

Notice of Licensing Sub-Committee

Date: Tuesday, 28 September 2021 at 10.00 am

Venue: Virtual Meeting



Membership:

Cllr J J Butt

Cllr D Farr

Cllr L Williams

Reserve 1: Cllr T Johnson

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=5197&Ver=4>

If you would like any further information on the items to be considered at the meeting please contact: michelle.cutler@bcp.council.gov.uk or Democratic Services 01202 096660 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

20 September 2021



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

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

Disclosable
Pecuniary Interest

Yes

Declare the
nature of the
interest

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

You must leave
the room
during the
debate unless
you hold a
dispensation

Other Registerable
Interest

Yes

Declare the
nature of the
interest

You may speak
on the matter
ONLY if
members of the
public are also
allowed to
speak at the
meeting

Otherwise, do
NOT speak or
vote on the
matter and
leave the room
during the
debate unless
you hold a
dispensation

No

Does the matter **directly** relate to your
financial interest or well-being or those
of a relative or close associate?

Yes

You must disclose the interest.

Does the matter affect your financial
interest or well-being:
(a) to a greater extent than it affects the
financial interests of the majority of
inhabitants of the ward affected by
the decision and;
(b) a reasonable member of the public
knowing all the facts would believe
that it would affect your view of the
wider public interest

Yes

You may speak on the matter ONLY
if members of the public are also
allowed to speak at the meeting

Otherwise, do NOT speak or vote on
the matter and leave the room during
the debate unless you hold a
dispensation

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 Chairman

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

2. Apologies

To receive any apologies for absence from Members.

3. Declarations of Interests

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

Declarations received will be reported at the meeting.

4. Protocol for Public Representation at Virtual Meetings

5 - 8

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

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

5. London Market, 188 Old Christchurch Road

9 - 34

An application has been received for a variation of the premises licence for the premise known as 'London Market', 188 Old Christchurch Road, Bournemouth, BH1 1NU.

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

6. Splinters, 11-12 Church Street

35 - 76

An application has been received for a variation of the premises licence for the premise known as 'Splinters', 11 – 12 Church Street, Christchurch, BH23 1BW.

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

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

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LICENSING COMMITTEE AND SUB COMMITTEE

PROTOCOL FOR PUBLIC REPRESENTATION AT VIRTUAL MEETINGS

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

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

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

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

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

General points

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

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

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

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

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

For further information please contact democraticservices@bcpcouncil.gov.uk

Proposed procedure and order of speaking for virtual hearings

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

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LICENSING SUB-COMMITTEE



Report subject	London Market, 188 Old Christchurch Road, Bournemouth, BH1 1NU
Meeting date	28 September 2021
Status	Public Report
Executive summary	<p>Popa Distribution Limited have made an application for variation to their current premises licence.</p> <p>The current licence permitted off sales of alcohol only between the hours of 12:00 to 20:00, with permitted opening hours of 08:00 to 03:00, each day of the week.</p> <p>Variation is made to extend the permitted hours and allow the business to operate 24 hours, 7 days a week, for the supply of off sales of alcohol and to add late night refreshment between the hours of 23:00 and 05:00 each day.</p> <p>Current conditions 2.5 and 2.6 are requested to be amended and a number of additional conditions have been offered within the application to be imposed on the licence if granted.</p> <p>The premises also request approval of a new proposed layout plan to replace the current newspaper shelving with a new chiller unit within the licensed area.</p>
Recommendations	<p>It is RECOMMENDED that:</p> <p>Members are asked to decide whether to:-</p> <p>a) Grant the application for variation as made;</p> <p>b) Refuse the application, or part of, for variation to the premises licence;</p> <p>c) Grant the application, or part of, 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	The Licensing Authority has received a representation from Dorset Police on the grounds that to grant the application, would undermine the prevention of crime and disorder and public safety

	<p>licensing objectives.</p> <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>
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Portfolio Holder(s):	Councillor May Haines – Community Safety
Corporate Director	Kate Ryan – Chief of Operations
Report Authors	Sarah Rogers – Senior Licensing Officer
Wards	Bournemouth Central
Classification	For Decision

Background

1. An application to vary premises licence BH150541, under Section 34 of the Licensing Act, was made by Mr Steve Wight on behalf of Popa Distribution Limited on 4 August 2021. A copy of the application is attached at Appendix 1.
2. A copy of the current licence and approved plan 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 the representations by Dorset Police under the prevention of crime and disorder and public safety licensing objectives. A copy of the representation, and response by Mr Wright on behalf of his client, is attached at Appendix 3.
5. No representations were received from any of the other responsible authorities or any other person.

Options Appraisal

6. Before making a decision, Members are asked to consider the following matters:-
 - The representation made by Dorset Police.
 - The submissions made by or on behalf of the applicant.
 - The relevant licensing objectives, namely the prevention of crime and disorder and public safety.
 - The Licensing Act 2003, appropriate Regulations, Statutory Revised Guidance issued under Section 182 of the Licensing Act 2003 (April 2018) and the Council's Statement of Licensing Policy.

Summary of financial implications

7. N/A

Summary of legal implications

8. If Members decide to refuse the application or attach conditions to the licence which the applicant does not agree to, the applicant may appeal to the Magistrates' Court

within a period of 21 days beginning with the day that the applicant is notified, in writing, of the decision.

Summary of human resources implications

9. N/A

Summary of sustainability impact

10. N/A

Summary of public health implications

11. N/A

Summary of equality implications

12. N/A

Summary of risk assessment

13. N/A

Background papers

BCP Council – Statement of Licensing Policy

<https://www.bcpCouncil.gov.uk/Business/Licences-and-permits/Documents/Gambling/final-version-solp-2020.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 and proposed plan
- 2 – Copy current premises licence and approved plan
- 3 – Representation by Dorset Police

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

We Popa Distribution Limited

(Insert name(s) of applicant)

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

Premises licence number BH150541

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description 188 OLD CHRISTCHURCH ROAD			
Post town	Bournemouth	Postcode	BH1 1NU
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£12,750	

Part 2 – Applicant details

Daytime contact telephone number			
E-mail address (optional)			
Current postal address if different from premises address	70 Heathfields Downend		
Post town	Bristol	Postcode	BS16 6HS

Part 3 - Variation

Please tick as appropriate

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

☐ Yes

☐ No

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

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

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

(Please see guidance note 1)

☐ Yes

☒ No

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

The premises is currently permitted to operate 24 hours a day 7 days a week. However, the opening hours stated on the current licence restrict the business. The application seeks to increase the opening hours in order to operate 24 hours a day 7 days a week.

In accordance with the Revised Section 182 Guidance, highlighted below the applicant requests the ability to also increase the times for the sale of alcohol for consumption off the premises during the requested opening hours.

Guidance 10.15 – *“Shops, stores and supermarkets should normally be free to provide sales of alcohol for consumption off the premises at any times when the retail outlet is open for shopping unless there are good reasons, based on the licensing objectives, for restricting those hours”.*

We submit – the premises has operated until 06:00 hours on Saturday’s and 03:00 hours on other days without issue. The current conditions provide a good framework together with the excellent management procedures in place. The proposed conditions below also provide additional measures to promote the licensing objectives.

There is also a minor alteration to the approved plan. The attached plan now shows a chiller unit.

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

Part 4 Operating Schedule

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

Provision of regulated entertainment

Please tick all that apply

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

<u>Provision of late night refreshment</u> (if ticking yes, fill in box I)	X
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<u>Supply of alcohol</u> (if ticking yes, fill in box J)	X
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In all cases complete boxes K, L and M

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	X
Day	Start	Finish	Please give further details here (please read guidance note 4)			
Mon	23:00	05:00				
Tue	23:00	05:00				
Wed	23:00	05:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 5)			
Thur	23:00	05:00				
Fri	23:00	05:00	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)			
Sat	23:00	05:00				
Sun	23:00	05:00				

J

Supply of alcohol Standard days and timings (please read guidance note 7)			<u>Will the supply of alcohol be for consumption – please tick</u> (please read guidance note 8)	On the premises	<input type="checkbox"/>			
				Off the premises	X			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 5)					
Mon	00:01	00:00						
Tue	00:01	00:00						
Wed	00:01	00:00						
Thur	00:01	00:00				<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 6)		
Fri	00:01	00:00						
Sat	00:01	00:00						
Sun	00:01	00:00						

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).

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	
Mon	00:01	00:00	
Tue	00:01	00:00	
Wed	00:01	00:00	
Thur	00:01	00:00	
Fri	00:01	00:00	<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 6)
Sat	00:01	00:00	
Sun	00:01	00:00	

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

Retain this part of condition 2.5. All spirits and high value alcohol products such as champagne shall only be stored behind the sales counter and shall not be directly accessible to customers.

Should the variation be granted the removal of this part of condition 2.5 is requested - All other alcohol shall be kept in cabinets with lockable "pull down" or other screens which shall be used at all times the premises are open but not licensed to sell alcohol

Removal of condition - 2.6. Notices shall be displayed behind the sales counter and on any unit used to store alcohol clearly stating that "We are only licensed to sell alcohol between noon and 20:00 daily". **If the variation is granted this condition will not accord with the licence.**

Amendment to Annex 4 will be required – Plans This licence is issued in accordance with the plan M150541 dated 6 May 2016, as attached

The amended plan shows the removal of the newspaper shelving, which is replaced with chiller units.

Please tick as appropriate

- I have enclosed the premises licence, attached to the email ☒
- I have enclosed the relevant part of the premises licence ☐

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

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

M

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

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

b) The prevention of crime and disorder

Note – The past 18 months and the current climate has driven the need to revise our offering with the option to deliver food direct to the home 24 hours a day if necessary, which may include alcohol.

The provision of late night refreshment is to encourage individuals to consume food when purchasing alcohol over the counter.

The following condition is proposed –

- Between midnight and close the purchase of hot food such as a pie, or sausage roll must be purchased at the time of any service of alcohol.

Also, to increase security at the premises the following condition is proposed –

- The premises licence holder will carry out a risk assessment in relation to the engagement of SIA licensed staff. The findings of the risk assessment will be recorded and made available for inspection by Dorset Police or an authorised officer of the council.

To further increase security the following condition is also proposed –

- The premises licence holder will be a member of a local Town or Pub Watch scheme, to include use of a radio.

The following conditions are proposed for home delivery where alcohol is included in the purchase –

- The sale of alcohol to the home is only permitted where food is purchased at the same time.
- The purchase is by way of credit/debit card only where the request is made by electronic means e.g. website, facebook or by telephone.
- Where alcohol is delivered to the home it may only be supplied to the individual who made the purchase. The alcohol may not be supplied to another individual or left on site without first witnessing the correct I.D, which must be produced by the purchaser.
- Where no I.D is supplied by the purchaser in person the alcohol will be returned to the premises. A record of the incident will be logged to include the name of the purchaser and the delivery address together with a summary of the incident. This record will be made available to the responsible authorities upon request

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

The purchase of alcohol over the counter, or delivered to the home address of the card holder, will require proof of I.D as follows, Passport, National Identity Card, Driving Licence carrying a photograph or card carrying the PASS hologram.

Checklist:

Please tick to indicate agreement

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

**IT IS AN OFFENCE, 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 5 – Signatures (please read guidance note 11)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	S.G WRIGHT APPL Solutions Limited Licensing Consultants
Date	4 August 2021
Capacity	AGENT

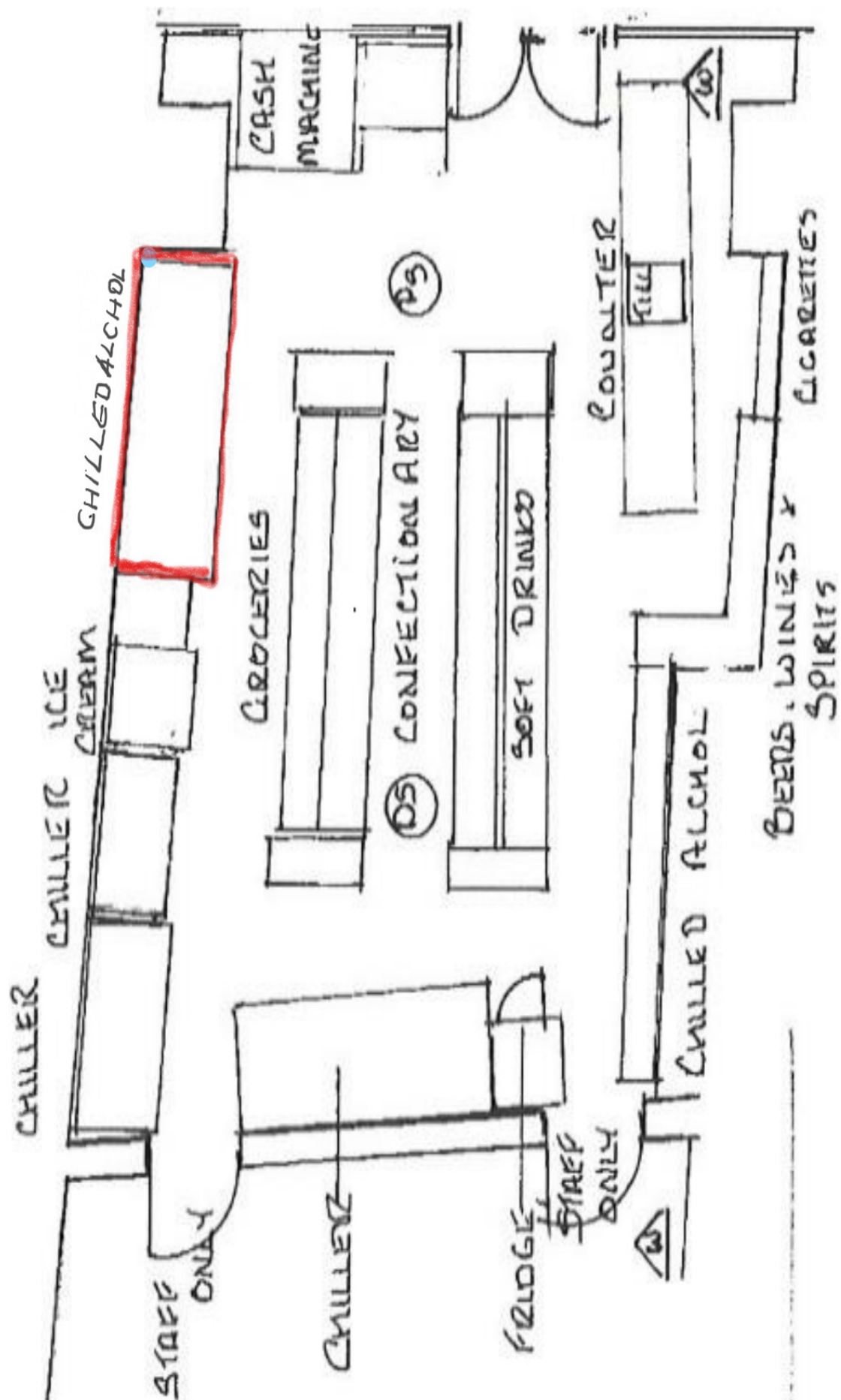
Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

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

**STEVEN .G WRIGHT, DIRECTOR, APPL SOLUTIONS LIMITED, LICENSING
CONSULTANTS,
129 HILLSIDE ROAD, CORFE MULLEN**

Post town	WIMBORNE, DORSET	Post code	BH21 3SE
Telephone number (if any)	01202 698271 07593115848		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) STEVEJACK@BTOPENWORLD.COM			



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**Premises Licence
Part A**

Premises licence number: BH150541

Postal address of premises, or if none, ordnance survey map reference or description:	
London Market 188 Old Christchurch Road	
Post town: Bournemouth	Post Code: BH1 1NU
Telephone number: 07571 067606	

Licensable activities authorised by the licence:
Supply of Alcohol

The times the licence authorises the carrying out of licensable activities:
Supply of Alcohol Monday - 12:00 to 20:00 Tuesday - 12:00 to 20:00 Wednesday - 12:00 to 20:00 Thursday - 12:00 to 20:00 Friday - 12:00 to 20:00 Saturday - 12:00 to 20:00 Sunday - 12:00 to 20:00

The opening hours of the premises:
Monday - 08:00 to 01:00 Tuesday - 08:00 to 03:00 Wednesday - 08:00 to 03:00 Thursday - 08:00 to 03:00 Friday - 08:00 to 00:00 Saturday - 00:01 to 06:00 Sunday - 09:00 to 23:00

Where the licence authorises supplies of alcohol whether these are on and/ or off supplies:
Alcohol will be consumed off the premises.

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:

Popa Distribution Ltd 70 Heathfields Downend Bristol BS16 6HS Email: amyesana@gmail.com
--

Registered number of holder, for example company number, charity number (where applicable):
--

11199760

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol:
--

Mr Mehmet Goztas

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol:
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LN/00002050 London Borough of Haringey

Annex 1 – Mandatory conditions

Mandatory Conditions (Sections 19,20,21 LA 2003)

- 1.1. There shall be no sale or supply of alcohol when there is no designated premises supervisor in respect of this premises licence or at a time when the said premises supervisor does not hold a personal licence or when his/her licence is suspended.
- 1.2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

The Licensing Act 2003 (Mandatory Licensing Conditions) (Amendment) Order 2014

- 1.3.
 1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 2. The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
 3. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.

The Licensing Act 2003 (Mandatory Conditions) Order 2014

- 1.4.
 1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
 2. For the purposes of the condition set out in paragraph 1 -
 - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) “permitted price” is the price found by applying the formula —

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

Where –

- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence -
 - (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or

- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
 - (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
 - (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
 4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

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

Annex 2 – Conditions consistent with the operating schedule

Prevention of Crime & Disorder

- 2.1. The premises shall install and thereafter maintain in good working order a digital CCTV system. The system shall be in operation at all times the premises are open for business.
 - 2.1.1. Images shall be stored for a minimum period of 31 days and shall record the time and date. Facilities will be made available to allow police and other authorised officers (as defined by the Licensing Act 2003) to view recordings on request and to be provided with copies of recordings in playable format on request, provided in each case that the request is compliant with Data Protection legislation.
 - 2.1.2. Whenever the premises are open, there will be at least one member of staff on duty or otherwise available at short notice capable of and authorised to access the CCTV system and trained to view playbacks and make recordings.
 - 2.1.3. If the CCTV system suffers any malfunction, the same shall be notified to the licensing authority as soon as reasonably practicable and rectified as soon as reasonably practicable.
- 2.2. No beer, lager or cider with an ABV of over 5.5% shall be stocked or made available for sale.
 - 2.2.1. Cider shall not be sold in bottles of any type that are larger than 1 litre in volume.
 - 2.2.2. Sales of canned beers, lagers and ciders shall be in a minimum quantity of 4 cans at a time.
- 2.3. A refusals register shall be maintained at the premises and used to record all occasions where a person is challenged to provide proof of age and either fails to do so or the proof shows that he/she is under age.
 - 2.3.1. A note shall be made of the date and time of the incident, a brief description of the person concerned (and his or her name if given), the goods the person was attempting to purchase and the name of the person dealing with the incident.
 - 2.3.2. The register shall be checked and signed at least weekly by the DPS or his/her deputy and shall be made available for inspection by any authorised officer (as defined by the Licensing Act 2003) at any time the premises are open to the public.

- 2.4. All staff shall receive training with regard to prohibited sales (age and to persons who are drunk), the conditions attached to the licence and on spotting and preventing proxy sales. Refresher training will be provided at least once annually.
- 2.4.1. A record shall be made of all such training, signed by the person receiving the training and the record shall be made available for inspection by authorised persons (as defined by the Licensing Act).
- 2.5. All spirits and high value alcohol products such as champagne shall only be stored behind the sales counter and shall not be directly accessible to customers. All other alcohol shall be kept in cabinets with lockable "pull down" or other screens which shall be used at all times the premises are open but not licensed to sell alcohol.
- 2.5.1. Other than alcohol stored behind the sales counter, no alcohol shall be stored within 3 metres of the entrance to the premises.
- 2.6. Notices shall be displayed behind the sales counter and on any unit used to store alcohol clearly stating that "We are only licensed to sell alcohol between noon and 20:00 daily".
- 2.7. Notices advertising the "Challenge 25" policy shall be displayed at the entrance to the premises, behind the sales counter and on all units used for the storage of alcohol.
- 2.8. No notice of any description (other than signage required by law or by the licence conditions) shall be displayed on the frontage (including the entrance to the premises) advertising that alcohol products are for sale in the premises other than a single sign either stating or including the words "Off Licence".
- 2.9. All bottles and cans sold shall bear a label or other mark identifying the premises as having been the source of the product, provided that when cans of beer, lager or cider are sold in packs of four or more, only one can need be so marked.

Prevention of Public Nuisance

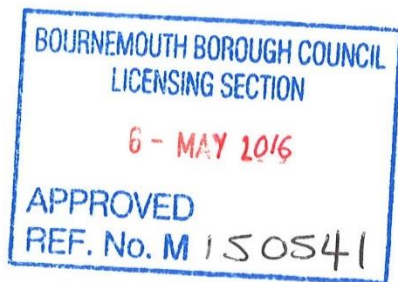
- 2.10. No deliveries shall be made to the premises before 07:00 any morning, other than milk, newspapers and bread products.
- 2.11. No rubbish shall be taken out of the premises for disposal between 23:00 and 07:00 daily.

Annex 3 – Conditions attached after a hearing by the licensing authority

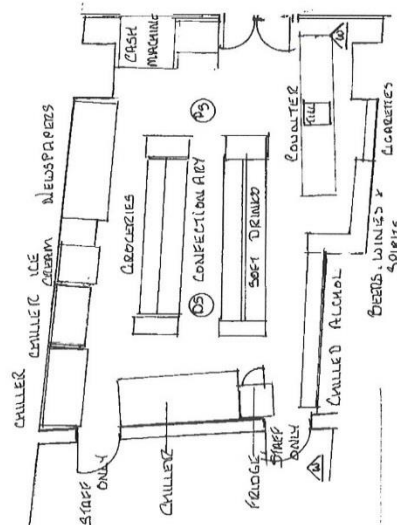
N/A

Annex 4 – Plans

This licence is issued in accordance with the plan M150541 dated 6 May 2016, as attached.



- FD30S FIRE RESISTING DOOR WITH SMOKE SEAL AND INTUMESCENT STRIP
- SC POSITIVE CLOSING DEVICE
- SC/A A MAGNETIC HOLD OPEN DEVICE
- VP VISION PANEL
- PB DOORS FITTED WITH PANIC BOLTS WITH NOTICE
- LOCK WITHOUT KEY OR BARREL BOLT
- NOTICES AND SIGNS TO ACCORD WITH BS5499:
- ☒ NI FIRE NOTICE
- ☒ NG FIRE DOOR KEEP SHUT
- ☒ NO TO BE UNLOCKED WHEN PREMISES ARE OCCUPIED
- ☒ IX INTERNALLY ILLUMINATED EXIT PICTOGRAM (ARROW INDICATES DIRECTION OF ESCAPE) (M = MAINTAINED)
- ☒ X AREA COVERED BY EMERGENCY LIGHTING
- ☒ C FIRE ALARM CALL POINT
- ☒ A AUDIBLE WARNING DEVICE
- ☒ S1 AREA COVERED BY HEAT DETECTOR
- ☒ S2 AREA COVERED BY SMOKE DETECTOR (= OPTICAL)
- ☒ S3 FIRE EXTINGUISHER: WATER
- ☒ S4 FIRE EXTINGUISHER: FOAM
- ☒ S5 FIRE EXTINGUISHER: DRY POWDER
- ☒ S6 FIRE EXTINGUISHER: CARBON DIOXIDE



SEAGER DESIGN MOORTOWN HOUSE CHRISTCHURCH ROAD RINGWOOD BH24 3AN 01425 483513 lynn@seagerdesign.co.uk	Client ALI SOLAK	Site	188 OLD CHRISTCHURCH ROAD BOURNEMOUTH	Dwg title LICENSING PLAN	Scale 1:100 @A3	Dwg No 16/132/01 Date APRIL 2016
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**Premises Licence
Part B**

Premises licence number: BH150541

Postal address of premises, or if none, ordnance survey map reference or description:

London Market 188 Old Christchurch Road

Post town: Bournemouth

Post Code: BH1 1NU

Telephone number: 07571 067606

Licensable activities authorised by the licence:

Supply of Alcohol

The times the licence authorises the carrying out of licensable activities:

Supply of Alcohol:

Monday to Sunday - 12:00 to 20:00

The opening hours of the premises:

Monday - 08:00 to 01:00

Tuesday to Thursday - 08:00 to 03:00

Friday - 08:00 to 00:00

Saturday - 00:01 to 06:00

Sunday - 09:00 to 23:00

Where the licence authorises supplies of alcohol whether these are on and/ or off supplies:

Alcohol will be consumed off the premises

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:

Popa Distribution Ltd, 70 Heathfields, Downend, Bristol, BS16 6HS

Email: amyesana@gmail.com

Registered number of holder, for example company number, charity number (where applicable):

11199760

Name of designated premises supervisor where the premises licence authorises the supply of alcohol:

Mr Mehmet Goztas

State whether access to the premises by children is restricted or prohibited:

N/A

Mrs Nananka Randle
Licensing Manager

Issued: 06 May 2016

Revised: 12 July 2018 [Transfer and Vary DPS]

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

From: "Busfield, Louise" <Louise.Busfield@dorset.pnn.police.uk>
To: "licensing@bcpcouncil.gov.uk" <licensing@bcpcouncil.gov.uk>
Cc: ".Licensing" <Licensing@Dorset.PNN.Police.uk>
Sent: Tuesday, 17 Aug, 21 At 18:57
Subject: FW: Variation of Premises Licence

Good afternoon Licensing

Further to the full Variation submitted to extend the opening hours in order to operate 24 hours a day, 7 days a week and for the sale of alcohol to be permitted 24 hours per day, 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.

To allow this premises to operate 24 hours a day would have a detrimental impact on the measures currently in place, and supported and enforced by Police, partner agencies and other responsible licensed premises, to manage the safe and effective dispersal of people leaving late night premises.

There are no conditions offered which may mitigate the impact these extended hours could have on the crime and disorder which is already frequently experienced in this part of Old Christchurch Road, and a lack of consideration for additional measures to manage the safety and protection of staff and customers.

As you will note, I have cc'd the applicant for his awareness.

Kind regards,

Louise

Louise Busfield 8952

Licensing Officer

Drug and Alcohol Harm Reduction Team

Prevention Department Bournemouth Police Station Dorset Police
E: louise.busfield@dorset.pnn.police.uk T: 01202 222445 M: 07912 899315



Connect with Dorset Police: [Online](#) | [Facebook](#) | [Twitter](#) | [LinkedIn](#) | [Youtube](#)

25/08/21

Good morning Louise,

I apologise for the delayed response to the Cc, we had to deal with a family issue in Stoke-On-Trent.

Thank you for your comments, which I have discussed with my client. The safety of staff is important to my client, who has operated in this location without incident until 06:00 hours. One of the additional conditions offered relates to a risk assessment approach to security. The safety of staff, together with the normal Health and Safety at Work etc Act 1974 and Health and Safety Risk Assessments carried out at this premises. Training in accordance with the findings of the risk assessment will be carried out and will cover the premises and delivery of alcohol with any order.

Should the risk assessment determine the need for roaming security, which operates in the town, or static security then of course this will be secured. The use of a town watch radio is also offered along with membership of town watch, which will also increase security and the safety of staff. There may be a mixture of roaming and static security determined by the risk assessment. There will also be an assessment of the viability on certain evenings throughout the week and when special events happen in the town.

The history of this premises is excellent and they will continue to work in partnership with the authorities as they have done since taking over this business. They will continue to operate strict policies on the sale of age restricted products and to provide CCTV evidence when issues occur on the street as they have done in the past.

While I appreciate your comments about the area it is my client's responsibility to promote the licensing objectives for her premises, which she has done and will continue to do.

Should you have specific detrimental evidence I will of course be happy to receive it and address the issues with my client. However, it is my belief that there are no serious incidents or, any incidents at all associated with this premises and they will continue to operate to the highest standards you have come to expect of the owner at this premises.

Kind regards
Steve

LICENSING SUB-COMMITTEE



Report subject	Splinters, 11-12 Church Street, Christchurch, BH23 1BW
Meeting date	28 September 2021
Status	Public Report
Executive summary	<p>Tiki Bar Ltd have made an application to vary the current premises licence which was transferred to them with immediate effect on the date both the variation and transfer applications were accepted on 16 August 2021.</p> <p>The current licence permits on and off sales of alcohol between the hours of 10:00 to 00:00 Monday to Saturday and 12:00 to 23:30 on Sundays. Good Friday and Christmas Day alcohol is permitted from 12:00 to 23:30. The licence also permits late night refreshment Monday to Saturday from 23:00 to 00:30 and 23:00 to 00:00 on Sundays.</p> <p>Variation is made to extend the permitted hours and opening hours of the premises and include Bank Holidays, Christmas Eve, Boxing Day and New Year's Eve extensions and add live and recorded music for the following hours:-</p> <p>Late Night Refreshment – Friday and Saturday from 23:00 to 01:30. Bank Holidays, Christmas Eve and Boxing Day from 23:00 to 01:30 and New Year's Eve from 23:00 to 05:00</p> <p>Sale of Alcohol – Sunday to Thursday from 10:00 to 00:30 and 10:00 to 01:30 on Friday and Saturday. Bank Holidays, Christmas Eve and Boxing Day from 12:00 to 01:30 and New Year's Eve from 10:00 to commencement of business on 1 January.</p> <p>Live and Recorded Music – Sunday to Thursday from 12:00 to 00:30 and 12:00 to 01:30 on Friday and Saturday. Bank Holidays, Christmas Eve and Boxing Day from 12:00 to 01:30 and New Year's Eve from 10:00 to commencement of business on 1 January.</p> <p>Opening Hours – Sunday to Thursday from 12:00 to 01:00 and 12:00 to 02:00 on Friday and Saturday. Bank Holidays, Christmas Eve and Boxing Day from 12:00 to 02:00 and New Year's Eve from 10:00 to commencement of business on 1 January.</p> <p>Current conditions 11, 12,15 and 16 are requested to be removed and a number of additional conditions have been offered within the application to be imposed on the licence if granted.</p>

<p>Recommendations</p>	<p>It is RECOMMENDED that:</p> <p>Members are asked to decide whether to:-</p> <p>a) Grant the application for variation as made;</p> <p>b) Refuse the application, or part of, for variation to the premises licence;</p> <p>c) Grant the application, or part of, 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>
<p>Reason for recommendations</p>	<p>The Licensing Authority has received a representation from Environmental Health and two other persons on the grounds that to grant the application it would undermine the prevention of public nuisance licensing objective.</p> <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 May Haines – Portfolio Holder for Community Safety
Corporate Director	Kate Ryan – Chief of Operations
Report Authors	Sarah Rogers – Senior Licensing Officer
Wards	Christchurch Town
Classification	For Decision

Background

1. An application to vary premises licence BH177368 (previous Christchurch Borough Council licence number PL0094), under Section 34 of the Licensing Act 2003, was made by Tiki Bar Ltd on 16 August 2021. A copy of the application is attached at Appendix 1.
2. A copy of the current licence 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 the representations by Environmental Health and two other persons under the prevention of public nuisance licensing objective. Copies of the representations, and subsequent responses from the applicant, are attached at Appendix 3.
5. Dorset Police mediated with the applicant and have agreed additional conditions to be imposed on the licence if granted, attached at Appendix 4, to uphold and promote the prevention of crime and disorder and public safety licensing objectives.
6. No representations were received from any of the other responsible authorities.

Options Appraisal

7. Before making a decision, Members are asked to consider the following matters:-
 - The representations made by Environmental Health and two other persons.
 - The submissions made by or on behalf of the applicant.
 - The relevant licensing objective, namely the prevention of public nuisance.
 - 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

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 sustainability 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 – Statement of Licensing Policy

<https://www.bcpCouncil.gov.uk/Business/Licences-and-permits/Documents/Gambling/final-version-solp-2020.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
- 1a – Application plan
- 2 – Copy current premises licence
- 3 – Representations received
- 4 – Conditions agreed with Dorset Police

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We **TIKI BAR LTD**

(Insert name(s) of applicant)

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

Premises licence number

M177368

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description

11-12 CHURCH STREET

Post town

CHRISTCHURCH

Postcode

BH23 1BW

Telephone number at premises (if any)

[REDACTED]

Non-domestic rateable value of premises

£36,500

Part 2 – Applicant details

Daytime contact
telephone number

[REDACTED]

E-mail address (optional)

NATHAN@TIKIGROUP.CO.UK

Current postal address if
different from premises
address

[REDACTED]

Post town

CHRISTCHURCH

Postcode

BH23 4PW

Part 3 - Variation

Please tick as appropriate

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

☒ Yes

☐
No

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

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

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

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

AMEND OPENING HOURS OF PREMISES – 1200 TO 0100 SUNDAY TO THURSDAY AND 1200 TO 0200 FRIDAY AND SATURDAY

AMEND OPENING HOURS OF PREMISES - BANK HOLIDAYS, CHRISTMAS EVE AND BOXING DAY 1200 TO 0200 AND NEW YEARS EVE 1000 TO COMMENCEMENT OF BUSINESS ON 1ST JANUARY.

AMEND LATE NIGHT REFRESHMENT – 2300 TO 0130 FRIDAY AND SATURDAY

AMEND LATE NIGHT REFRESHMENT - BANK HOLIDAYS, CHRISTMAS EVE AND BOXING DAY 1200 TO 0130 AND NEW YEARS EVE 1000 TO COMMENCEMENT OF BUSINESS ON 1^S JANUARY.

AMEND SALE OF ALCOHOL – 1000 TO 0130 FRIDAY AND SATURDAY

AMEND SALE OF ALCOHOL – 1000 TO 0030 SUNDAY TO THURSDAY

AMEND SALE OF ALCOHOL – NON-STANDARD TIMINGS – BANK HOLIDAYS, CHRISTMAS EVE AND BOXING DAY 1200 TO 0130 AND NEW YEARS EVE 1000 TO COMMENCEMENT OF BUSINESS ON 1^S JANUARY.

ADD REGULATED ENTERTAINMENT (LIVE MUSIC AND RECORDED MUSIC) – SUNDAY - THURSDAY 1200 TO 0030 AND FRIDAY AND SATURDAY 1200 TO 0130

ADD REGULATED ENTERTAINMENT (LIVE MUSIC AND RECORDED MUSIC) – NON-STANDARD TIMINGS – BANK HOLIDAYS, CHRISTMAS EVE AND BOXING DAY 1200 TO 0130 AND NEW YEARS EVE 1000 TO COMMENCEMENT OF BUSINESS ON 1^S JANUARY.

REMOVE CONDITION 11, CONDITION 12, CONDITION 15 AND CONDITION 16.

ADD CONDITION – THE PREMISES MUST OPERATE IN LINE WITH THE NOISE MANAGEMENT PLAN, AS AGREED WITH THE LOCAL AUTHORITY.

ADD CONDITION – THE PREMISES MUST OPERATE IN LINE WITH THE DISPERSAL POLICY, AS AGREED WITH THE POLICE AUTHORITY.

ADD CONDITION – PERSONS UNDER THE AGE OF 18 WILL NOT BE PERMITTED ON THE PREMISES AFTER 2200.

ADD CONDITION – TWO DOOR SUPERVISORS WILL BE PROVIDED FROM 2100 ON FRIDAY AND SATURDAY.

ADD CONDITION – NO ENTRY OR RE-ENTRY 30 MINUTES PRIOR TO CLOSING.

Part 4 Operating Schedule

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

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

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

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

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

In all cases complete boxes K, L and M

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5) LIVE MUSIC WILL BE LIMITED TO ACOUSTIC ACTS ONLY		
Mon	1200	0030			
Tue	1200	0030	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Wed	1200	0030			
Thur	1200	0030	<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri	1200	0130			
Sat	1200	0130	BANK HOLIDAYS, CHRISTMAS EVE AND BOXING DAY 1200 TO 0130 AND NEW YEARS EVE 1000 TO COMMENCEMENT OF BUSINESS ON 1 ST JANUARY.		
Sun	1200	0030			

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5) RECORDED MUSIC WILL BE INCIDENTAL.		
Mon	1200	0030			
Tue	1200	0030	State any seasonal variations for the playing of recorded music (please read guidance note 6)		
Wed	1200	0030			
Thur	1200	0030	Non standard timings. Where you intend to use the premises for the <u>playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri	1200	0130			
Sat	1200	0130	BANK HOLIDAYS, CHRISTMAS EVE AND BOXING DAY 1200 TO 0130 AND NEW YEARS EVE 1000 TO COMMENCEMENT OF BUSINESS ON 1 ST JANUARY.		
Sun	1200	0030			

I

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4)		Indoors	<input checked="" type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5) TO EXTEND OUR FOOD OFFER ON WEEKENDS.			
Mon						
Tue						
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 6)			
Thur						
Fri	2300	0130	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 7)			
Sat	2300	0130	BANK HOLIDAYS, CHRISTMAS EVE AND BOXING DAY 1200 TO 0130 AND NEW YEARS EVE 1000 TO COMMENCEMENT OF BUSINESS ON 1 ST JANUARY.			
Sun						

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 6)		
Mon	1000	0030			
Tue	1000	0030			
Wed	1000	0030			
Thur	1000	0030			
Fri	1000	0130	<u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 7) BANK HOLIDAYS, CHRISTMAS EVE AND BOXING DAY 1200 TO 0130 AND NEW YEARS EVE 1000 TO COMMENCEMENT OF BUSINESS ON 1 ST JANUARY.		
Sat	1000	0130			
Sun	1000	0030			

K

<p>Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 10).</p> <p>THERE IS NO ADULT ENTERTAINMENT OR SERVICES GIVING RISE TO CONCERN IN RESPECT OF CHILDREN.</p>
--

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			<u>State any seasonal variations</u> (please read guidance note 6)
Day	Start	Finish	
Mon	1200	0100	
Tue	1200	0100	
Wed	1200	0100	
			<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 7) BANK HOLIDAYS, CHRISTMAS EVE AND BOXING DAY 1200 TO 0200 AND NEW YEARS EVE 1000 TO COMMENCEMENT OF BUSINESS ON 1 ST JANUARY.
Thur	1200	0100	
Fri	1200	0200	
Sat	1200	0200	
Sun	1200	0100	

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

WE PROPOSE TO REMOVE CONDITIONS 11, 12, 15 AND 16. WE PROPOSE TO REPLACE THESE WITH CLEARLY DEFINED HOURS THAT APPLY CONSISTENTLY THROUGHOUT THE YEAR, WITH EXTENSIONS GRANTED FOR KEY DATES SUCH AS BANK HOLIDAYS AND CHRISTMAS.

WE PROPOSE TO ADD CONDITIONS THAT WE MUST OPERATE IN LINE WITH AN AGREED DISPERSAL POLICY AND NOISE MANAGEMENT PLAN. BY DOING SO THIS CREATES FLEXIBILITY SO THAT WE CAN ADAPT OUR OPERATION TO MEET ANY CHANGES REQUIRED BY RESPONSIBLE AUTHORITIES WITHOUT THE NEED FOR FURTHER VARIATIONS OR CONDITIONS.

Please tick as appropriate

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

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

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

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

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

WE ARE COMMITTED TO ENSURING THAT THE PREMISES ACTIVELY PROMOTES THE FOUR LICENSING OBJECTIVES. THIS IS REFLECTIVE IN OUR POLICIES WHERE WE HAVE FULLY CONSIDERED HOW OUR PREMISES WILL IMPACT ON THE LICENSING OBJECTIVES AND WHAT MEASURES WE WILL PUT IN PLACE TO MITIGATE RISKS. WE CONSIDER IT ESSENTIAL TO MAINTAIN A POSITIVE AND ENGAGING RELATIONSHIP WITH RESPONSIBLE AUTHORITIES, LOCAL BUSINESSES AND LOCAL RESIDENTS SO THAT OUR PREMISES PROVIDES BENEFIT TO THE COMMUNITY.

b) The prevention of crime and disorder

THE PREMISES WILL PRIMARILY OPERATE AS A RESTAURANT WHERE WE DO NOT ANTICIPATE ANY SIGNIFICANT ISSUES GIVING RISE TO CRIME AND DISORDER. THE MAJORITY OF ISSUES ARE LIKELY TO ARISE AFTER 2100 AND SPECIFICALLY ON FRIDAY AND SATURDAY WHERE WE WILL EXPECT HIGHER DEMAND FOR COCKTAILS. WE HAVE CONSIDERED THE RISKS AND SET OUT WHAT WE CONSIDER TO BE APPROPRIATE PLANS TO MINIMISE CRIME AND DISORDER IN OUR DISPERSAL POLICY. THIS INCLUDES DOOR SUPERVISORS, 100% ID POLICY AT PEAK TIMES, ENGAGEMENT WITH OTHER VENUES AND ACTIVE PARTICIPATION IN THE PUBWATCH SCHEME. OUR DISPERSAL POLICY WILL BE A WORKING DOCUMENT WHICH WILL BE SUBJECT TO REGULAR REVIEW AND CONSULTATION WITH RESPONSIBLE AUTHORITIES. CCTV WILL BE IN POSITIONED INSIDE THE PREMISES AND THE FRONT FACING IN BOTH DIRECTIONS OF CHURCH STREET.

c) Public safety

ALL SAFETY MATTERS WILL BE ADEQUATELY COVERED BY THE HEALTH AND SAFETY AT WORK ACT AND THE REGULATORY REFORM (FIRE SAFETY) ORDER 2005. ALL OF OUR STAFF AND CONTRACTORS WILL ACTIVELY MONITOR ALCOHOL CONSUMPTION AND HAVE DELEGATED AUTHORITY TO REFUSE TO SERVE ALCOHOL TO THOSE WHO ARE INTOXICATED OR AT RISK OF BECOMING INTOXICATED. WE WILL CONDUCT ROUTINE CHECKS OF CUSTOMERS ON ARRIVAL AND THROUGHOUT THE EVENING TO DETER AND MINIMISE THE RISK OF DRUGS AND WEAPONS BEING BROUGHT INTO THE PREMISES. WE WILL CONDUCT ROUTINE CHECKS OF THE TOILET AREA, INCLUDING DRUG SWABS OF FLAT SURFACES. WE WILL ACTIVELY PROMOTE 'ASK ANGELA', AND HAVE LEAFLETS AVAILABLE TO CUSTOMERS FOR TURNING POINT AND DRINK AWARE. WE WILL IMPOSE A 100% ID POLICY ON FRIDAY AND SATURDAY NIGHTS FROM 2100, AND WE WILL ENFORCE CHALLENGE 25 AT ALL TIMES AT THE BAR.

d) The prevention of public nuisance

WE WILL OPERATE IN LINE WITH THE NOISE MANAGEMENT PLAN AS APPROVED BY THE LOCAL AUTHORITY. THIS PLAN SETS OUT WHAT STEPS WE WILL TAKE TO REDUCE THE RISK OF PUBLIC NUISANCE INSIDE AND OUTSIDE THE PREMISES. THIS PLAN WILL BE SUBJECT TO REGULAR REVIEW BY THE PREMISES AND THE LOCAL AUTHORITY, SPECIFICALLY ENVIRONMENTAL HEALTH. ANY ALCOHOL SOLD FROM THE PREMISES FOR USE OFF THE PREMISES, WILL BE MARKED IN SUCH A WAY THAT IT CAN BE IDENTIFIED AS BEING SOLD BY TIKI BAR LTD.

e) The protection of children from harm

NO PERSON UNDER THE AGE OF 16 WILL BE PERMITTED IN THE PREMISES AT ANY TIME UNLESS ACCOMPANIED BY AN ADULT. NO PERSON UNDER THE AGE OF 18 WILL BE PERMITTED ON THE PREMISES AFTER 2100 EVEN IF ACCOMPANIED BY AN ADULT. ALL STAFF WILL BE TRAINED AND CONFIDENT IN THE ASK ANGELA CAMPAIGN AND CHALLENGE 25. IF THERE IS ANY CONCERN ABOUT THE SAFEGUARDING OF CHILDREN, WE WILL IMMEDIATELY NOTIFY THE POLICE. ALL STAFF AND CONTRACTORS WILL UNDERTAKE A DBS CHECK.

Checklist:

Please tick to indicate agreement

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

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

Part 5 – Signatures (please read guidance note 12)

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

Signature	
Date	16 AUGUST 2021
Capacity	DIRECTOR

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

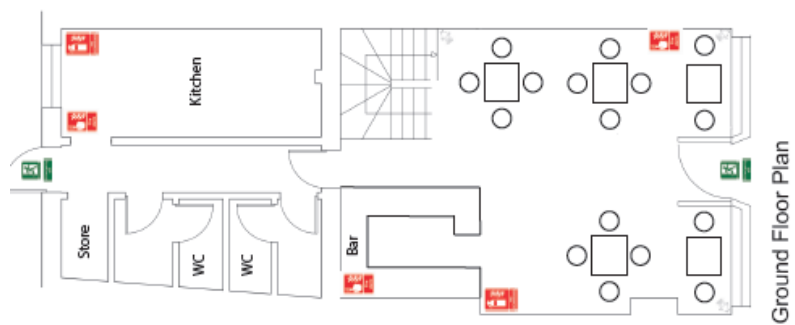
Signature	
Date	
Capacity	

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

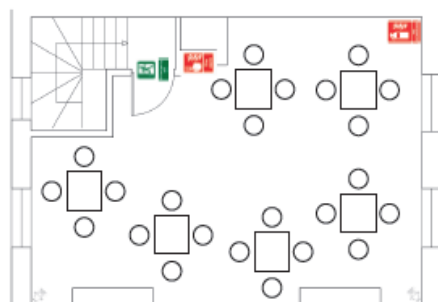


Post town	CHRISTCHURCH	Post code	BH23 4PW
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Ground Floor Plan



First Floor Plan



Second Floor Plan

Proposed Plans 1:100

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Licensing Act 2003

Premises Licence

PL0094

Part 1 - Premises Details

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

SPLINTERS

12 CHURCH STREET, CHRISTCHURCH, DORSET, BH23 1BW.

Telephone 01202 483 454

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- provision of late night refreshment
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
L. Late night refreshment (Indoors)	Monday	11:00pm	12:30am
	Tuesday	11:00pm	12:30am
	Wednesday	11:00pm	12:30am
	Thursday	11:00pm	12:30am
	Friday	11:00pm	12:30am
	Saturday	11:00pm	12:30am
	Sunday	11:00pm	Midnight
M. The sale by retail of alcohol for consumption ON and OFF the premises	Monday	10:00am	Midnight
	Tuesday	10:00am	Midnight
	Wednesday	10:00am	Midnight
	Thursday	10:00am	Midnight
	Friday	10:00am	Midnight
	Saturday	10:00am	Midnight
	Sunday	Noon	11:30pm
	Non Standard Timings:	Noon	11:30pm
	Non Standard Timings:	Noon	11:30pm
			Good Friday Christmas Day

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday	Midnight	Midnight
Tuesday	Midnight	Midnight
Wednesday	Midnight	Midnight
Thursday	Midnight	Midnight
Friday	Midnight	Midnight
Saturday	Midnight	Midnight
Sunday	Midnight	Midnight

Licensing Act 2003

Premises Licence

PL0094

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

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

Part 2

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

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

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

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

[REDACTED]
[REDACTED]

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

Licence No. 295

Issued by New Forest

ANNEXES

Mandatory Conditions

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

Licensing Act 2003

Premises Licence

PL0094

ANNEXES continued ...

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -

- a) games or other activities which require or encourage, or are designed to require or encourage, individuals to -
 - i. drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - ii. drink as much alcohol as possible (whether within a time limit or otherwise);
- b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
- c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
- d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can be reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
- e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

5. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried out in accordance with the age verification policy.

Licensing Act 2003

Premises Licence

PL0094

ANNEXES continued ...

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -

- a) a holographic mark, or
- b) an ultraviolet feature.

6. The responsible person shall ensure that -

a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -

- i. beer or cider: ½ pint;
- ii. gin, rum, vodka or whisky: 25 ml or 35 ml; and
- iv. still wine in glass: 125 ml; and

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

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

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

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

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

(a)

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

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

Where -

- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the

Licensing Act 2003

Premises Licence

PL0094

ANNEXES continued ...

value added tax were charged on the date of the sale or supply of the alcohol;

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

- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

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

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

9. Where the permitted price given by Paragraph (b) of paragraph 8 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

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

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

Embedded Conditions

11. Alcohol may be sold or supplied:

- 1) On weekdays, other than Christmas Day, Good Friday or New Year's Eve from 10am to 12pm.
- 2) On Sundays, other than Christmas Day or New Year's Eve, and on Good Friday: 12 noon to 11:30pm
- 3) On Christmas Day: 12 noon to 11:30pm;
- 4) On New Year's Eve, except on a Sunday, 10 a.m. to midnight;

Licensing Act 2003

Premises Licence

PL0094

ANNEXES continued ...

5) On New Year's Eve on a Sunday, 12 noon to 11.30 p.m.

6) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

12. The above restrictions in condition 12 do not prohibit:

a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;

b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;

c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;

d) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the premises.

13. Suitable non-alcoholic beverages, including drinking water, shall be equally available for consumption with or otherwise as an ancillary to meals served in the licensed premises.

14. The licensee shall have regard to and comply with any relevant provisions of the following enactments during any licensable activity taking place on the premises:

a. Children and Young Persons Act 1933

b. Cinematography (Safety) Regulations 1955

c. Sporting Events (Control of Alcohol etc) Act 1985

ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

15. Alcohol shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his meal.

16. Only wine shall be sold or supplied for consumption off the premises.

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

N/A

Please note that this licence will not override any other restrictions or covenants that

BCP Council
Civic Offices
Bridge Street
Christchurch
BH23 1AZ



Licensing Act 2003

Premises Licence

PL0094

ANNEXES continued ...

apply to the premises.

Licensing Act 2003

Premises Licence Summary

PL0094

Premises Details

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

SPLINTERS

12 CHURCH STREET, CHRISTCHURCH, DORSET, BH23 1BW.

Telephone 01202 483 454

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- provision of late night refreshment
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
L. Late night refreshment (Indoors)	Monday	11:00pm	12:30am
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	Wednesday	11:00pm	12:30am
	Thursday	11:00pm	12:30am
	Friday	11:00pm	12:30am
	Saturday	11:00pm	12:30am
	Sunday	11:00pm	Midnight
M. The sale by retail of alcohol for consumption ON and OFF the premises	Monday	10:00am	Midnight
	Tuesday	10:00am	Midnight
	Wednesday	10:00am	Midnight
	Thursday	10:00am	Midnight
	Friday	10:00am	Midnight
	Saturday	10:00am	Midnight
	Sunday	Noon	11:30pm
	Non Standard Timings:	Noon	11:30pm
	Non Standard Timings:	Noon	11:30pm
			Good Friday Christmas Day

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday	Midnight	Midnight
Tuesday	Midnight	Midnight
Wednesday	Midnight	Midnight
Thursday	Midnight	Midnight
Friday	Midnight	Midnight
Saturday	Midnight	Midnight

Licensing Act 2003

Premises Licence Summary

PL0094

THE OPENING HOURS OF THE PREMISES continued ...

Description	Time From	Time To
Sunday	Midnight	Midnight

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

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

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

[Redacted Name and Address]

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

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

[Redacted Name]

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

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6th September 2021

- 7 SEP 2021

Licensing Team
Town Hall Annex
St Stephens Road
BOURNEMOUTH
BH2 6DY

Dear Sir/Madam

Reference 188200 – Splinters Restaurant

Living opposite the above premises requesting a variation to premises licence, I have to object for the following reasons:

- The premises (Splinters) is in a conservation area and the residential houses nearby are all Listed. Consequently we do not have adequate double glazing, only secondary, to minimise noise, particularly live and amplified music. Even now we suffer a high degree of noise pollution which, as I am sure you are aware can lead to disrupted sleep and stress. In hot weather bedroom windows have to be firmly closed to have any chance of sleep. There is no outside space available to customers of the above referenced premises and those wishing to smoke or just be outside, will spill out onto Church Street. This is not fair on homeowners.
- The cottages opposite are all over 500 years old and do not have deep foundations, in fact hardly any, therefore vibration comes through the cobbled road and pavement and the cottages opposite are subjected to a constant thump, possibly even causing structural damage. In addition, cars and taxis which come up to the Priory gates late at night collecting customers from venues turn round and drive over kerb stones which are loose and not maintained, this also adds to vibration and nuisance.
- Minor vandalism (or possibly accidents) to the residential properties has occurred in the past from intoxicated customers leaving late night venues, i.e. cracked or broken window panes and damage to window sills.
- There is only one late night license in Church Street and this is outside the Priory quarter, Splinters is not.
- I believe your Noise Assessment Review should determine that the Splinters premises are not suitable for live and amplified music or a late night license.

Yours faithfully /



RP Mackie (Mrs)



The premises (Splinters) is in a conservation area and the residential houses nearby are all listed. Consequently we do not have adequate double glazing, only secondary, to minimise noise, particularly live and amplified music.

As the premises sits within a mixed residential and commercial area, we have carefully considered the potential impact of live and amplified music on residents. For most of the time, the premises will be limited to background music, playing at a similar level to that of previous occupants. On special occasions we may introduce live music but this will be limited to acoustic acts only, playing at levels that will be inaudible from the nearest residential property. There will certainly be no drum kits, electric guitars etc.

Our Noise Management Plan sets out the steps we will take to minimise public nuisance, including installation of a sound limiting device which will be set by the local authority, and defining music levels that will ensure noise does not emanate from the premises.

There is no outside space available to customers... and those wishing to smoke or just be outside will spill out onto Church Street. This is not fair on homeowners.

Our neighbours (Soho, The Snug and James and White) already use Church Street as a smoking area. Given the small capacity of our premises (20 downstairs and 30 upstairs), we believe that the increase in people standing outside the venue in the evening will be insignificant. During the day, Church Street is thriving with people travelling to and from The Priory, The Quay and the town centre. As such we do not believe that there will be any negative impact on residents.

That said, our Noise Management Plan states that we will employ 2 SIA accredited door supervisors to maintain order outside the premises. We believe that this is a positive step and will help alleviate the small risk of public nuisance or disorder on Church Street.

Vibration comes through the cobbled road and pavement and the cottages opposite are subjected to constant thump, possible causing structural damage. In addition, cars and taxis which come up the Priory gate late at night collecting customers from venues turn around and drive over the kerb stones which are loose and not maintained, this also adds to vibration.

We sympathise with this issue but unfortunately this is outside our control. The taxi rank is only a few metres away, and we will be directing all customers away from Church Street as they leave. Given the size of our premises, we do not expect any increase in vehicle movements on Church Street.

Minor vandalism to the residential properties has occurred in the past from intoxicated customers leaving late night venues.

Regrettably we cannot be accountable for past issues, but we can provide assurances about the future. As previously mentioned, we will employ 2 SIA accredited door supervisors who

will be positioned at the front door on weekends. They will be employed until 30 minutes after closing time to ensure that Church Street is clear of any customers, thereby reducing the risk of vandalism.

Door supervisors will also work closely with Soho and other neighbouring premises to collectively maintain order in the town centre. This will be underpinned by our active engagement with the local Pubwatch scheme.

There is only one late night licence in Church Street and this is outside the Priory quarter, Splinters is not.

The late-night economy in Christchurch is thriving. By midnight on a Friday and Saturday, there are long queues at the taxi rank and outside Soho, giving us confidence that there is demand for late night premises. Unlike the other premises, we will continue to offer a food menu until closing time, thereby reducing the risk of public nuisance and disorder.

By introducing a new late-night licence, there will be less people on the streets and more people inside premises under supervision. In our opinion this is positive.

I believe your Noise Assessment Review should determine that the Splinters premises are not suitable for live and amplified music or a late licence.

We hope that this response provides some assurance that we are committed to promoting the four licensing objectives in a mixed residential and commercial environment.

If you have any further questions please do not hesitate to contact me on nathan@tikigroup.co.uk. I would be delighted to meet you at the premises and share our plans.

If we have provided the necessary assurance, we would be grateful if you would consider withdrawing your representation.

Best wishes

Nathan Muirhead
Director

09.09.21

Dear Sarah

Thank you for your email attaching a response from Mr Muirhead.

My earlier comments, however, pertain in the main to the extended licensing hours request and as stated in the 2003 Act, the local licensing authority I believe has the power to make decisions regarding opening hours. This decision to be based on local knowledge and consultation with responsible authorities. I would hope that the views of residents who are likely to be affected by an extension to a license into the early hours of the morning for the majority of the week would be taken into consideration.

I cannot say that Mr Muirhead's response has given me much assurance particularly since his target market would appear to be drinkers from the pubs after closing time, all through the week. The ambience of the other licensed premises in Church Street, which in most cases do attract a mixed demographic, sits well within such an historic area and, on the whole, although at times with exceptions, the clientele do treat the area with deserved respect. A late night licence all through the week for a business within the Priory Quarter would not.

Thank you for your attention and I, along with my neighbours, await the outcome of your Assessment.

I have just noticed your email attaching the Notice of Hearing however my comments above hopefully clarify that my area of concern is the opening hours and the nuisance that may well occur with such an extended licence.

Kind regards

Yours sincerely

Rozanne Mackie

1702 SEP 8 -

- 8 SEP 2021

7th August 2021

Dear Sir / Madam,

Ref: 108200 Splinters Restaurant

I have noticed that there is an application requesting a variation to the premises licence. I have to object as I live opposite the restaurant.

This is a Conservation and Residential area with properties over 500 years of age. We have no foundations to protect us from any noises be it music or traffic. This is only going to add to the existing pollution. Our sleep patterns will be affected and our lives will be more

- 8 SEP 2021

difficult to deal with. He will definitely
be disturbed by people drinking and
smoking outside the premises into the
early hours of the morning.

We hope that you will consider
the livelihood of the residents.

Yours faithfully,

R. B. HIRSBRUNNER

Dear R.B Hirsbrunner

Thank you for sharing feedback on our application to vary the premises licence for the. I acknowledge and appreciate the concerns you have and wish to provide assurance that our plans for the premises will see no deterioration in the enjoyment residents have living on Church Street.

We are currently undergoing refurbishment of the property, restoring some of the original features of The Castle Tea House. It is our intention to reopen as a tapas and cocktail restaurant that draws on the building's history as a tea room.

We are seeking to create a venue that offers something a little more grown-up, especially for those that does not want to frequent venues such as Soho or Camerons. Our target customers will primarily be families and tourists during the day, and a more mature customer base in the evening. Over time we have seen that there is demand for a late night venue that is perhaps less energetic than others!

Whilst we are proposing to add live and recorded music to our licence, this will be limited to background levels, similar to that you will have experienced with Splinters.

Only last week my partner and I visited venues in the town centre. By midnight our only option was Soho, Camerons or the taxi rank. What we believe is missing is a venue for those who want to socialise in a quiet and relaxed setting. This is what The Tea House will offer.

Taking each of your points in turn:

This is a conservation and residential area with properties over 500 years of age. We have no foundations to protect us from any noise be it music or traffic. This is only going to add to the existing pollution.

As the premises sits within a mixed residential and commercial area, we have carefully considered the potential impact of live and amplified music on residents. For most of the time, the premises will be limited to background music, playing at a similar level to that of previous occupants. On special occasions we may introduce live music but this will be limited to acoustic acts only, playing at levels that will be inaudible from the nearest residential property. There will certainly be no drum kits, electric guitars etc.

Our Noise Management Plan sets out the steps we will take to minimise public nuisance, including installation of a sound limiting device which will be set by the local authority, and defining music levels that will ensure noise does not emanate from the premises.

Our sleep patterns will be affected and our lives will be more difficult to deal with. We will definitely be disturbed by people drinking and smoking outside the premises into the early hours of the morning.

Our neighbours (Soho, The Snug and James and White) already use Church Street as a smoking area. Given the small capacity of our premises (20 downstairs and 30 upstairs), we believe that the increase in people standing outside the venue in the evening will be insignificant. During the day, Church Street is thriving with people travelling to and from The Priory, The Quay and the town centre. As such we do not believe that there will be any negative impact on residents.

That said, our Noise Management Plan states that we will employ 2 SIA accredited door supervisors to maintain order outside the premises. We believe that this is a positive step and will help alleviate the small risk of public nuisance or disorder on Church Street.

We hope that this response provides some assurance that we are committed to promoting the four licensing objectives in a mixed residential and commercial environment.

If you have any further questions please do not hesitate to contact me on nathan@tikigroup.co.uk. I would be delighted to meet you at the premises and share our plans.

If we have provided the necessary assurance, we would be grateful if you would consider withdrawing your representation.

Best wishes

Nathan Muirhead
Director

Representation from Environmental Health

10.09.21

Dear Nathan,

Splinters 11-12 Church Street - Variation Application

I have looked at this application and have some serious concerns.

I understand you plan to use the premises as Restaurant / cocktail bar. The business will have live and recorded music, and is open until 2am at weekends. The business is a terrace property with residential properties attached both sides.

My concerns are mainly around the prevention of public nuisance.

Having looked at your Noise Management & Public Nuisance plan I would like to make the following observations and have the following questions.

- I am concerned about the noise transmission to next door (a residential premises) through the structure of the building. I suggest you need a structural noise transmission survey to ascertain what levels music can be played at in your business that do not cause a disturbance next door.
- I am pleased that you are putting in a sound limiting device. The level we are likely to set on this would be at a background music level until more is known about the noise transmission to neighbouring premises.
- The doors and windows should be closed after 23:00. I suggest this should be 21:00 when there is regulated entertainment. This should also be in place on a Friday and Saturday night when you have 2 x CIA staff on.
- You state Regulated entertainment must not exceed 74dB(A) from 1 metre at any boundary before 2300. I do not understand what you mean by this statement and therefore would not be willing to support this. Please could you clarify.
- You go on to state that Regulated entertainment must inaudible from 1 metre at any boundary after 2300. I would support this, but I don't think it is realistic or achievable.
- A noise assessment carried out by a competent acoustic engineer is required to give the council more reassurance that the building is suitable for such an operation.
- How do you plan to manage smoker at the front of the premise? They only seem to be able to go out the front of the premise to smoke. This will result in significant noise to local residents. I suggest that customers wanting to go outside to smoke should not be permitted to take their drinks. This way customers come back inside more quickly and don't loiter outside.
- Of the nearby licensed premises some are licensed until 2am or later. However, in practice, they generally close considerably earlier than this. I suggest that on a Friday and Saturday you should close earlier perhaps stopping selling alcohol at 12:30am with customers out by 1am as per your Sunday to Thursday times. This is to reduce the potential of noise nuisance caused by people coming and going from your premises.

Your application states you wish to agree the noise management plan with the local authority. Without more information we are unlikely to be able to agree it.

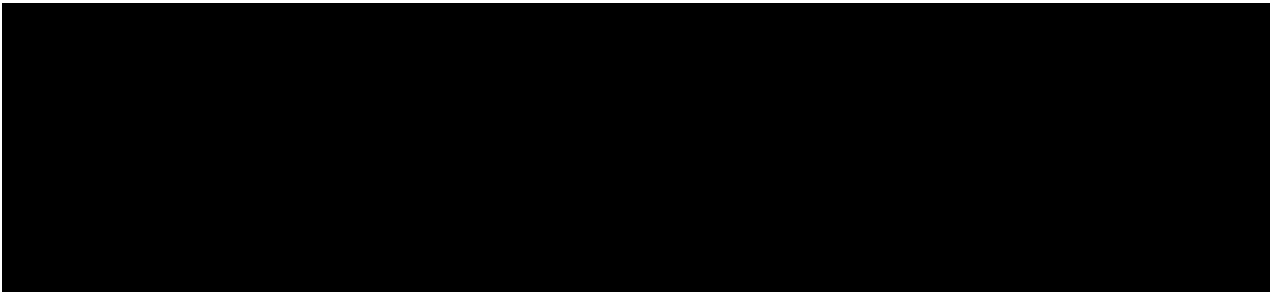
As the deadline for representation is Monday 13th September we have little time to discuss these issues. Therefore currently I am objecting to this application.

Please call me at your convenience although I am working out on site visits this afternoon.

Regards



Darren Naraine
Environmental Health Officer
Communities
T. 01202 817386
darren.naraine@bcpcouncil.gov.uk
bcpcouncil.gov.uk




Licensing Team
Town Hall Annex
St Stephens Road
Bournemouth
BH2 6DY

10th September 2021.

To the Licensing Team

Reference 188200, Tiki Bar Ltd, 11 Church Street.

Not only do we have a retail shop at , we also live on the premises. The family is composed of myself, and my wife and two children in full time education. Two of our bedrooms overlook 11 Church Street which is immediately opposite us.

We have great concerns regarding the extension of the new license that is described on the application for 11 Church Street and strongly oppose to any changes to the current license that 11 Church Street has for the following reasons.

1. 11 Church Street is situated in what is known as the Priory Quarter. There are double yellow lines and parking is not permitted, except for deliveries to the premises to this part of church street. There is a turning point by the Priory Gates. On many occasions the double yellow lines are ignored, cars are left on the street and are parked on the pavements and the doorways of the cottages are blocked. There will be an increase in traffic turning around in the street, with car doors being slammed late at night. This already happens now causing disturbances to the residents. We do not wish this to continue later into the night.
2. We are disturbed by late night music, shouting, car engines revving and doors slamming from Soho, which is further away from our premises at weekends. This results into the fact my daughter has to move into another bedroom and sleep on the floor with her sister or in our bedroom. This is totally unfair and unacceptable on her and could be classed as against her human rights. This could have an effect on all our mental health. This disturbance will only get worse and will happen all week if this licensing application goes through and will make the two bedrooms in front of our premises unusable due to the noise of the music, the influence of alcohol, especially at closing time, when those leaving will not have any consideration for the residence of church street. **This is a conservation and residential area, not a night club area.**
3. The music from Soho is bad enough at the weekends. The three buildings opposite 11 Church Street are grade 2 listed. They have no foundations and shake when the music gets loud.

It has proved very difficult to have the authorities to deal with the noise pollution and disturbance we suffer from Soho at the weekends. We certainly do not wish to have another premises closer to us open to the early hours 6 days a week

Yours sincerely

Ian Penny



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CONDITIONS AGREED WITH DORSET POLICE

1. The premises shall primarily operate as a restaurant.
2. CCTV will be positioned inside the premises and the front facing in both directions of Church Street.
3. A CCTV system, shall be installed to cover all entry and exit points enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record and cover areas where alcohol is kept for selection and purchase by the public, whilst the premises is open for licensable activities. It shall operate during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with correct date and time stamping. Recordings shall be made available immediately upon the request of police or an authorised officer of the council throughout the preceding 31 day period. The CCTV system shall be updated and maintained according to police recommendations.
4. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member must be able to show a police or authorised council officer recent data or footage with the absolute minimum of delay when requested.
5. CCTV shall be downloaded on request of the police or authorised officer of the council. Appropriate signage advising customers of cctv being in operation, shall be prominently displayed in the premises.
6. A documented check of the CCTV shall be completed weekly to ensure all cameras remain operational and the 31 days storage for recordings is being maintained.
7. The premises shall maintain membership of the Townwatch scheme (or any successor scheme); a senior member of staff shall attend all Townwatch meetings unless an emergency arises preventing such attendance and the premises will support Townwatch initiatives.
8. All staff working at the premises concerned with the sale of alcohol shall be trained in accordance with an accredited training scheme on the law relating to prohibited sales, the age verification policy adopted by the premises and the conditions attaching to the premises licence. Refresher training shall be provided at least once every 6 months. A record shall be maintained of all staff training and that record shall be signed by the person receiving the training and the trainer. The records shall be kept for a minimum of 12 months and made available for inspection by police, licensing or other authorised officers.
9. 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.

10. 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 or holographically marked pass scheme identification cards). Appropriate signage advising customers of the policy shall prominently displayed in the premises.
11. SIA two door supervisors shall be provided from 2100 on Friday and Saturday until last customers have dispersed from the immediate vicinity of the premises.
12. At all other times the DPS shall risk assess the need for door supervision. Door supervisors shall be provided in such numbers, between such times and on such dates as required by the risk assessment which shall be made available for inspection by a responsible authority.
13. We shall impose a 100% id policy on Friday and Saturday nights from 2100.
14. Dispersal policy shall be a working document which will be subject to regular review and consultation with responsible authorities.
15. Routine checks of customers on arrival and throughout the evening to deter and minimise the risk of drugs and weapons being brought into the premises.
16. Hourly checks of the toilet area shall take place, including drug swabs of flat surfaces, these checks to be documented.
17. We shall actively promote 'Ask Angela', and have leaflets available to customers for Turning Point and Drink Aware.
18. We will operate in line with the noise management plan as approved by the local Authority. This plan sets out what steps we will take to reduce the risk of public Nuisance inside and outside the premises. This plan will be subject to regular Review by the premises and the local authority, specifically environmental health. Any alcohol sold from the premises for use off the premises, will be marked in such a way that it can be identified as being sold by Tiki Bar Ltd.
19. No person under the age of 16 shall be permitted in the premises at any time unless accompanied by an adult. No person under the age of 18 shall be permitted on the premises after 2100 even if accompanied by an adult. All staff shall be trained and confident in the Ask Angela campaign and challenge 25. If there is any concern about the safeguarding of children, we shall immediately notify the police.
20. All staff and contractors shall undertake a DBS.