hours and supply of alcohol on the premises from 11:00 to 01:40 hours from Monday to Sunday.</td>
</tr>
<tr>
<td>Recommendations</td>
<td>It is RECOMMENDED that:</td>
</tr>
<tr>
<td></td>
<td>Members are asked to decide whether to: -</td>
</tr>
<tr>
<td></td>
<td>a) Grant the application for a premises licence as made;</td>
</tr>
<tr>
<td></td>
<td>b) Refuse the application for a premises licence;</td>
</tr>
<tr>
<td></td>
<td>c) Grant the premises licence subject to additional conditions.</td>
</tr>
<tr>
<td>Reason for recommendations</td>
<td>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.</td>
</tr>
<tr>
<td></td>
<td>The Licensing Authority has received representations from Pollution Control and three other persons in respect of this application under the prevention of public nuisance.</td>
</tr>
<tr>
<td></td>
<td>The Licensing Authority may only consider aspects relevant to the application that have been raised in the representation.</td>
</tr>
<tr>
<td></td>
<td>Where representations have been received in relation to an application by a responsible authority or any other person, and the concerns have not been resolved through mediation between all parties, the Scheme of Delegation set out in the Council’s Constitution states that these applications should be dealt with by the Licensing Sub-Committee.</td>
</tr>
</tbody>
</table>
Background
1. An application for a new licence under the Licensing Act 2003 was made on the 23 April 2021. See Appendix 1.
2. A plan is attached as Appendix 2 showing the location of the premises.

Consultation
3. The application has been 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 representations from Pollution Control and three other persons under the prevention of public nuisance licensing objective. A copy of the representations are attached at Appendix 3.

Options Appraisal
5. Before making a decision, Members are asked to consider the following matters:
   - The representations made by Pollution Control and three other persons.
   - The submissions made by or made on behalf of the applicant.
   - The relevant licensing objective, namely the prevention of public nuisance.
   - The Licensing Act 2003, Regulations, Guidance and the Council’s Statement of Licensing Policy.

Summary of financial implications
6. N/A

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

Summary of human resources implications
8. N/A
Summary of sustainability impact
9. N/A

Summary of public health implications
10. N/A

Summary of equality implications
11. N/A

Summary of risk assessment
12. N/A

Background papers
BCP Council – Statement of Licensing Policy –


Revised Guidance issued under Section 182 of the Licensing Act 2003 –

Appendices
1 – Copy of the Application
2 – Location Plan
3 – The representations
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 One Escapism Ltd

(Insert name(s) of applicant)

are applying 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

<table>
<thead>
<tr>
<th>Postal address of premises or, if none, ordnance survey map reference or description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Maplins</td>
</tr>
<tr>
<td>Unit 1</td>
</tr>
<tr>
<td>102 Commercial Road</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Post town</th>
<th>Bournemouth</th>
<th>Postcode</th>
<th>BH2 5LR</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>Telephone number at premises (if any)</th>
<th>None at present</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>Non-domestic rateable value of premises</th>
<th>£48,000</th>
</tr>
</thead>
</table>

Part 2 - Applicant details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals *
- b) a person other than an individual *
  - i as a limited company/limited liability partnership
  - ii as a partnership (other than limited liability)
  - iii as an unincorporated association or
  - iv other (for example a statutory corporation)
- c) a recognised club
- d) a charity
- e) the proprietor of an educational establishment
- f) a health service body
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- 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
h) the chief officer of police of a police force in England and Wales  

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

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

I am making the application pursuant to a statutory function or

a function discharged by virtue of Her Majesty’s prerogative

(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.

<table>
<thead>
<tr>
<th>Name</th>
<th>One Escapism Ltd</th>
</tr>
</thead>
</table>
| Address       | Registered office – 21 Church Road, Poole, Dorset BH14 8UF  
Correspondence – This Workspace, 18 Albert Road, Bournemouth BH1 1BZ |
| Registered number (where applicable) | 08403341 |
| Description of applicant (for example, partnership, company, unincorporated association etc.) | Private Limited Company |
| Telephone number (if any) | 07738 766912 |
| E-mail address (optional) | cm@phenomenalbargroup.co.uk |

Part 3 Operating Schedule

When do you want the premises licence to start?  

**AS SOON AS POSSIBLE**

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

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

The premises are the former Maplins store.

The applicant proposes to convert the same into an up-market cocktail bar providing limited entertainment.

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

Not applicable

What licensable activities do you intend to carry on from the premises?
(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)  Please tick all that apply

a)  plays (if ticking yes, fill in box A) □
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

PLEASE NOTE THAT BOXES A TO D INCLUSIVE, G AND H ARE BLANK AND HAVE NOT BEEN REPRODUCED IN THE INTEREST OF SAVING PAPER AND SUSTAINABILITY GENERALLY

E

<table>
<thead>
<tr>
<th>Live music</th>
<th>Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Standard days and timings (please read guidance note 7)</td>
<td></td>
</tr>
<tr>
<td>Day</td>
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</tr>
</tbody>
</table>

Please give further details here (please read guidance note 4)  Most performances would be provided under the Live Music Act (i.e. before 11 p.m.). References to 02:00 are to the day following.

State any seasonal variations for the performance of live music (please read guidance note 5)  None.

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 6)  None.
### Recorded music

<table>
<thead>
<tr>
<th>Day</th>
<th>Start</th>
<th>Finish</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mon</td>
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</tr>
</tbody>
</table>

**Will the playing of recorded music take place indoors or outdoors or both – please tick**

- Indoors [x]
- Outdoors [☐]
- Both [☐]

*(please read guidance note 3)*

- **Please give further details here** (please read guidance note 4)

Most performances would be provided under the Live Music Act (i.e. before 11 p.m.). References to 02:00 are to the day following.

- **State any seasonal variations for the playing of recorded music** (please read guidance note 5)

None.

### Late night refreshment

<table>
<thead>
<tr>
<th>Day</th>
<th>Start</th>
<th>Finish</th>
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</thead>
<tbody>
<tr>
<td>Mon</td>
<td>23:00</td>
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<tr>
<td>Sun</td>
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</tr>
</tbody>
</table>

**Will the provision of late night refreshment take place indoors or outdoors or both – please tick** (please read guidance note 3)

- Indoors [x]
- Outdoors [☐]
- Both [☐]

*(please read guidance note 3)*

- **Please give further details here** (please read guidance note 4)

Hot drinks (such as tea and coffee) may be available at all times the premises are open.

- **State any seasonal variations for the provision of late night refreshment** (please read guidance note 5)

None.

- **Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times to those listed in the column on the left, please list** (please read guidance note 6)

None.
### Supply of alcohol

<table>
<thead>
<tr>
<th>Day</th>
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</thead>
<tbody>
<tr>
<td>Mon</td>
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</tbody>
</table>

**Will the supply of alcohol be for consumption – please tick**

- On the premises [x]
- Off the premises [ ]
- Both [ ]

**State any seasonal variations for the supply of alcohol**

None. References to 01:40 are to the day following.

**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**

None.

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

<table>
<thead>
<tr>
<th>Name</th>
<th>Felicia Margareta Pfeif Nentis</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date of birth</td>
<td></td>
</tr>
<tr>
<td>Address</td>
<td></td>
</tr>
<tr>
<td>Postcode</td>
<td></td>
</tr>
<tr>
<td>Personal licence number (if known)</td>
<td></td>
</tr>
<tr>
<td>Issuing licensing authority (if known)</td>
<td>BCP Council</td>
</tr>
</tbody>
</table>

### K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

No adult entertainment, services activities etc will be provided.
## Hours premises are open to the public

<table>
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<tr>
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<tbody>
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<td>02:00</td>
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</tbody>
</table>

### State any seasonal variations (please read guidance note 5)

None.

### Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)

None

## M

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

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

The relevant mandatory conditions shall apply to the licence.

The premises shall operate principally as a cocktail bar and shall not be marketed or advertised as anything other than a cocktail bar.

At least 60% of the available floor space shall be laid out with tables and chairs.

A waiter/waitress service shall be available at all times the premises are open to the public.

No dance floor shall be provided for the use of customers.

### b) The prevention of crime and disorder

A digital CCTV system shall be installed and thereafter maintained in good working order to cover all public parts of the premises excluding the lavatories and the area immediately outside the entrance to the premises.

Recordings shall be accurately date and time stamped and retained for a minimum period of 30 days.

Facilities shall be made available to enable Police and other authorised officer to immediately view recordings on request and to be provided with copies in playable format.
as soon as possible on request, provided that all such requests comply with data protection regulations.

A member of staff authorised to access the CCTV system and authorised to do so shall be on duty at all times the premises are open.

The CCTV system shall be checked at least once a week; a written record of such checks shall be maintained, any defect noted and rectified as soon as possible. The record shall be made available for inspection by police and other authorised officers on request.

The premises shall maintain an Incident Book/Refusals Register (as separate documents if appropriate) and use the same to record:

- Any refusal of the sale or supply of alcohol and/or the refusal of a delivery of alcohol;
- Any occasion when a customer is asked to leave the premises (other than at closing time);
- Any incident occurring in the premises or immediately outside that involves the commission of any offence or suspected offence or any instance of anti-social behaviour;
- Any visit by an authorised officer acting in an official capacity.

The Incident Book shall be checked and signed by the DPS or senior manager at least weekly and be made available for inspection by Police and other authorised officers on request.

The premises will participate in the Town Centre Radio scheme and shall be active members of any Town Centre pub watch scheme and participate in its activities and promotions.

There shall be no external drinking area.

The premises shall implement a drugs policy to include a policy with regard to the searching of customers.

A minimum of two SIA registered door staff shall be deployed at the premises from 20:00 hours until 30 minutes after close or all patrons have dispersed from the immediate area (whichever is earlier) on every Friday and Saturday night, Sundays immediately preceding a Bank Holiday Monday and on New Year’s Eve.

In addition, the premises shall undertake a risk assessment to determine whether, to what extent and at what times it may be appropriate to deploy door supervisors. The risk assessment shall take into account all relevant matters, including but not limited to:

- Whether any form of music or other entertainment is being provided;
- Monitoring and controlling queuing outside the premises;
- Supervision of any external area used by smokers;
- Occasions of significant local or national celebration or events.

Door supervisors shall then be deployed in accordance with the outcome of the risk assessment. A copy of the risk assessment shall be provided to the police and the risk assessment shall be reviewed at least once every six months and/or at the request of the police.

At least one Personal Licence Holder shall be present at the premises at all times the premises are open and trading.
c) Public safety

Note for information – no issues of public safety arise with regard to these premises that are not adequately regulated by other legislation such as the Regulatory Reform (Fire Safety) Order 2005.

d) The prevention of public nuisance

No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 20:00 hours and 08:00 hours on the following day.

No collections of waste or recycling materials (including bottles) from the premises shall take place between 20:00 and 08:00 on the following day.

No deliveries to the premises shall take place between 20:00 and 08:00 on the following day.

e) The protection of children from harm

The premises shall operate a Challenge 25 scheme whereby any person appearing to be under the age of 25 shall be required to produce photographic proof of age in one or other of the forms specified by the mandatory conditions before being served or supplied with alcohol.

All staff concerned with the sale or supply of alcohol shall be trained in restricted sales (to persons who are under 18 or who are drunk) and with regard to the terms and conditions of the licence, including but not limited to the recording of refused sales or supplies of alcohol.

Refresher training shall be given at least once every six months.

Checklist: Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).
IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

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

Part 4 – Signatures (please read guidance note 11)

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

<table>
<thead>
<tr>
<th>Declaration</th>
</tr>
</thead>
<tbody>
<tr>
<td>• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</td>
</tr>
<tr>
<td>• The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)</td>
</tr>
</tbody>
</table>

| Signature | Philip J Day for Laceys Solicitors LLP |
| Date      | 23rd March 2021                     |
| Capacity  | Solicitors for the Applicant        |

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)

Philip Day
Laceys Solicitors LLP
9 Poole Road

<table>
<thead>
<tr>
<th>Post town</th>
<th>Bournemouth</th>
<th>Postcode</th>
<th>BH2 5QR</th>
</tr>
</thead>
<tbody>
<tr>
<td>Telephone number (if any)</td>
<td>01202 755216</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

If you would prefer us to correspond with you by e-mail, your e-mail address (optional)
p.day@laceysolicitors.co.uk

Notes for Guidance

The Notes do not form part of the application form and have not been reproduced in the interest of sustainability.
Good Afternoon,

I have been viewing your premises license application for 102, Commercial Road, Bournemouth.

You have specified that the business will possibly be providing Live Music and/or Recorded Music between the hours of 23:00 and 02:00 and that the intended opening hours are 11:00 – 02:00.

Intended use of the site is an:
up-market cocktail bar providing limited entertainment.

I note that you have provided the following conditions:

No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 20:00 hours and 08:00 hours on the following day.
No collections of waste or recycling materials (including bottles) from the premises shall take place between 20:00 and 08:00 on the following day.
No deliveries to the premises shall take place between 20:00 and 08:00 on the following day.

I am happy with the above conditions, however I recommend adding the below conditions as well, I recommend the following wording:

* Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.
* The premises licence holder shall ensure that any patrons smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance.
* A noise limiter must be fitted to the in house musical amplification system and set so as to ensure that the noise levels from the premises are kept at such levels as to be barely audible at the façade of any residential property. The operational panel of the noise limiter shall then be secured by key or password and access shall only be by persons authorised by the Premises Licence Holder. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.
* All windows and external doors shall be kept closed after 23:00 hours, or at any time when regulated entertainment takes place, except for the immediate access and egress of persons.

I hope you are happy with the above wording, if you are not please feel free to let me know, I am happy to amend the wording if the amended wording offers the same protection for local residents.
I am currently objecting to your application so that we can organise the conditions for this premises licence. Once we have organised the final set of conditions I will remove my objection.

Kind Regards

Matthew Taylor
Senior Environmental Health Officer
Communities
matthew.taylor@bcpcouncil.gov.uk
bcpcouncil.gov.uk
01202 128511

Sign up to BCP Council’s email news service
BCP Council Privacy Statement During COVID-19
To the relevant BCP Licensing Officer,

RE: Representation re Licensing Application ref: 184291 for address Unit 1, 102 Commercial Road, Bournemouth BH2 5LR.

I wish to register my objections to the above application. I object both to the nature of the proposed licensable activities (Live Music, Recorded Music, Late Night Refreshment and Supply of Alcohol) and timings, i.e. Monday to Sunday 11:00 to 02:00.

I have lived in the Nova Building since 2009. When first I moved in there was only one drinking establishment in the immediate area (The Bakers Arms – now The Four Horsemen) i.e. from the corner of St Michael’s Road and Commercial Road to the start of the pedestrianised area in Commercial Road. There are now 4 licensed premises in this area (as well as The Four Horsemen there are Smoking Aces, Lola’s and Ojo Rojo). In addition there is currently a proposed social gym on the site of what was previously Ponti’s (that formerly held a licence).

It should be noted that because of potential noise disturbance issues, there is already in place a requirement for The Four Horsemen to close their front windows when they have live music. I have in the past had to approach the venue to ensure that this condition was maintained.

From my experience none of the existing venues open until 2am (although I am unaware of their exact licencing conditions).

My objection is based on late night noise issues – the built environment is such (high buildings with no vegetation to absorb any sound) that even small groups of people around a venue creates a disturbance. It is a regular occurrence that people (many of whom have been drinking and are less inclined to moderate their voices) gather to smoke and chat on the pavements or else leave premises unaware that they are in a residential area. The Nova
Building alone includes 60 flats. There are also flats up Tregonwell Road, Terrace Road and above shops in Commercial Road – all of which are affected. Of a summer evening the noise is such that it is impossible to sleep with an open window. It only takes one loud individual to disturb the peace – either singing or calling after a friend up the road – as the sound echoes around the buildings.

At a minimum I ask that the music licence be restricted to midnight (in line with the ‘midnight noise curfew’ that seems to be maintained by the existing premises).

I also request that the closing time is brought back to an earlier hour to prevent a possible extension to the existing disturbances.

Yours sincerely,
Trudi Barlow
Licensing Team
Town Hall Annex
St Stephens Road
Bournemouth
BH2 6DY

trudi.barlow@bcpcouncil.gov.uk

To Trudi Barlow (BCP Licensing Officer),

RE: Representation in relation to Licensing Application (Ref: 184291) for
Unit 1, 102 Commercial Road, Bournemouth BH2 5LR.

I hereby register my objection to the above application on grounds of the
proposed licensable activities (Live Music, Recorded Music, Late Night
Refreshment and Supply of Alcohol) and timings (Monday to Sunday 11:00 to
02:00.)

The area is of mixed use: licensed premises alongside retail and residential.
Reflecting this, whatever their official closing times, existing venues do not
have music after 24.00 or at the latest 1.00. Some venues has specific noise
reduction requirements within their licence conditions.

I live in The Nova Building and have experienced previous
disturbances from the existing venues. I therefore object to this new venue
being allowed in any way to extend the present opening hours or music
playing times within the area.

Yours sincerely,
To: Trudi Barlow

Subject: Music

From: [Redacted]

Sent: 19 April 2021 17:02

To: Trudi Barlow

Trudi Barlow
Licensing Team
Town Hall Annex
St Stephens Road
Bournemouth
BH2 6DY
trudi.barlow@bcpcouncil.gov.uk

To Trudi Barlow (BCP Licensing Officer),

RE: Representation in relation to Licensing Application (Ref: 184291) for Unit 1, 102 Commercial Road, Bournemouth BH2 5LR.

I hereby register my objection to the above application on grounds of the proposed licensable activities (Live Music, Recorded Music, Late Night Refreshment and Supply of Alcohol) and timings (Monday to Sunday 11:00 to 02:00.)

The area is of mixed use: licensed premises alongside retail and residential. Reflecting this, whatever their official closing times, existing venues do not have music after 24.00 or at the latest 1.00. Some venues has specific noise reduction requirements within their licence conditions.

I live in [Redacted] The Nova Building and have experienced previous disturbances from the existing venues. I therefore object to this new venue being allowed in any way to extend the present opening hours or music playing times within the area.

[Add any other thoughts here or delete this sentence]

Yours sincerely,

[Redacted]