

Notice of Licensing Sub-Committee



Date: Wednesday, 28 February 2024 at 10.15 am

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

Membership:

Cllr G Farquhar

Cllr A Filer

Cllr E Harman

Reserves:

Cllr M Howell (1)

Cllr A Keddie (2)

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

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

<https://democracy.bcpCouncil.gov.uk/ieListDocuments.aspx?MIId=5476>

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

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

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

GRAHAM FARRANT
CHIEF EXECUTIVE

20 February 2024

**DEBATE
NOT HATE**



Available online and
on the Mod.gov app



Maintaining and promoting high standards of conduct

Declaring interests at meetings

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

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



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
(janie.berry@bcpcouncil.gov.uk)

Selflessness

Councillors should act solely in terms of the public interest

Integrity

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

Objectivity

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

Accountability

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

Openness

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

Honesty & Integrity

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

Leadership

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

AGENDA

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

1. Election of Chair

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

2. Apologies

To receive any apologies for absence from Members.

3. Declarations of Interests

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

Declarations received will be reported at the meeting.

4. Protocol for Public Speaking at Licensing Hearings

5 - 10

The protocol for public speaking at Licensing Sub Committee hearings is included with the agenda sheet for noting.

5. Application to Vary Premises Licence at 4 The Triangle, Bournemouth, BH2 5RY

11 - 48

The Licensing Authority has received an application to vary the premises licence for the premises known as 'The Vibe', 4 The Triangle, Bournemouth, BH2 5RY.

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 SPEAKING

1. Introduction

- 1.1 This protocol for public speaking applies to Licensing Committee and Sub Committee hearings in relation to matters including the licensing of alcohol, regulated entertainment, late night refreshment, gambling, sex establishments and hackney carriage and private hire drivers, vehicles and operators, as set out in Part 3.3 of the Council's Constitution.
- 1.2 These matters are considered in accordance with relevant legislation and associated regulations including the Licensing Act 2003 (as amended by the Police Reform and Social Responsibility Act 2011), the Gambling Act 2005, Part II and Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 (as amended by Section 27 of the Policing and Crime Act 2009) and the Local Government (Miscellaneous Provisions) Act 1976.

2. Conduct of Hearings

- 2.1 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, etc.
- 2.2 Chair asks everyone present to introduce themselves and state their role.
- 2.3 Chair checks that all persons who have given notice of their intention to speak and any person who wishes to withdraw a representation or wishes not to speak have been identified.
- 2.4 Chair explains proposed procedure and order of speaking for hearing as set out in Appendix A or B of this protocol as appropriate. All parties confirm agreement or make representations on procedure proposed.
- 2.5 Licensing Officer's report is presented.
- 2.6 Parties speak in the order agreed.
- 2.7 With the exception of hackney carriage and private hire hearings, 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 additional 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.

- 2.8 Members of the Licensing Committee or Sub Committee may ask questions after each party has spoken and once all parties have spoken. Parties will be allowed to ask questions through the Chair.
- 2.9 Once all parties have been heard, the parties will be given the opportunity to sum up. Party who spoke first to go last. The hearing will then conclude.
- 2.10 Members will deliberate in private with the clerk and legal representative as appropriate present.
- 2.11 The decision will be taken by the Committee and notification of the decision will be given as follows:
 - 2.11.1 For Licensing Act 2003 and Gambling Act 2005 hearings, determination must be 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 relevant Regulations, unless otherwise specified (for example, the issuing of a counter notice following objection to a TEN, in which case the determination must be at the conclusion of the hearing).
 - 2.11.2 For Sex Establishment and other hearings, where possible determination will be within the period of five working days beginning with the day or the last day on which the hearing was held.
 - 2.11.3 For Hackney Carriage and Private Hire hearings, notification of the decision will be given at the conclusion of the hearing, followed by a written decision letter where possible within the period of five working days beginning with the day or the last day on which the hearing was held.
- 2.12 Notification of the decision will include information for all parties of any right of appeal as appropriate.

3 General points

- 3.1 Hearings convened under the Licensing Act 2003 and the Gambling Act 2005 and associated regulations may be held remotely as required, if the Chairman agrees it is expedient to do so in the circumstances.
- 3.2 The hearing may be adjourned at any time at the discretion of the Members.
- 3.3 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.
- 3.4 The Sub Committee may decide to conduct all or part of a hearing in non-public session in accordance with the relevant Regulations and/or where exempt information is likely to be disclosed.

- 3.5 The Chair may exclude any person from a hearing for being disruptive.
- 3.6 Meetings of the Licensing Committee in public session are recorded by the Council for live and subsequent broadcast on its website.
- 3.7 The hearing will take the form of a discussion.
- 3.8 Only persons (or their representatives) who have made an application, are subject to an application or have submitted a written representation or objection to the Licensing Authority under the relevant Act are permitted to speak at the hearing.
- 3.9 Any further information to support an application, representation, objection or notice (as applicable) can be submitted before the hearing. It may only be submitted at the hearing with the consent of all parties in accordance with any relevant Regulations. Wherever possible the Licensing Authority encourages parties to submit information at the earliest opportunity to allow sufficient time for this to be considered before the hearing and avoid the need for adjournment.
- 3.10 If a party has informed the Authority that they do not intend to participate, or be represented at the hearing, or has failed to advise whether they intend to participate or not, the hearing may proceed in their absence.
- 3.11 For other matters which are the responsibility of the Licensing Committee and not included in this protocol, the Meeting Procedure Rules in Part 4D of the Council's Constitution in relation to public questions, statements and petitions shall apply. This includes such matters as making recommendations on relevant licensing policies, approving the level of fees charged by the Council, and making decisions on tariffs charged by the Public Carriage Trade.
- 3.12 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 democratic.services@bcpcouncil.gov.uk

Appendix A

Proposed procedure and order of speaking for hearings (other than hackney carriage and private hire hearings)

1. The Licensing Officer presents report.
2. Questions of the Licensing Officer on their report. Members of the Sub-Committee to go first, then the applicant/licence holder.
3. Applicant will make their Application.
4. Questions of the Applicant by all parties, Members of the Committee/Sub-Committee to go first.
5. Responsible Authorities and Other Persons will make their representations.
6. Questions of the Responsible Authorities and Other Persons. Members of the Committee/Sub-Committee to go first.
7. All parties will be given an opportunity to sum up (with the party who spoke last to go first). The hearing will then conclude.
8. 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).
9. Notification of the Sub Committee's decision will be given in accordance with the requirements of the Licensing Act and Gambling Act regulations. For other hearings, where possible determination will be within the period of five working days beginning with the day or the last day on which the hearing was held.
10. The notification of decision will include information about the right of appeal as appropriate.

Appendix B

Proposed procedure and order of speaking for Hackney Carriage and Private Hire hearings

1. The Licensing Officer presents their report.
2. Questions of the Licensing Officer on their report. Members of the Sub-Committee to go first, then the applicant/licence holder.
3. Applicant/licence holder presents their case.
4. Questions of the applicant/licence holder by all parties, Members of the Committee/Sub-Committee to go first.
5. All parties will be given an opportunity to sum up (with the party who spoke last to go first). The Hearing will then conclude.
6. Sub-Committee will deliberate in private with Legal Adviser and Clerk present. (Councillors new to Licensing may observe deliberations but will not take part in the decision making).
7. Notification of the decision will be given following deliberations at the conclusion of the hearing, to be followed by a written decision letter where possible within the period of five working days beginning with the day or the last day on which the hearing was held.
8. The Legal Adviser will advise parties of any right of appeal as appropriate at the conclusion of the Hearing. Information about the right of appeal as appropriate will also be included in the written decision letter.

Adopted by the Licensing Committee on 7.12.23

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LICENSING SUB-COMMITTEE



Report subject	Application to Vary Premises Licence at Ratio Bar (now known as The Vibe), 4 The Triangle, Bournemouth, BH2 5RY
Meeting date	28 February 2024
Status	Public Report
Executive summary	<p>Ratio Bars Ltd have made an application to vary the premises licence at The Vibe, which is a bar and night club located at the Triangle in Bournemouth.</p> <p>The application seeks to increase the licensable hours for Live and Recorded Music, Performance of Dance and Supply of Alcohol (on sales only) to allow the premises to open later and to add the 'Provision of anything of a similar description to live music, recorded music or performances of dance' licensable activity.</p> <p>It is proposed that the terminal hour is extended from 03:00 to 04:30 for the supply of alcohol and 05:00 for all other licensable activities.</p> <p>The application also seeks to amend the following conditions 2.18 and 3.10.</p> <p>2.18 Management shall actively monitor the smoking area, which will be designated and enclosed by a temporary barrier, to the front of the premises. In order to reduce noise in this area only 6 customers will be permitted at any one time.</p> <p>3.10 Polycarbonate drinking vessels shall be used throughout the premises. However, where drinks are provided in plastic bottles the drink may be served in the plastic bottle.</p> <p>The Licensing Authority has received a representation from Dorset Police on the grounds that granting this application would undermine the prevention of crime and disorder and public safety licensing objectives.</p>
Recommendations	<p>It is RECOMMENDED that:</p> <p>Members are asked to decide whether to:-</p>

	<p>a) Grant the application to vary the premises licence as made.</p> <p>b) Refuse the application for the variation of the premises licence.</p> <p>c) Grant the variation of the premises licence subject to additional conditions.</p> <p>Members of the Licensing Sub-Committee are asked to make a decision at the end of the hearing after all relevant parties have been given the opportunity to speak. Members must give full reasons for their decision.</p>
Reason for recommendations	<p>The Licensing Authority may only consider aspects relevant to the application that have been raised in the representation.</p> <p>Where representations have been received from a responsible authority or any other person, and the concerns have not been resolved through mediation between all parties, the Scheme of Delegation set out in the Council's Constitution states that these applications should be dealt with by the Licensing Sub-Committee.</p>

Portfolio Holder(s):	Cllr Kieron Wilson – Portfolio Holder for Housing and Regulation
Corporate Director	Jillian Kay – Corporate Director for Wellbeing
Report Authors	Ellie King - Licensing Officer
Wards	Bournemouth Central
Classification	For Decision

Background

1. The Vibe is a bar and nightclub which has benefitted from a premises licence which was granted on 15 February 2023.
2. A full variation application to increase the opening and licensable hours for live and recorded music, the performance of dance and the supply of alcohol (on sales) from the original start time of 21:00 hours to 18.00 hours was granted by the Licensing sub-committee on 28 September 2023.
3. This link provides the full details of the Licensing Sub-committee hearing, documents and details of the condition imposed by the licensing sub-committee
[Meeting of Licensing Sub-Committee, Thursday, 28th September, 2023 10.00 am \(Item 31.\)](#)
4. A copy of the current premises licence is attached at appendix 1.
5. The current application under consideration is for a further full variation application to vary the premises licence under Section 34 of the Licensing Act 2003 which was submitted by Ratio Bar Ltd to the Licensing Authority on 12 January 2024. This application seeks to increase licensable hours for Live and Recorded Music, Performance of dance and Supply of Alcohol (on sales only) to allow the premises to open later as follows:
 - Live/Recorded music and Performance of Dance
Current hours
Monday to Sunday 18:00 to 03:00
Proposed hours
Monday to Sunday 18:00 to 05:00
 - Supply of Alcohol (On Sales)
Current hours
Monday to Sunday 18:00 to 03:00
Proposed hours
Monday to Sunday 18:00 to 04:30
 - Add the
Provision of anything of a similar description to live music, recorded music or performances of dance.
Proposed hours
Monday to Sunday 18:00 to 05:00

The application also seeks to amend two existing conditions as follows:

6. Condition 2.18 is amended to increase numbers permitted in the designated smoking area from 6 to 10.

Existing condition 2.18 states:

Management shall actively monitor the smoking area, which will be designated and enclosed by a temporary barrier, to the front of the premises. In order to reduce noise in this area only 6 customers will be permitted at any one time.

Proposed condition 2.18 to state:

Management shall actively monitor the smoking area, which will be designated and enclosed by a temporary barrier, to the front of the premises. In order to reduce noise in this area only 10 customers will be permitted at any one time.

This increases the number of customers permitted to use the designated smoking area by 4.

7. Condition 3.10 is amended to allow the serving of champagne in glass receptacles.

Existing condition 3.10 states:

Polycarbonate drinking vessels shall be used throughout the premises. However, where drinks are provided in plastic bottles the drink may be served in the plastic bottle.

Proposed condition 3.10 to state

Polycarbonate drinking vessels shall be used throughout the premises. However, where the alcohol is provided in plastic bottles the drink may be served in the bottle. The only exception may be the service of Champagne which may be served by the bottle with glass champagne flutes.

8. A copy of the variation application is attached at appendix 2.
9. A location plan is attached at appendix 3.

Consultation

10. The application was served on all responsible authorities. The applicant confirmed that the statutory notices were displayed on site and published in the local newspaper.
11. The application prompted a representation by Dorset Police under the Prevention of Crime and Disorder and Public Safety licensing objectives.
12. A copy of the representation is attached at Appendix 4.

Options Appraisal

13. Before making a decision, Members are asked to consider the following matters: -
 - The representation made by Dorset Police .

- 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 (August 2023) and the Council's Statement of Licensing Policy.

Summary of financial implications

14. An appeal may be made against the decision of Members by the applicant or holder of the licence to the Magistrates' Court which could have a financial impact on the Council.

Summary of legal implications

15. If Members decide to determine the application or attach conditions to the licence, in a way which the applicant or those making representations do not agree to, then those parties may appeal to the Magistrate's Court within a period of 21 days beginning with the day such parties are notified in writing, of the decision.

Summary of human resources implications

16. There are no human resources implications.

Summary of sustainability impact

17. There are no sustainability impact implications.

Summary of public health implications

18. There are no public health implications

Summary of equality implications

19. There are no equality implications

Summary of risk assessment

20. There are no risk assessment implications

Background papers

BCP Council – Statement of Licensing Policy

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

Hearing Regulations

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

Revised Guidance issued under Section 182 of the Licensing Act 2003 (December 2023)

[Revised Guidance issued under section 182 of the Licensing Act 2003
\(publishing.service.gov.uk\)](https://www.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/100000/Revised_Guidance_issued_under_section_182_of_the_Licensing_Act_2003.pdf)

Appendices

- 1-Copy of Current Premises Licence
- 2-Copy of Variation Application
- 3-Location Plan
- 4-Copy of Representation from Dorset Police.

Premises Licence Part A

Premises licence number: BH201595

Postal address of premises, or if none, ordnance survey map reference or description:
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Ratio Bar 4 The Triangle

Post town: Bournemouth

Post Code: BH2 5RY

Telephone number: 01202 294321

Licensable activities authorised by the licence:

Live Music

Recorded Music

Performances of Dance

Supply of Alcohol

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

Monday - 18:00 to 03:00

Tuesday - 18:00 to 03:00

Wednesday - 18:00 to 03:00

Thursday - 18:00 to 03:00

Friday - 18:00 to 03:00

Saturday - 18:00 to 03:00

Sunday - 18:00 to 03:00

Performance of live music will take place indoors.

Seasonal variations for the performance of live music

The provision of live music will be extended by one hour on the eve/day of British summer time when the clocks go forward by one hour. At New Year the times are from the start of permitted hours on 31st December to the end of permitted hours on 1st January a continuous period.

Recorded Music

Monday - 18:00 to 03:00

Tuesday - 18:00 to 03:00

Wednesday - 18:00 to 03:00

Thursday - 18:00 to 03:00

Friday - 18:00 to 03:00

Saturday - 18:00 to 03:00

Sunday - 18:00 to 03:00

Playing of recorded music will take place indoors.

Seasonal variation for the playing of recorded music

The provision of recorded music will be extended by one hour on the eve/day of British summer time when the clocks go forward by one hour. At New Year the times are from the start of permitted hours on 31st December to the end of permitted hours on 1st January a continuous period.

Performances of Dance

Monday - 18:00 to 03:00

Tuesday - 18:00 to 03:00

Wednesday - 18:00 to 03:00

Thursday - 18:00 to 03:00

Friday - 18:00 to 03:00

Saturday - 18:00 to 03:00

Sunday - 18:00 to 03:00

Performance of dance will take place indoors.

Seasonal Variations for the performance of dance

The performance of dance will be extended by one hour on the eve/day of British summer time when

the clocks go forward by one hour. At New Year the times are from the start of permitted hours on 31st December to the end of permitted hours on 1st January a continuous period.

Supply of Alcohol

Monday - 18:00 to 03:00

Tuesday - 18:00 to 03:00

Wednesday - 18:00 to 03:00

Thursday - 18:00 to 03:00

Friday - 18:00 to 03:00

Saturday - 18:00 to 03:00

Sunday - 18:00 to 03:00

Seasonal variations for the supply of alcohol

The supply of alcohol will be extended by one hour on the eve/day of British summer time when the clocks go forward by one hour. At New Year the times are from the start of permitted hours on 31st December to the end of permitted hours on 1st January a continuous period.

The opening hours of the premises:

Monday -18:00 to 03:30

Tuesday - 18:00 to 03:30

Wednesday - 18:00 to 03:30

Thursday - 18:00 to 03:30

Friday - 18:00 to 03:30

Saturday -18:00 to 03:30

Sunday - 18:00 to 03:30

Seasonal variations

The opening hours will be extended by one hour on the eve/day of British summer time when the clocks go forward by one hour. At New Year the times are from the start of permitted hours on 31st December to the end of permitted hours on 1st January a continuous period.

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

Alcohol will be consumed on the premises

Part 2

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

Ratio Bars Limited
10 Leighton Lodge
15 Branksome Wood Road
Bournemouth
BH2 6BX

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

14367771

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

Mr William Mouhana

[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:

BH158586
Bournemouth Borough Council

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.
- 1.3. Any person used to carry out a security activity as required under conditions 2.7, 2.13, 3.1, 3.3 and 3.4 below must be licensed by the Security Industry Authority.

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

- 1.4.
 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.
 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 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 disability).
- 1.5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- 1.6.
 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.

1.7. The responsible person must 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
 - (iii) still wine in a glass: 125 ml;
- (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.

The Licensing Act 2003 (Mandatory Conditions) Order 2014

1.8.

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.
 - 2.1.2 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.
 - 2.1.3 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.
 - 2.1.4 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 A refusals and incident 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 The incident register will record all incidents of violence, anti-social behaviour or disorder both inside and immediately outside the premises. The incident register will be reviewed by the DPS daily with action taken to minimise future incidents of a like kind.
 - 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).
 - 2.3.1 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.
- 2.5 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).
- 2.6 The premises licence holder shall install and maintain a metal detector arch at the entrance to the premises. All customers and staff must enter via the arch. When customers or staff activate the detector alarm a search of the individual and their belongings will be requested. Where customers refuse this request access to the premises will be denied.
- 2.7 SIA staff will be engaged when the premises is open to the public and for 30 minutes after close to ensure customers leave the vicinity of the premises.
- 2.8 Polycarbonate drinking vessels shall be used throughout the premises. However, where the alcohol is provided in plastic bottles the drink may be served in the bottle. The only exception may be the service of Champagne which may be served by the bottle with glass champagne flutes.
 - 2.8.1 A member of staff will be engaged to collect all drinking receptacles.
- 2.9 No drinking receptacles are permitted in the smoking area.

Prevention of Public Nuisance

- 2.10 Prior to opening, a report shall be submitted demonstrating that the works outlined in acoustic report Msafe Acoustic Consultancy Report ref 11499, or equally effective works, have been carried out to the satisfaction of the Environmental Health Officer. A sound report shall be submitted to demonstrate that the stated noise reduction at 63Hz and 125Hz has been achieved and that the sound levels outlined in BS 8233:2014 have been met.
- 2.11 No deliveries shall be made to the premises before 07:00 any morning, or after 21:00 hours any evening.
- 2.12 No rubbish shall be taken out of the premises for disposal between 23:00 and 07:00 daily.
- 2.13 SIA staff shall remain outside the premises for 30 minutes after close to encourage customers leave the area quietly.
- 2.14 Signage will be displayed at the exit asking customers to leave quietly and to respect the residents in the vicinity.
- 2.15 The premises licence holder shall maintain overall control of the sound system. The level of sound shall be set so as not cause a nuisance to nearby residents.
- 2.16 Doors shall remain closed except for access and egress.
- 2.17 Management shall actively monitor any queue in order to keep noise to a minimum.
- 2.18 Management shall actively monitor the smoking area, which will be designated and enclosed by a temporary barrier, to the front of the premises. In order to reduce noise in this area only 6 customers will be permitted at any one time.
- 2.19 A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open This telephone number is to be made available to residents and businesses in the vicinity.

Protection of Children from Harm

- 2.20 A "Challenge 25" scheme shall be adopted.
- 2.21 Notices advertising the "Challenge 25" policy shall be displayed behind the sales counter.
- 2.22 All staff engaged in the sale of alcohol shall receive training in underage sales.
- 2.23 The only forms of ID acceptable shall be a Passport, Photographic Driving Licence or a card carrying the PASS hologram.

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

- 3.1 All staff on the premises, including SIA staff, shall be issued with handheld radio communicators that will be maintained in full working order and be always operational when the premises is open to the public.
- 3.2. Customers should not be admitted or re-admitted to the premises after 02:00 hours on any day of the week, save for customers who have temporarily left the premises to smoke, or make a phone call or for any other legitimate reason.
- 3.3. From 18:00 hrs to 22:00 hrs a minimum of 1 SIA registered door staff shall be deployed at the premises on all days of the week. The DPS and holder of the premises licence shall continually risk assess to determine whether additional measures are necessary in relation to the number of SIA door supervisors at the premises during this time, especially at weekends or during special events in the town. This shall be done in consultation with officers of Dorset Police. A risk assessment document covering these matters shall be kept on the premises.
- 3.4. From 22:00 hrs a minimum of 3 SIA registered door staff shall be deployed on Friday, Saturday and Bank Holiday Sundays and a minimum of 2 SIA registered door staff shall be deployed on Monday, Tuesday, Wednesday, Thursday, and non-Bank Holiday Sundays until 30 minutes after all customers have left the premises. The DPS and holder of the premises licence shall continually risk assess to determine whether additional measures are necessary in relation to the number of SIA door supervisors at the premises especially at weekends or during special events in the town. This shall be done in consultation with officers of Dorset Police. A risk assessment document covering these matters shall be kept on the premises.
- 3.5. All staff will receive induction training prior to engaging in their role. To include prohibited sales, proxy sales and the conditions attached to the premises licence. This training will be carried out by a company or individual accredited by the BII or Highfield. All training will be signed off by the accredited company and/or individual. All training records will be available for inspection upon request.
- 3.6. All staff will receive on-going refresher training, at least every 6 months. A record of the ongoing training will be recorded following delivery and be available for inspection upon request. A summary of all training delivered during a 6-month period will be available for inspection upon request.
- 3.7. The Premises Licence Holder shall be a member of Pub Watch and shall attend meetings regularly.
- 3.8. An additional CCTV camera shall be fitted inside the lobby facing the front entrance and shall be operational 24 hrs a day 7 days a week. This camera should capture and record a facial image of anyone entering the premises through a 'motion-detection' capability. Recordings shall be made available to authorised officers upon request.
- 3.9. A Personal Licence Holder shall be present within the licensed area at all times the premises are open to the public.

- 3.10. Polycarbonate drinking vessels shall be used throughout the premises. However, where drinks are provided in plastic bottles the drink may be served in the plastic bottle.
- 3.11. The following policies will be produced by the Premises Licence Holder and must be submitted to BCP Licensing and Dorset Police and agreed with both parties prior to the Premises opening.
- a. A Welfare Policy
 - b. Dispersal Policy
 - c. A Drugs Policy
 - d. A Crime and Disorder Policy
 - e. A Weapons Policy
 - f. Drunkenness and Disorder Policy
 - g. A Challenge 25 Policy
 - h. A Capacity Management Policy
 - i. A Customer Search Policy
 - j. A Drink Spiking Policy
 - k. Noise and Public Nuisance Policy
 - l. Door Staff Induction Information
 - m. Lost and Found Policy

Annex 4 – Plans

This licence is issued in accordance with the plan M201595, dated 15.02.23, submitted with the application, as attached.



Plan numbered M201535 dated 15.02.23

Premises Licence Part B

Premises licence number: BH201595

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

Ratio Bar, 4 The Triangle

Post town: Bournemouth

Post Code: BH2 5RY

Telephone number: 01202 294321

Licensable activities authorised by the licence:

Live Music, Recorded Music, Performances of Dance and Supply of Alcohol

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

Live Music: (Indoors)

Monday to Sunday - 18:00 to 03:00

Recorded Music: (Indoors)

Monday to Sunday - 18:00 to 03:00

Performances of Dance: (Indoors)

Monday to Sunday - 18:00 to 03:00

Supply of Alcohol:

Monday to Sunday - 18:00 to 03:00

Seasonal variations for all licensable activities

The terminal hour will be extended by one hour on the eve/day of British summer time when the clocks go forward by one hour. At New Year the times are from the start of permitted hours on 31st December to the end of permitted hours on 1st January a continuous period.

The opening hours of the premises:

Monday to Sunday - 18:00 to 03:30

Seasonal variations

The opening hours will be extended by one hour on the eve/day of British summer time when the clocks go forward by one hour. At New Year the times are from the start of permitted hours on 31st December to the end of permitted hours on 1st January a continuous period.

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

Alcohol will be consumed on the premises

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

Ratio Bars Limited, 10 Leighton Lodge, 15 Branksome Wood Road, Bournemouth, BH2 6BX

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

14367771

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

Mr William Mouhana

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

None

Issued: 15 February 2023
Revised: 28 September 2023 [Full Variation]


Mrs Nananka Randle
Licensing Manager



Bournemouth, Christchurch and Poole
Application to vary a premises licence
Licensing Act 2003

For help contact
licensing@bcpcouncil.gov.uk
 Telephone: 01202 123789

* required information

Section 1 of 18

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

System reference	Not Currently In Use	This is the unique reference for this application generated by the system.
Your reference	DC/CB/2042185-1	You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.
Are you an agent acting on behalf of the applicant? <input checked="" type="radio"/> Yes <input type="radio"/> No		Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name	Ratio Bars Limited	
* Family name	Ratio Bars Limited	
* E-mail	David.crank@dwf.law	
Main telephone number	[REDACTED]	Include country code.
Other telephone number		
<input type="checkbox"/> Indicate here if the applicant would prefer not to be contacted by telephone		

Is the applicant:

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

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

Applicant Business

Is the applicant's business registered in the UK with Companies House?	<input checked="" type="radio"/> Yes <input type="radio"/> No	Note: completing the Applicant Business section is optional in this form.
Registration number	14367771	
Business name	Ratio Bars Limited	If the applicant's business is registered, use its registered name.
VAT number	- [REDACTED]	Put "none" if the applicant is not registered for VAT.
Legal status	Private Limited Company	

Continued from previous page...

Applicant's position in the business

Company / Business

Home country

United Kingdom

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

Bournemouth

County or administrative area

Postcode

Country

United Kingdom

Agent Details

* First name

David

* Family name

Crank

* E-mail

david.crank@dwf.law

Main telephone number

Include country code.

Other telephone number

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

Are you:

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

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

Agent Business

Is your business registered in the UK with Companies House?

☒ Yes

☐ No

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

Registration number

0C423384

Business name

DWF LAW LLP

If your business is registered, use its registered name.

VAT number

-

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

Legal status

Limited Liability Partnership

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 18

APPLICATION DETAILS

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

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

☒ Address ☐ OS map reference ☐ Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Premises Contact Details

Telephone number

Continued from previous page...

Non-domestic rateable
value of premises (£)

16,900

Section 3 of 18

VARIATION

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

☒

Yes

☐

No

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

☐

Yes

☒

No

You do not have to pay a fee if the only
purpose of the variation for which you are
applying is to avoid becoming liable to the
late night levy.

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

Describe Briefly The Nature Of The Proposed Variation

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

The nature of the variation is to vary the licensed hours for the premises following the operation of the premises under revised conditions since September 2023 to permit the premises to operate to admit the public from 18:00 until 05:00 Monday to Sunday, with the last admission to the premises to be at 04:00 and the last sale of alcohol to be at 04:30.

The hours for the licensable activities of permitting recorded music, performances of dance and live music to be extended also until 05:00. Although not open every night the applicants seek flexibility to operate.

Further to request that the condition showing as 2.18 on the Licence be amended to show that the number that could use the designated smoking area increase from 6 to 10 customers to assist with the management of the area. It is understood that the purpose of the condition is to reduce noise in the area and staff would monitor the position so that that is the case. There have been no complaints to date recorded with the management and it is hoped this small change, whilst making management of the outside area easier, will have no issue on the objective prevention of public nuisance.

The address of the premises be changed to "The Vibe".

Finally to correct the slight conflict between condition 2.8 and condition 3.10 where 2.8 provides for an exemption in the case of champagne being served by the bottle with glass champagne flutes and 3.10 is silent on the point. We would ask that the exception for champagne be included in 3.10 as well as in 2.8.

The premises continues to work to apply the licensing objectives, additional training has been undertaken by the management. The business has operated under conditions more stringent and for shorter hours than applied to licences granted at earlier dates and has looked to show these premises can be run responsibly in accordance with the licensing objectives. The applicant now seeks the ability to operate on equal terms with other premises in the vicinity and asks if these changes can be made to allow this.

Continued from previous page...

Section 4 of 18

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will the schedule to provide plays be subject to change if this application to vary is successful?

☐ Yes
 ☒ No

Section 5 of 18

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will the schedule to provide films be subject to change if this application to vary is successful?

☐ Yes
 ☐ No

Section 6 of 18

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

☐ Yes
 ☐ No

Section 7 of 18

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

☐ Yes
 ☐ No

Section 8 of 18

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will the schedule to provide live music be subject to change if this application to vary is successful?

☒ Yes
 ☐ No

Standard Days And Timings

MONDAY

Start

18:00

End

05:00

Start

End

TUESDAY

Start

18:00

End

05:00

Start

End

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

Continued from previous page...

WEDNESDAY

Start	<input type="text" value="18:00"/>	End	<input type="text" value="05:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="18:00"/>	End	<input type="text" value="05:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="18:00"/>	End	<input type="text" value="05:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="18:00"/>	End	<input type="text" value="05:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="18:00"/>	End	<input type="text" value="05:00"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the performance of live music take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

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

State any seasonal variations for the performance of live music

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

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed, above below.

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

Continued from previous page...

Section 9 of 18

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

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

Continued from previous page...

State any seasonal variations for playing recorded music.

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

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed above, list below.

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

Section 10 of 18

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

Continued from previous page...

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the performance of dance take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

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

State any seasonal variations for the performance of dance.

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

Non-standard timings. Where the premises will be used for the performance of dance at different times from those listed above, list below.

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

Section 11 of 18

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

[See guidance on regulated entertainment](#)

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

Continued from previous page...

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Provide a description of the type of entertainment that will be provided.

DJ style music performances consistent with operation as a late night entertainment venue.

Will this entertainment take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

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

Continued from previous page...

State any seasonal variations for entertainment.

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

Non-standard timings. Where the premises will be used for entertainment at different times from those listed above, list below.

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

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PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

☐ Yes ☒ No

Section 13 of 18

SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

Continued from previous page...

THURSDAY

Start	<input type="text" value="18:00"/>	End	<input type="text" value="04:30"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="18:00"/>	End	<input type="text" value="04:30"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="18:00"/>	End	<input type="text" value="04:30"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="18:00"/>	End	<input type="text" value="04:30"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the sale of alcohol be for consumption?

☒ On the premises ☐ Off the premises ☐ Both

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

State any seasonal variations.

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

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

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

Section 14 of 18

ADULT ENTERTAINMENT

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

Continued from previous page...

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

None

Section 15 of 18

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations.

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

Continued from previous page...

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

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

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

No removal only update as advised of:

The only change to conditions being that amendment of :- 3.10 to include provision that the only exception may be the service of champagne which may be served by the bottle with glass champagne flutes.

☒ I have enclosed the premises licence

☐ I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

Section 16 of 18

LICENSING OBJECTIVES

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

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

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

No additional conditions proposed on the basis that the existing conditions would comprehensively support the Licensing Objectives and timings linked to conditions are linked to the closing time permitted and not a specific time.

b) The prevention of crime and disorder

c) Public safety

Continued from previous page...

--

d) The prevention of public nuisance

--

e) The protection of children from harm

--

Section 17 of 18

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

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

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

Continued from previous page...

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

Section 18 of 18

PAYMENT DETAILS

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

* Fee amount (£)

190.00

DECLARATION

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

* I understand that I must now advertise my application.

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

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

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

* Full name

David Crank - DWF LAW LLP

* Capacity

Solicitor Agent for Licensing matters

* Date

12 / 01 / 2024
dd mm yyyy

Add another signatory

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

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

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

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

Continued from previous page...

IT IS AN OFFENCE, 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.

OFFICE USE ONLY

Applicant reference number	<input type="text" value="DC/CB/2042185-1"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

Appendix 2



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Appendix 4

From: [Rosales, Vanessa](#)
To: [Ellie King](#)
Cc: [David Crank](#)
Subject: RE: M214977 - Full Variation application - The Vibe, 4 The Triangle, Bournemouth.
Date: 05 February 2024 11:43:59
Attachments: [image002.png](#)
[image004.jpg](#)
[image001.jpg](#)

Good Afternoon Ellie,

Further to the Full Variation for The Vibe, Dorset Police wish to object to this application under the Licensing Objectives of the Prevention of Crime and Disorder, and Public Safety.

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

Later opening hours contribute significantly to this issue , which will likely lead to this premises being used by customers leaving other premises during the early hours of the morning who may otherwise have dispersed and left the area.

To increase the operating hours until 0500 hours every day will risk further adding to that demand.

Dorset Police, therefore, does not have the confidence that the Licensing Objectives would be promoted and wish to submit a representation to this application.

I have cc'd the applicant for his awareness.

Kind Regards

Vanessa



Vanessa Rosales

Licensing Officer

Tel: [REDACTED] **Mobile:** [REDACTED]

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

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