

Notice of Licensing Sub-Committee



Date: Monday, 22 January 2024 at 10.00 am

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

Membership:

Cllr A Chapmanlaw

Cllr M Dower

Cllr S Moore

Reserves:

Cllr L Williams (1)

Cllr J Richardson (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=5826>

If you would like any further information on the items to be considered at the meeting please contact: Jill Holyoake on 01202 127564 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

12 January 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. The Swan Inn, Unit B & Unit C, 29 Old Orchard, Poole, BH15 1SD

11 - 60

The Licensing Authority has received an application for a new premises licence for the premises known as The Swan Inn, Unit B and Unit C, 29 Old Orchard, Poole BH15 1SD.

The application is to permit the following activities and times: -
Indoor sporting events, Live Music, Recorded Music, Performances of Dance, Late Night Refreshment and Supply of Alcohol (on and off sales)

Monday to Thursday – 09:00 to 02:00
Friday and Saturday – 09:00 to 03:00
Sunday – 09:00 to 01:00

As the application has resulted in representations, this matter is brought before the Licensing Sub Committee for determination.

6. Swan In Food & Wine, Unit A, 29 Old Orchard, Poole, BH15 1SD

61 - 94

The Licensing Authority has received an application for a new premises licence for the premises known as Swan In Food & Wine, Unit A, 29 Old Orchard, Poole BH15 1SD.

The application is to permit Off Sales of Alcohol as follows: -
Monday to Thursday 06:00 to 00:00
Friday and Saturday 06:00 to 01:00
Sunday 10:30 to 22:30

As the application has resulted in representations, this matter is brought before the Licensing Sub Committee for determination.

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

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	The Swan Inn, Unit B & Unit C, 29 Old Orchard, Poole, BH15 1SD
Meeting date	22 January 2024
Status	Public Report
Executive summary	<p>Swan In Limited have made an application for a premises licence at Unit B & Unit C, 29 Old Orchard, Poole. The application is to permit the following activities and times: -</p> <p>Indoor sporting events, Live Music, Recorded Music, Performances of Dance, Late Night Refreshment and Supply of Alcohol (on and off sales)</p> <p>Monday to Thursday – 09:00 to 02:00 Friday and Saturday – 09:00 to 03:00 Sunday – 09:00 to 01:00</p> <p>The Licensing Authority has received sixteen representations, one from Dorset Police and one from Environmental Health as Responsible Authorities and fourteen representations from other persons on the basis that the grant of the licence would undermine the prevention of crime and disorder, public safety, prevention of public nuisance and protection of children from harm licensing objectives.</p>
Recommendations	<p>It is RECOMMENDED that:</p> <p>Members are asked to decide whether to:-</p> <p>a) Grant the application for a premises licence as made;</p> <p>b) Refuse the application for a premises licence;</p> <p>c) Grant the premises licence subject to additional conditions.</p> <p>Members of the Licensing Sub-Committee are asked to make a decision at the end of the hearing after all relevant parties have been given the opportunity to speak. Members must give full reasons for their decision.</p>
Reason for recommendations	The Licensing Authority has received sixteen representation, two from Responsible Authorities and fourteen representations from other persons on the grounds that to grant the application, would undermine the prevention of crime and disorder, public safety,

	<p>prevention of public nuisance and protection of children from harm licensing objectives.</p> <p>The Licensing Authority may only consider aspects relevant to the application that have been raised in representation.</p> <p>Where representations have been received in relation to an application by a responsible authority or any other person, and the concerns have not been resolved through mediation between all parties, the Scheme of Delegation set out in the Council's Constitution states that these applications should be dealt with by the Licensing Sub-Committee.</p>
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Portfolio Holder(s):	Cllr Kieron Wilson – Portfolio Holder for Housing, and Regulatory Services.
Corporate Director	Jillian Kay – Corporate Director for Wellbeing
Report Authors	Tania Jardim – Licensing Officer
Wards	Sarah Rogers – Senior Licensing Officer
Classification	Poole Town

Background

1. An application for a new premises licence under Section 17 of the Licensing Act 2003 was made on 21 November 2023. The application is to permit Indoor sporting events, Live Music, Recorded Music, Performances of Dance, Late Night Refreshment and Supply of Alcohol (on and off sales) Monday to Thursday – 09:00 to 02:00, Friday and Saturday – 09:00 to 03:00 and Sunday – 09:00 to 01:00. A copy of the application is attached at Appendix 1.
2. A plan showing the location of the premises is attached at Appendix 2.

Consultation

3. The application was served on all responsible authorities and the applicant confirmed that the statutory notices were displayed on site and published in the local newspaper.
4. The application prompted fourteen representations from other persons under the prevention of crime and disorder, public safety, the prevention of public nuisance and protection of children from harm licensing objectives. Copy representations are attached at Appendix 3.
5. Dorset Police contacted the applicant with a view to mediate conditions in order to uphold the licensing objectives of prevention of crime and disorder, public safety and prevention of public nuisance licensing objectives. Dorset Police requested the hours for the supply of alcohol be reduced to terminate at 01:30 Monday to Thursday and 02:30 on Friday and Saturday and to add conditions relating to attendance at Pubwatch, SIA registered door staff and the request of a dispersal Policy.
6. An Environmental Health Officer objected to the application, until such time as a Noise Impact Assessment has been conducted and agreed by Environmental Health.
7. No response was received from the applicant to the conditions suggested by either Responsible Authority and Dorset Police and Environmental Health's representations still stands. Copy email representations are attached at Appendix 4.
8. There are no representations from any other Responsible Authorities.

Options Appraisal

9. Before making a decision, Members are asked to consider the following matters: -

- The representations made by Other Persons.
- The representation made by the Dorset Police.
- The representation made by Environmental Health.
- The relevant licensing objectives, namely the prevention of crime and disorder, public safety and prevention of public nuisance and protection of children from harm.

Summary of financial implications

10. 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

11. 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

12. There are no human resources implications.

Summary of sustainability impact

13. There are no sustainability impact implications.

Summary of public health implications

14. There are no public health implications.

Summary of equality implications

15. There are no equity implications.

Summary of risk assessment

16. There are no risk assessment implications.

Background papers

BCP Council – Statement of Licensing Policy

<https://democracy.bcpccouncil.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)

https://assets.publishing.service.gov.uk/media/6579dec8095987000d95e063/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_-_December_2023.pdf

Appendices

- 1 – Copy Application.
- 2 – Copy of location plan.
- 3 – Copy representations from other persons.
- 4 – Copy representation from Responsible Authorities.

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

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

* required information

Section 1 of 21

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

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☒ Yes ☐ No

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

Applicant Details

* First name

PRITI DIP

* Family name

SUKHADIYA

* E-mail

Main telephone number

Include country code.

Other telephone number

☒ 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?

☒ Yes ☐ No

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

Registration number

15166221

Business name

SWAN IN LTD

If the applicant's business is registered, use its registered name.

VAT number

- NONE

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

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

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.

Your Address

Address official correspondence should be sent to.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Continued from previous page...

Section 2 of 21

PREMISES DETAILS

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

Premises Address

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

☒ Address ☐ OS map reference ☐ Description

Postal Address Of Premises

Building number or name	SWAN INN
Street	UNIT B & UNIT C, 29 THE SWANN INN
District	OLD ORCHARD
City or town	POOLE
County or administrative area	
Postcode	BH15 1SD
Country	United Kingdom

Further Details

Telephone number	
Non-domestic rateable value of premises (£)	0

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

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

Confirm The Following

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

Section 4 of 21

NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

PRIVATE LIMITED COMPANY

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

* Date of birth / /
dd mm yyyy

* Nationality [Documents that demonstrate entitlement to work in the UK](#)

[Add another applicant](#)

Section 5 of 21

OPERATING SCHEDULE

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

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

Provide a general description of the premises

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.

PUB AND RESTAURANT

Continued from previous page...

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

Section 6 of 21

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

☐ Yes ☒ No

Section 7 of 21

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

☐ Yes ☒ No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

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

Continued from previous page...

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

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.

NONE

State any seasonal variations for indoor sporting events

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

NONE

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

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

NONE

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

☐ Yes ☒ No

Section 10 of 21

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

☒ Yes ☐ No

Standard Days And Timings

Continued from previous page...

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

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 tick 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.

NONE

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.

NONE

Continued from previous page...

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

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

NONE

Section 11 of 21

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

Continued from previous page...

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 tick 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.

NONE

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.

NONE

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

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

NONE

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

Continued from previous page...

WEDNESDAY

Start	<input type="text" value="09:00"/>	End	<input type="text" value="02:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="09:00"/>	End	<input type="text" value="02:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="09:00"/>	End	<input type="text" value="03:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="09:00"/>	End	<input type="text" value="03:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="09:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

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

☐ Indoors ☐ Outdoors ☒ Both

Where taking place in a building or other structure tick 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.

NONE

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.

NONE

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

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

NONE

Continued from previous page...

Section 13 of 21

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

[See guidance on regulated entertainment](#)

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

☐ Yes ☒ No

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Continued from previous page...

Will the provision of late night refreshment take place indoors or outdoors or both?

☐ Indoors ☐ Outdoors ☒ Both

Where taking place in a building or other structure tick 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.

NONE

State any seasonal variations

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

NONE

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

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

NONE

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

Continued from previous page...

WEDNESDAY

Start	<input type="text" value="09:00"/>	End	<input type="text" value="02:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="09:00"/>	End	<input type="text" value="02:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="09:00"/>	End	<input type="text" value="03:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="09:00"/>	End	<input type="text" value="03:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="09:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the sale of alcohol be for consumption:

- ☐ On the premises ☐ Off the premises ☒ Both

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

State any seasonal variations

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

NONE

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

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

NONE

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

Continued from previous page...

Name

First name

Family name

Date of birth / /

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number
(if known)

Issuing licensing authority
(if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

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

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

Reference number for consent form (if known)

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

Section 16 of 21

ADULT ENTERTAINMENT

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

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

NONE

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start 09:00

End 02:00

Start

End

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

TUESDAY

Start 09:00

End 02:00

Start

End

WEDNESDAY

Start 09:00

End 02:00

Start

End

THURSDAY

Start 09:00

End 02:00

Start

End

FRIDAY

Start 09:00

End 03:00

Start

End

SATURDAY

Start 09:00

End 03:00

Start

End

SUNDAY

Start 09:00

End 00:00

Start

End

State any seasonal variations

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

NONE

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

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

NONE

Continued from previous page...

Section 18 of 21

LICENSING OBJECTIVES

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

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

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

1. Challenge 25 policy to be in place at all times
2. CCTV to be installed and 31 days recoding system staff trained to download images when required
3. All staff to be trained in responsible alcohol retailing
4. SIA Staff to be employed during weekends and private events.

b) The prevention of crime and disorder

1. Appropriate signage will be displayed, in a prominent position, informing customers they are being recorded on CCTV.
2. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Hounslow Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31-day period.
3. 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. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
4. All staff responsible for selling alcohol shall receive regular training in the Licensing Act 2003. Written records of this training shall be retained and made available to Police and Council officers on request.
5. An incident log shall be kept at the premises and made available on request to an authorised officer of the Hounslow Council or the Police. It must be completed within 24 hours of the incident and will record the following: (a) all crimes reported to the venue (b) all ejections of patrons (c) any complaints received concerning crime and disorder (d) any incidents of disorder (e) all seizures of drugs or offensive weapons (f) any faults in the CCTV system, searching equipment or scanning equipment (g) any refusal of the sale of alcohol (h) any visit by a relevant authority or emergency service.
6. A suitable intruder alarm complete with panic button shall be fitted and maintained.
7. All staff employed at the premises will have UK right to work status checked, once passed that stage they shall be offered employment.
8. All off sales must be ancillary to a takeaway meal
9. No person shall be allowed to leave the premises whilst in the possession of any glass drinking vessel or open glass bottle, which has been provided by the premises.

c) Public safety

1. Installation of appropriate safety equipment
2. Fire exit signs displayed
3. To comply with all current, fire, health and safety laws
4. CCTV working at all times

d) The prevention of public nuisance

1. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
2. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
3. Strict policy in place to tell all staff not to serve alcohol to drunks at all
4. Persons wishing to leave the premises to smoke shall not be permitted to take drinks outside with them.
5. Sound Installation Test has been carried out by Spratt+Hamer and can be available to inspect.

e) The protection of children from harm

1. A challenge 25 policy will be in force, where any person looking under the age of 25 shall be asked to prove their age when attempting to purchase alcohol and signs to this effect will be displayed at the premises. Challenge 25 posters displayed where alcohol is sold.
2. The only acceptable ID will be those with photographic identification documents, including passport, photo-card, driving license or proof of age card bearing the PASS hologram.
3. An refusal book shall be kept at the premises and updated as and when required, and made available for inspection on request to an Licensing Officer, Police or other responsible authority.
4. All staff authorised to sell alcohol will be trained in the Challenge 25 scheme and this training will be documented to include the date the training was given, the name of the person who gave the training, the person who received the training and signatures by both trainer and trainee.

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

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

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

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

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

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

Documents which demonstrate entitlement to work in the UK

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

Continued from previous page...

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

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

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

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

Continued from previous page...

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

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

Home Office online right to work checking service

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

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

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

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

Section 20 of 21

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

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

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

Continued from previous page...

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

Section 21 of 21

PAYMENT DETAILS

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

* Fee amount (£)

DECLARATION

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

* I understand that I must now advertise my application.

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

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

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

* Full name

* Capacity

* Date / /
dd mm yyyy

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

1. Save this form to your computer by clicking file/save as...
 2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/bournemouth-christchurch-poole/apply-1> to upload this file and continue with your application.
- Don't forget to make sure you have all your supporting documentation to hand.

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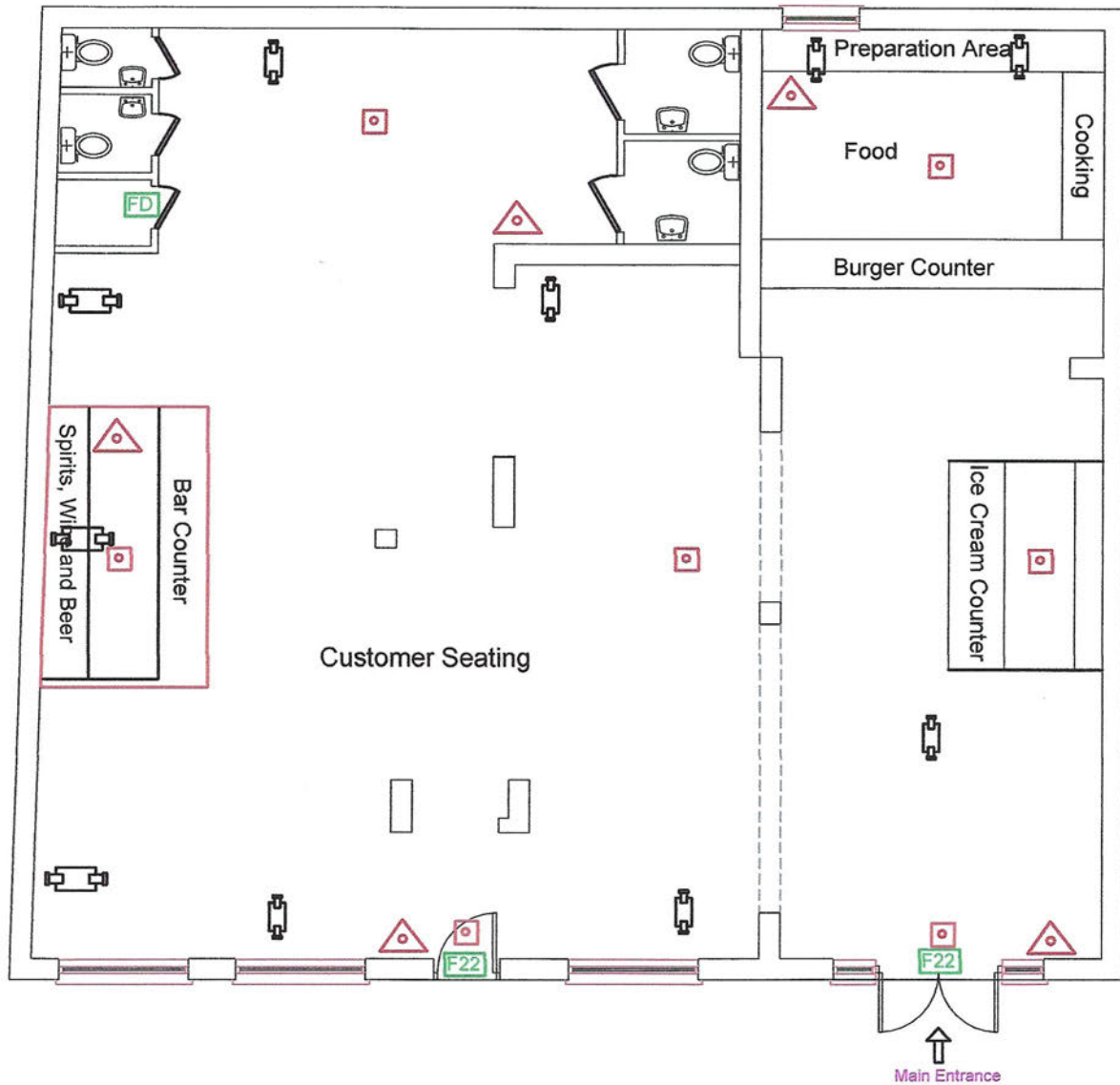
IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

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

OFFICE USE ONLY







Applicant reference number	<input type="text"/>
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"/>

Licence Plan



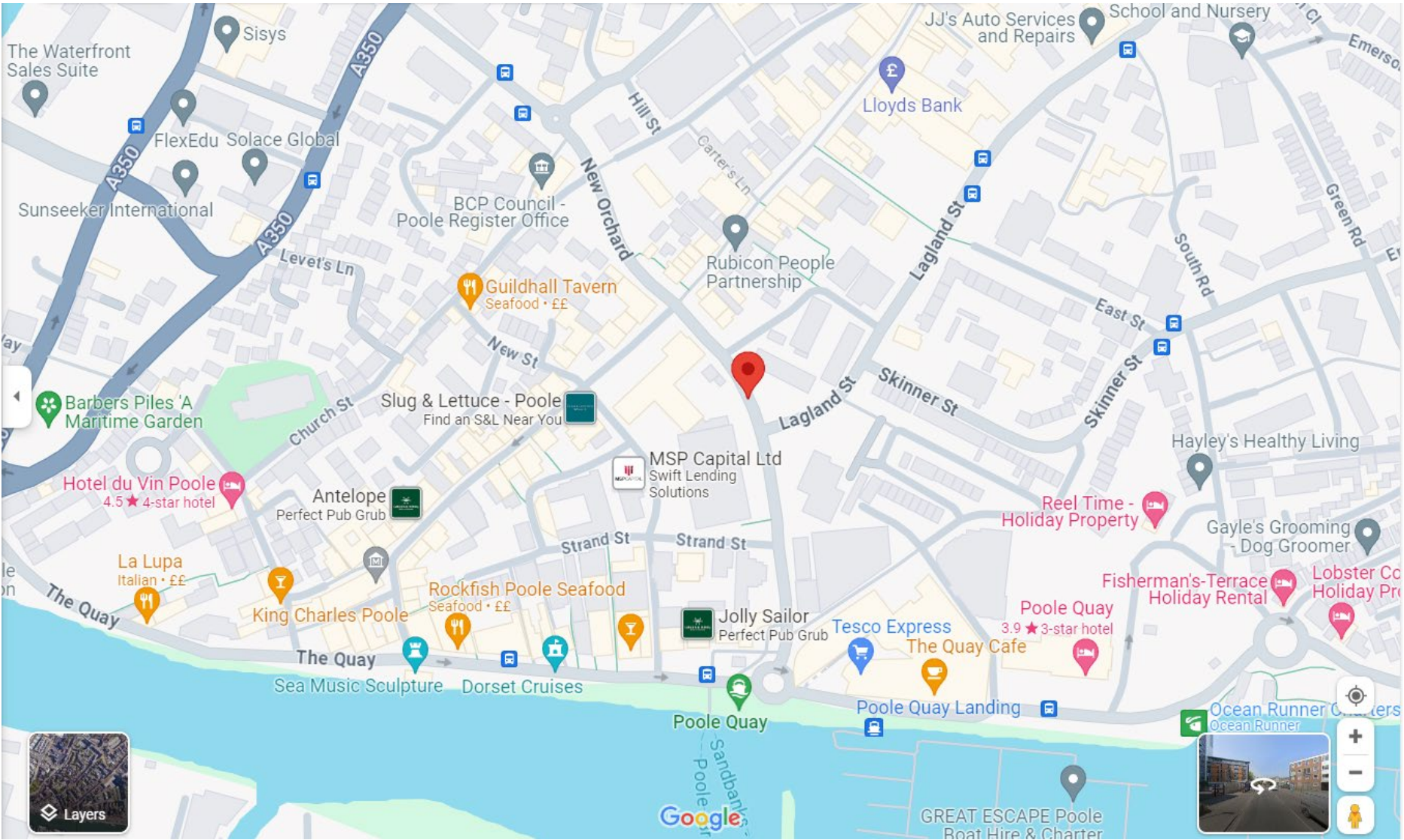
Property Address:

UNIT B & C
The Swann Inn LTD
Old Orchard
Poole
BH15 1SD

Drawing no: HBS/369		Date: 18th Nov 2023
Key	Scale:1:100	Paper: A4
	FIRE EXTINGUISHER	
	FIRE EXIT SIGNS	
	EMERGENCY LIGHTING	
	Fire Check Door	
	CCTV CAMERAS	
	Licensable Area	
CCTV RECORDING 31 DAYS		
SHUTTERS PROVIDED		
ALARM SYSTEM TO AOISPEC OR SIMILAR FITTED		

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APPENDIX 2



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SWAN INN, UNIT B & UNIT C, OLD ORCHARD, POOLE

APPLICATION FOR NEW PREMISES LICENCE

REPRESENTATIONS FROM OTHER PERSONS

	NAME	REPRESENTATION
1	Carol Leung	<p>The Licensing Team, BCP Council</p> <p>I am writing to object to the Application for a Premise License at The SWAN Inn, Old Orchard, Poole, BH15 1SD. I am a new resident of Poole who just moved from Crouch End, London and settled in the Vespasian, East Quay Road, Poole in October 2023.</p> <p>The grounds of the objection are:</p> <p>1.Swan Inn is a listed architecture with history and age. The historical value should be highly appreciated, yet the building itself might not be easily reconfigured or renovated to have a good sound insulation, also the limitation of the extension of commercial kitchen exhaust vents and the grease treatments of the drainage system of the commercial kitchens.</p> <p>2. The SOHO Bar and Grille on the opposite side of the road is having a similar business late night sporting, music, live performance and alcoholic bar provisions, which also opens until 2 or 3am. Unless BCP council intends to turn one of the main entrances to the Poole Quay area to a nightlife street, it is a bad idea to have similar night clubs permitted next to each other. I do object to the idea of "nightlife street" idea, as Poole is such a sustainable town which has a nice balance between tourist and local daily life. A good balance and mix and match of the food and beverage, retail or entertainment business should be considered instead of grouping them all together.</p> <p>3. Hygiene problem is also another major concern as the historical SWAN Inn does not have a service lane that can facilitate a hygienic and orderly food and alcoholic glass bottle disposals. Then, the staff will have to push trolleys getting all the grease, food waste and alcoholic bottles from their front entrance to the lane between Dolphin Quay and Vespasian to the council commercial waste collection area at the back of Dolphin Quay Carpark. It MUST create lots of noise (with the trolley push along the round), stained marks on the main street and in front of Poole Pottery Studio, attractions of rats in the</p>

		<p>sewage that can climb up to the Vespasian residential apartment just a few feet back, and also the urban fox who will break the plastic wasted bags for food and trash all rubbish and disgusting dirt around (IT is not their fault)</p> <p>In conclusion, BCP council should not permit such an application.</p>
2	Yvonne and David Wright	<p>I write to you regarding the application for a late night licence at the Swan Inn, Units B and C, Old Orchard Poole. BH15 1SD.</p> <p>My husband and I have just bought one of the new Vespasian apartments as an investment/holiday let. We have just become aware of the application and would like to strongly oppose it.</p> <p>We know from experience, the downfall of what a late license can do, to what is otherwise a nice quiet area. Our home address is in a nice part of Oxfordshire, near the market town of Witney. When a 3am license was granted to an establishment which previously had to close at 11pm, it immediately attracted a different crowd. The little lane in which the establishment was based, became known as Vomit Alley. Drug use became a problem and the police were constantly being called when fights broke out.</p> <p>I can see all the above being a problem around the back of Dolphin Quays if the late license is granted. There will be noise, there will be urinating in alleyways and probably far worse.</p> <p>To consider this sort of atmosphere in a conservation area and what is also a residential area, is absolutely ridiculous and I hope you will think about the people who pay council tax and we expect you to speak up for us.</p> <p>Regards</p>
3	David Wright	<p>Dear Licencing team.</p> <p>Please can you register my serious concern about the application at the Swan Inn Poole Quay.</p> <p>I live in one of the front facing apartments. Number 13..</p> <p>There is already currently loud music to 2am from the Soho bar opposite.. and this is of major concern to the residents of the apartments.</p> <p>But to see the new Swan application and that it asks for a music licence to 3am is just not acceptable.</p>

		<p>This is a highly residential area and the Swan building is right in front of the Vespasian apartments.</p> <p>I must insist a full noise impact assessment is preformed by yourselves ... a proceesdure for any application of this nature.</p> <p>I hope you understand the importance of my appeal.</p> <p>Kind regards</p>
4	Kelvin Woodward	<p>To whom it may concern,</p> <p>Licensing Act 2003 Notice of Application for a Premises Licence from Swan Inn Ltd Premises: Swan Inn, Unit B & Unit C, 29 The Swan Inn, Old Orchard, Poole BH15 1SD</p> <p>I wish to make representations on the licence application above.</p> <p>I am a Chartered Environmental Health Practitioner.</p> <p>I live behind the Swan Inn - broadly 12 metres' distance away at the Vespasian building.</p> <p>Can we try to ensure that any live music, recorded music etc... does not cause sleep disturbance? In addition, can the premises' proposed licensable activities be revised so they do not stay open until early morning, especially Monday to Thursday - when I would be waking up for work the next day.</p> <p>Weekend hours pose fewer issues, but Friday – Saturday 09:00 to 03:00 and Sunday 09:00 to 00:00 hours appear excessive.</p> <p>May I also ask, will the premises have hot food production? If yes, can we try to ensure any cooking odour does not cause any issues?</p> <p>I look forward to hearing from you.</p> <p>Yours faithfully,</p>

5	Ozgur Ilker	<p>Dear Sir,Madam</p> <p>I am writing to put my rejection for Off licence licensing for the above property.</p> <p>Around high street, Poole, we seem to be experiencing a lot of anti social behaviour with many people drinking around the quay and the Old Orchard area.</p> <p>We already have many bars and pubs, along with couple of Off license shops near the high street and the quay, along with Tesco and Sainsbury's who also sell alcohol.</p> <p>Off License and bar and clubs is something we do not more of in the area. Youngsters are being lured into drinking more and this has caused many antisocial behaviour in the area, especially in the summer time. Police have been called on many occasions to the area and we need the alcohol footfall to be reduced rather than to increase it.</p> <p>I hope you will consider all aspects of our Poole neighbourhood and decide on the very best interest for our town.</p> <p>Regards</p>
6	Simon Ible of Fortitudo Limited	<p>Dear Sir/Madam</p> <p>Application for late licence at the Swan Inn, Unit A, Unit B & Unit C, 29 The Swan Inn, Old Orchard, Poole, BH15 1SD</p> <p>I write on behalf of Fortitudo Limited in objection to the application by Swan In Ltd and Swan In Food and Wine Ltd for late licenses at The Swan Inn.</p> <p>The application at Unit A by Swan In Food and Wine Ltd requests supply of Alcohol off the premises 6am to midnight Monday to Thursday, 6am to 1am Friday and Saturday, and 10:30 to 22:30 on Sunday.</p> <p>The application at units B & C requests indoor sporting events, live music, recorded music, performance of dance and retail sale of alcohol on and off the premises until 2am MondayThursday, 3am Friday and Saturday and until midnight on Sunday's. Alongside this, the provision of late night refreshments during the same time.</p>

		<p>The Swan Inn is located directly adjacent to Fortitudo's Vespasian's development of 64 apartments. As a business we've invested millions of pounds to assist in the regeneration of Poole Quay and we believe these proposals threaten the quality of the accommodation we have provided, that hard working people have decided to purchase.</p> <p>This application would permit much later opening than any other premises on Poole Quay. For example</p> <ul style="list-style-type: none"> • The Quay - JD Wetherspoons (12am closing, except Friday and Saturday 1am) • Jolly Sailor (11pm closing, except Friday and Saturday 1am) • Lord Nelson Poole (11pm closing, except Friday and Saturday 1am) • The Portsmouth Hoy (10pm closing, except Sunday at 7pm) • The Custom House Poole (closes 10pm except Sunday at 5pm) <p>In terms of other restaurants, these more typically also close much earlier:</p> <ul style="list-style-type: none"> • St TrOpez Lounge (closes 11pm except Sunday at 6pm) • Pi Pizza Poole (closes 11pm every day) • Rockfish Poole Seafood (closes 9pm, except Sunday at 5pm) <p>In terms of the sale of alcohol for off the premises consumption, Tesco Express and Sainsbury's Local in the vicinity close at 11pm and 10pm every day respectively. This application proposes allowing the sale of alcohol until 2am during the week, and 3am Friday and Saturday.</p> <p>The council's licensing objectives include the prevention of public nuisance, and states:</p> <p>"Licensed premises, particularly those operating after 23:00 hours and into the early morning, can adversely affect people living or working in the vicinity of the premises. The applicant's operating schedule must therefore contain practical steps to prevent disturbance to local residents. The issues will mainly concern nuisance from noise, light, odour and litter."</p> <p>This proposal would be the latest opening in the Poole Quay area, and would appear incompatible with the increasing residential uses on Poole Quay. The Vespasian development particularly is within 1 metre of the building.</p> <p>We recognise the Swan Inn is an important part of the Quay's character and welcome the use of the building for a viable use. However, we would question if this is the right use for such a building if the operating hours need to be so extended, so that it negatively impacts local residents amenity.</p>
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7	Lee Elliot	<p>Hi Sarah,</p> <p>Reasons for objection are as follows:</p> <p>4 main points:</p> <ol style="list-style-type: none"> 1. Historical building might not be easily reconfigured with good sound insulation, cooking exhaust and waste treatments and drainage. 2. Similar business model and operating hours to Soho Bar and Grill just opposite the road at the main entrance of the main leisure touristic area of Poole Quay. Bad and non sustainable town planning idea to have a 'night clubs' street right in front residential flats. 3. The prevention of a public nuisance, having drunk people hanging around to the early hours, shouting, fighting, vandalism and vomiting. 4. Hygiene issues as Swann Inn gets no service lane or area (it is abutting Vespasian) all food, grease and alcoholic glass bottles will have to brought to the big refuse collection point at the back of Dolphin Quay. Creating noise and stain marks on the main road and the lane between Vespasian and Dolphin Quay. <p>I have also attached your form with additional comments</p> <div data-bbox="734 842 1921 1236"> <p>The Prevention of Crime and Disorder:</p> <p>Having a late license will mean excessive drinking leading to Anti-social behavior. This will also drain on Police resources</p> <p>The Prevention of Public Nuisance:</p> <p>A late license will cause a significant interference with the residents of Vespasian, including excessive noise, obstructions on public roads, offensive odors such as vomit & urine.</p> </div>
8	Soner Kanal	<p>As a local resident I wish to put forward my objection with regards to the application for an alcohol license Swan Inn Food & Wine at Unit A 29, The Swan Inn, Old Orchard, Poole, BH 15 1SD</p>

		<p>At present in the local vicinity there are already enough establishments that are catering for the provision of Alcohol. We have Tesco, Sainsbury and independent privately owned shops, and a further shop is both not needed and has no benefit to the local area and community.</p> <p>A further shop does not offer anything for local neighbourhood and instead would bring additional unnecessary disruption to the area as a further shop selling alcohol has the potential to be a magnet for those wishing to cause anti-social behaviour, commit crime and will create another place for people to congregate; make noise and creating litter.</p> <p>Can you also please let me know if a hearing will take place as I would like to attend in person.</p> <p>Regards,</p>
9	Nick Meason	<p>The Prevention of Crime and Disorder</p> <p>The introduction of another late-night venue in close proximity to existing bars, like SOHO, raises concerns about the potential increase in disorderly behaviour, especially during late hours. This could include increased incidences of public disturbances, drunkenness, and associated anti-social behaviors, which often require police intervention.</p> <p>With more people hanging around late at night, it's likely we'll see more cases of people using our alleyways as toilets. It's unhygienic and it's not safe. This isn't just about keeping the place tidy; it's about basic decency and not making our streets feel like a no-go zone late at night.</p> <p>The Prevention of Public Nuisance</p> <p>The presence of the SOHO bar near our residential development has already been a significant source of disturbance, particularly due to its loud music. The bass from the music penetrates our homes, to the extent that even with earplugs, many of us are experiencing sleep disruption. This is not only inconvenient but also a serious concern for our health and well-being.</p> <p>Adding another late-night venue in close proximity will likely exacerbate the situation. With people leaving the bar around 3 am, there's a real fear that the noise levels will increase further. Imagine trying to sleep while dealing with the combined noise of bass-heavy music and groups of people, likely intoxicated, chatting, laughing, or shouting as they walk past our homes. This type of noise pollution at</p>

		<p>such late hours is not just a minor inconvenience; it's a significant intrusion into our private lives and can have serious implications for our daily functioning.</p> <p>Given our ongoing struggles with the noise from SOHO bar, the potential increase in noise and disturbance from another similar venue is a pressing concern. We need to consider how this will affect the quality of life for all residents, particularly those with young children, the elderly, and those with health issues that require a peaceful environment. It's crucial that the council takes these concerns into account when making their decision on this new application.</p> <p>Public Safety</p> <p>Regarding public safety, the addition of another late-night bar near our residence significantly heightens safety concerns. Increased late-night foot traffic, often involving intoxicated individuals, poses risks of accidents and conflicts. The proximity of this activity to our homes directly impacts our safety, and in emergencies, congested streets could delay crucial emergency services.</p>
10	Andre Bottin	<p>The Prevention of Crime and Disorder</p> <p>I am objecting to the application for a late license at the Swan Inn, as late opening hours will enable more binge drinking and therefore increase the risk of anti-social behaviour when patrons leave the premises late at night. The streets, alleyways and the public car park close to Vespasian will likely be subjected to anti-social behaviours such as urinating, vomiting, leaving broken glass and other litter which will degrade the area. Additionally there will be even more risk of litter if a food license is granted.</p> <p>Late opening coupled with late licensing will likely increase the number of local violent crimes in the streets and alleyways adjacent to Vespasian such as burglary, rape and sexual aggression, which tend to mostly happen at night. The entrance of Vespasian, which is so close to the Swan Inn, might become a threatening option for residents at the time the premises close.</p> <p>The Prevention of Public Nuisance</p> <p>Our flat is very close to the Swan Inn, and I am very worried about noise which will impact on my sleep - people chatting loudly as well as noise from increased traffic - very late at night if there is a late license, as clients disperse.</p> <p>The Protection of Children from Harm</p> <p>I fear the sleep of our grandchild (who will be staying with us from time to time) and of resident children might be affected by the inevitable increase in late night noise (patrons and traffic).</p>

		I do not wish my grandchild to walk in the streets and alleyways adjacent to the Swan and Vespasian the morning after, with the litter and fouling as leftovers of the late night goings-on caused by the granting of a late license.
11	Christine Bottin	<p>The Prevention of Crime and Disorder I wish to object to the application for a late license at the Swan Inn, as this might encourage people to drink more and for longer periods, which could lead to anti-social behaviour when customers leave, such as urinating in public places, vomiting, noise, leaving broken glass and other litter, especially in the alleyway adjacent to the entrance to Vespasian. If a food license is granted, there would be even more risk of litter. Our flat looks out onto the alleyway, and we are worried about noise.</p> <p>The Prevention of Public Nuisance Our building, Vespasian, is right next to the Swan Inn, and a late license will cause noise from the music and people leaving, which will disturb our sleep. There is also the nuisance one might expect from people who are intoxicated leaving pubs - shouting, drunken disorderliness, leaving mess and litter. A late license would incur extra traffic noise in the early hours, which would disrupt my sleep. The noise and litter would degrade the area, and increase the risk of more litter/noise.</p> <p>The Protection of Children from Harm In the case of a late license being granted, children living or staying(as we hope our grandchild would) at Vespasian might have their sleeping patterns disrupted, something which is very detrimental to young, developing minds. Anti-social behaviour, and the effects thereof, are not a good example to set to children. If a late license is granted, our grandchild will not be able to stay with us, as we can't put him at risk of the unexpected nature of what he might see/hear.</p>
12	Diane Bingham	<p>Licensing Act 2003 : Swan Inn, Old Orchard, Poole BH15 1SD Application for Premises Licence</p> <p>As a private resident of a new flat at Vespasian, which is adjacent to the above premises, I wish to lodge an objection to the above-mentioned Application. The grounds for my objection are as follows:</p> <ol style="list-style-type: none"> 1. The Swan Inn is an old, historical building and as such not easily reconfigured with regard to good and adequate sound insulation. Has the Council undertaken a full noise impact assessment, considering that the Application includes entertainment up until 3:00 a.m? 2. As such an old building, has good account been taken in the reconfiguration with regard to dispersal of cooking exhaust fumes, waste treatment, drainage, etc. and the effect such issues will have on the flats immediately behind the Swan?

		<ol style="list-style-type: none"> 3. There is a similar business model located opposite at the Soho Bar & Grill, which is already causing some noise disturbance late at night and early hours of the morning to residents of the new Vespasian development immediately opposite. 4. The Swan Inn and Soho Bar & Grill are located at the main roadway and pedestrian entrance to the leisure/tourist area of Poole Quay. Surely it is bad planning, not to mention a deterrent to visitors, to create a "Night Club Street" with all attendant disturbance to surrounding permanent residents. 5. Hygiene issues. The Swan Inn has no service lane/access and directly abuts new Vespasian residential development, meaning that all waste – food, bottles, general refuse presumably has to be taken to the large refuse collection point situated at the back of Dolphin Quays. 6. Vespasian is a new development with 64 private residential flats and it cannot be good planning that there is to be what is a night club on the doorstep. <p>Please would you provide date and time when this Application is due for determination.</p> <p>Many thanks Regards</p>
13	Michelle Long	<p>Hi,</p> <p>I only recently noticed an application for the Swan Inn to become potential sports/music bar. Having only recently move in to the 'Vespasian' development which is directly behind the venue, I would like to voice my concerns.</p> <p>Having talked to other residents, we already have SEVERE noise issues coming from the opposite side of the road (Soho Bar & Grill) to then open another bar with a late license is only going to create more noise which I/we totally object to. We are struggling to sleep with bass vibrations until 2am most mornings which is totally unacceptable.</p> <p>I would like this to be reconsidered especially the times as it is totally disrupting and unfair.</p> <p>Please confirm receipt of this email.</p> <p>Yours sincerely</p>
14	Sue Daltrey	<p>I would like to put forward my objection to the proposed planning application for the Swan inn ,Old Orchard Poole my reasons being:</p>

		<p>1. The Swan inn is literally 1 metre from a block of residential apartments (Vespasian) also other blocks of flats in that street .</p> <p>2. The original planning application was for retail ,flats ,offices .</p> <p>3 it is a conservation area .</p> <p>4.it will be detrimental to the whole area to have people coming out of the premises at 3am inebriated with all the mess that entails .</p> <p>5 the waste ,recycling etc will have to be wheeled to the back of Poole quay to be disposed of ,again causing more unnecessary noise .</p> <p>6. It is a listed building so probably won't have the sound insulation of a modern building .</p> <p>7 there is already noise nuisance from the Soho bar and grill opposite with loud music in the early hours of the morning.</p> <p>But mainly because it is totally unsuitable to have a music /sports /dance venue until 2am weekdays &3am weekends so close to a residential building.</p> <p>Thank you</p>
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From: [Paul Barker](#)
To: [Sarah Rogers - Licensing](#)
Subject: New premises licence, Swan Inn, Old Orchard, Poole LA ref: GOV-1450193
Date: 14 December 2023 13:38:17
Attachments: [Outlook-ktsq0yqb.png](#)

Hi Sarah

In respect of the above application, Environmental Health would like to object to the granting of the licence under the prevention of public nuisance objective, until such time that a noise impact assessment has been conducted and agreed with Environmental Health. The assessment should be carried out by a suitably qualified person and include noise from any external or internal plant machinery, noise from regulated entertainment and general noise associated with a public house, for example raised voices inside and out, noise from deliveries.

This premises has not operated as a public house in around 10 years, in that time planning permission was granted for conversion of the upper floors to residential and residential flats on the Northern end. New residential properties now surround the venue on three sides, on the Eastern side as close as 5m away.

The applicant has applied for regulated entertainment inside and outdoors until 3am. There are no circumstances in which Environmental health can support the outdoor part of the application. Even if the usage of the outdoor areas was limited to the permissions allowed under the Live Music Act, we would envisage multiple complaints which would result in an application to dis apply S177 of the live music Act.



Paul Barker
Environmental Health Officer
Communities

bpcouncil.gov.uk

From: [Bean, John](#)
To: [Sarah Rogers - Licensing](#)
Cc: [\[REDACTED\]@personallicensecourses.co.uk](#); [Lee, Nick](#)
Subject: Unit A and Units B and C The Swan Inn Old Orchard Poole BH15 1SD
Date: 18 December 2023 15:45:55

I refer to the above premises licence applications and would confirm that under Section 18 (6) (a) of the Licensing Act 2003, relevant representations are made to both application, as there are insufficient conditions that will attach to the licence to uphold the licensing objectives of the prevention of crime and disorder, the prevention of public nuisance and public safety.

Below (in blue) is an e-mail sent to the applicants' legal representative to which, no reply has yet been received.

There is much concern as to the applicants ability to uphold the licensing objectives given the discovery of the review held in April 2019 for a premises in Edgware to which no satisfactory explanation, based on the enquiry in the e-mail, has yet been received.

The basis of the relevant representation can be found in the body of the e-mail:-

Good afternoon Mr Panchal,

Many thanks for taking the time and trouble with your client to meet with Inspector Lee and myself at the premises.

I am pleased that the discussions concerning the two sites were productive as regards to the concerns raised by the Police whilst still recognising the needs of the business and your client.

I propose to list the agreements reached as regards hours and additional conditions to those already offered within the application, separately under the headings of Unit A and Units B and C.

Unit A

1. Under Sections 15 and 17 of the application, the hours for the supply of alcohol and hours premises are open to the public to be reduced on a Friday and Saturday from 01.00hrs to midnight.
2. Under the steps to promote the licensing objectives, with specific regard to the prevention of crime and disorder:-
 - A. The employment of SIA registered door staff to be risk assessed by the Premises Licence Holder in consultation with Dorset Police.
 - B. All staff to be employed at the premises to undergo training in conflict management and this to be recorded (date and provider) on the training record of each member of staff.
 - C. No high strength beers, lagers and ciders above 5.5% ABV shall be stocked with the exception of premium beers that shall be removed from immediate customer access.

Units B and C

1. Under Section 15, the hours for supply of alcohol to be reduced on Monday to Thursday from 02.00hrs to 01.30hrs and on a Friday and Saturday from 03.00hrs to 02.30hrs.
2. The premises to be a member of the Poole Quay Pub Watch scheme, as long as such scheme exists.
3. On Fridays and Saturdays, at least 2 SIA registered door staff to be employed at the premises from 20.00hrs until the premises closes and all customers have left the vicinity.
4. During the Summer Season, the Premises Licence Holder shall provide a written risk assessment for the need (or not) for the employment of SIA registered door staff at the premises.
5. For specific events on the Quay (such as Bikers Nights, Fireworks and others as discussed with Dorset Police), at least 2 SIA registered door staff shall be employed at the premises from 17.00hrs until the premises closes and all customers have left the vicinity.
6. The Premises Licence Holder shall produce a dispersals policy to ensure that nearby residents are not disturbed at the time the premises closes.

You will note that I have included under Unit A at point 3 and additional condition that was not discussed at the time of our meeting.

The reason for this, follows research by one of my colleagues regarding premises in the London area to which your client may have a family connection.

We note a review of the premises licence for Hamilton's at 45-46 Queensbury Station Parade Edgware HA8 5NN in April of 2019.

In your reply, as to the acceptance (or not) of the above, I would be grateful if you could clarify if your client was involved in the management and running of the premises in Edgware and if so in what capacity.

I look forward to hearing from you prior to the last day for representations which is Tuesday 19th December 2023.

Regards

John Bean
Police Licensing Officer
Dorchester Police Station
Weymouth Avenue
Dorchester DT1 1QZ

Regards

John Bean
Police Licensing Officer
Dorchester Police Station
Weymouth Avenue

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LICENSING SUB-COMMITTEE



Report subject	Swan In Food & Wine, Unit A, 29 Old Orchard, Poole, BH15 1SD
Meeting date	22 January 2024
Status	Public Report
Executive summary	<p>Swan In Food and Wine Limited have made application for a premises licence at Unit A, 29 Old Orchard, Poole. The application is to permit Off Sales of Alcohol as follows: -</p> <p>Monday to Thursday 06:00 to 00:00</p> <p>Friday and Saturday 06:00 to 01:00</p> <p>Sunday 10:30 to 22:30</p> <p>The Licensing Authority has received one representation from Dorset Police and four representations from other persons on the basis that the grant of the licence would undermine the prevention of crime and disorder, public safety and prevention of public nuisance licensing objectives.</p>
Recommendations	<p>It is RECOMMENDED that:</p> <p>Members are asked to decide whether to:-</p> <p>a) Grant the application for a premises licence as made;</p> <p>b) Refuse the application for a premises licence;</p> <p>c) Grant the premises licence subject to additional conditions.</p> <p>Members of the Licensing Sub-Committee are asked to make a decision at the end of the hearing after all relevant parties have been given the opportunity to speak. Members must give full reasons for their decision.</p>
Reason for recommendations	<p>The Licensing Authority has received one representation from the Dorset Police and four representations from other persons in objection to the application on the grounds that to grant the application, would undermine the prevention of crime and disorder, public safety and prevention of public nuisance licensing objectives.</p> <p>The Licensing Authority may only consider aspects relevant to the application that have been raised in representation.</p> <p>Where representations have been received in relation to an</p>

	<p>application by a responsible authority or any other person, and the concerns have not been resolved through mediation between all parties, the Scheme of Delegation set out in the Council's Constitution states that these applications should be dealt with by the Licensing Sub-Committee.</p>
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Portfolio Holder(s):	Cllr Kieron Wilson – Portfolio Holder for Housing, and Regulatory Services.
Corporate Director	Jillian Kay – Corporate Director for Wellbeing
Report Authors	Tania Jardim – Licensing Officer Sarah Rogers – Senior Licensing Officer
Wards	Poole Town
Classification	For Decision

Background

1. An application for a new premises licence under Section 17 of the Licensing Act 2003 was made on 21 November 2023. The application is for an off licence and convenience store to permit the Supply of Alcohol for consumption off the premises Monday to Thursday 06:00 to 00:00, Friday and Saturday 06:00 to 01:00 and Sunday 10:30 to 22:30. A copy of the application is attached at Appendix 1.
2. A plan showing the location of the premises is attached at Appendix 2.

Consultation

3. The application was served on all responsible authorities and the applicant confirmed that the statutory notices were displayed on site and published in the local newspaper.
4. The application prompted four representations from other persons under the prevention of crime and disorder and prevention of public nuisance licensing objectives. Copy representations are attached at Appendix 3.
5. Dorset Police contacted the applicant with a view to mediate conditions in order to uphold the licensing objectives of prevention of crime and disorder, public safety and prevention of public nuisance licensing objectives. Dorset Police requested the licensable hours be reduced to terminate at 00:00 on Friday and Saturday and to add conditions relating to SIA registered door staff, training and ABV percentage. No response was received from the applicant to the suggested conditions and Dorset Police's representation still stands. Copy email representation is attached at Appendix 4.
6. There are no representations from any other Responsible Authorities.

Options Appraisal

7. Before making a decision, Members are asked to consider the following matters: -
 - The representations made by Other Persons.
 - The representation made by Dorset Police.
 - The relevant licensing objectives, namely the prevention of crime and disorder, public safety and prevention of public nuisance.

- The Licensing Act 2003, appropriate Regulations, Statutory Revised Guidance issued under Section 182 of the Licensing Act 2003 (December 2023) and the Council's Statement of Licensing Policy.

Summary of financial implications

8. 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

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. There are no human resources implications.

Summary of sustainability impact

11. There are no sustainability impact implications.

Summary of public health implications

12. There are no public health implications.

Summary of equality implications

13. There are no equality implications.

Summary of risk assessment

14. There are no risk assessment requirements.

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)

https://assets.publishing.service.gov.uk/media/6579dec8095987000d95e063/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_-_December_2023.pdf

Appendices

- 1 – Copy Application.
- 2 – Copy of location plan.
- 3 – Copy representations from other persons.
- 4 – Copy representation from Dorset Police.

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

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

* required information

Section 1 of 21

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

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☒ Yes ☐ No

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

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

☒ 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? ☒ Yes ☐ No

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

Registration number

Business name

If the applicant's business is registered, use its registered name.

VAT number

Put "none" if the applicant is not registered for VAT.

Legal status

Continued from previous page...

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

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.

Your Address

Address official correspondence should be sent to.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Continued from previous page...

Section 2 of 21

PREMISES DETAILS

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

Premises Address

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

☒ Address ☐ OS map reference ☐ Description

Postal Address Of Premises

Building number or name	SWAN IN FOOD AND WINE
Street	UNIT A, 29 THE SWANN INN
District	OLD ORCHARD
City or town	POOLE
County or administrative area	
Postcode	BH15 1SD
Country	United Kingdom

Further Details

Telephone number	
Non-domestic rateable value of premises (£)	0

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

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

Confirm The Following

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

Section 4 of 21

NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

PRIVATE LIMITED COMPANY

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

* Date of birth / /
dd mm yyyy

* Nationality [Documents that demonstrate entitlement to work in the UK](#)

[Add another applicant](#)

Section 5 of 21

OPERATING SCHEDULE

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

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

Provide a general description of the premises

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.

OFF LICENCE AND CONVENIENCE STORE

Continued from previous page...

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

Section 6 of 21

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

☐ Yes ☒ No

Section 7 of 21

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

☐ Yes ☒ No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

☐ Yes ☒ No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

☐ Yes ☒ No

Section 10 of 21

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

☐ Yes ☒ No

Section 11 of 21

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

☐ Yes ☒ No

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Continued from previous page...

Section 13 of 21

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

[See guidance on regulated entertainment](#)

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

☐ Yes ☒ No

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

☐ Yes ☒ No

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

Continued from previous page...

SUNDAY

Start

End

Start

End

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.

NONE

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

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

NONE

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

Name

First name

Family name

Date of birth / /

Continued from previous page...

Enter the contact's address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>
Personal Licence number (if known)	<input type="text"/>
Issuing licensing authority (if known)	<input type="text"/>

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

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

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

Reference number for consent form (if known)

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

Section 16 of 21

ADULT ENTERTAINMENT

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

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

NONE

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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

Continued from previous page...

TUESDAY

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

WEDNESDAY

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

THURSDAY

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

FRIDAY

Start	<input type="text" value="06:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="06:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="10:30"/>	End	<input type="text" value="22:30"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations

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

NONE

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

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

NONE

Section 18 of 21

LICENSING OBJECTIVES

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

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

Continued from previous page...

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

1. Strict implementation of challenge 25 policy
2. CCTV to be installed and 31 days recording system
3. All staff to be trained in responsible alcohol retailing

b) The prevention of crime and disorder

1. CCTV shall be installed to Home Office Guidance standards and maintained in a good working condition and recordings shall be kept for 31 days and shall be made available to police and authorised Officers from the council.
2. The CCTV system shall be capable of obtaining clear facial recognition images and a clear head and shoulders image of every person entering or leaving the premises.
3. The CCTV system shall display on any recordings, the correct date and time of the recording.
4. A member of staff trained in the use of the CCTV system shall be available at the premise at all times that the premises are open to the public.
5. A CCTV camera shall be installed to cover the entrance of the premises and further cameras installed to cover the internal area and servery counter.
6. A suitable intruder alarm complete with panic button shall be fitted and maintained.
7. An incident log shall be kept at the premises, and made available for inspection on request to an authorised officer of the council or the Police, which will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received
 - (d) any incidents of disorder
 - (e) all seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service.
8. Staff training must be documented and based on legislation and operating procedures. All training shall be signed and dated, and a copy of such records will be available for inspection by Police and local authority enforcement officers.
9. All staff employed at the premises will have UK right to work status checked, once passed that stage they shall be offered employment.

c) Public safety

1. Installation of appropriate safety equipment
2. Fire exit signs displayed
3. CCTV working at all times

d) The prevention of public nuisance

1. Clearly legible and suitable notices shall be displayed at all exits requesting customers to respect the needs of local residents and businesses to leave the premises area quietly.
2. Staff shall actively discourage and disperse all persons who congregate outside the premises so as to minimise disturbance to local residents and businesses. Any incidents shall be recorded in the incident register.

Continued from previous page...

3. The premises and area immediately outside the premises shall be kept clear of all forms of litter whilst the premises is open for licensable activities.

e) The protection of children from harm

1. A challenge 25 policy will be in force, where any person looking under the age of 25 shall be asked to prove their age when attempting to purchase alcohol and signs to this effect will be displayed at the premises. Challenge 25 posters displayed where alcohol is sold.

2. The only acceptable ID will be those with photographic identification documents, including passport, photo-card, driving license or proof of age card bearing the PASS hologram.

3. An refusal book shall be kept at the premises and updated as and when required, and made available for inspection on request to an Licensing Officer, Police or other responsible authority.

4. A sign stating "No proof of age – No sale" shall be displayed at the point of sale.

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

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

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

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

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

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

Documents which demonstrate entitlement to work in the UK

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

Continued from previous page...

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

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

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

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

Continued from previous page...

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

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

Home Office online right to work checking service

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

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

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

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

Section 20 of 21

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

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

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

Continued from previous page...

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

Section 21 of 21

PAYMENT DETAILS

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

* Fee amount (£)

DECLARATION

- * I understand it is an offence, liable on summary conviction to a fine not exceeding level 5 on the standard scale, under section 158 of the Licensing Act 2003, to make a false statement in or in connection with this application.
- * I understand that I must now advertise my application.
- * I understand that if I do not comply with the requirements my application will be rejected.

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

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

* Full name

* Capacity

* Date / /
dd mm yyyy

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

1. Save this form to your computer by clicking file/save as...
 2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/bournemouth-christchurch-poole/apply-1> to upload this file and continue with your application.
- Don't forget to make sure you have all your supporting documentation to hand.

Continued from previous page...

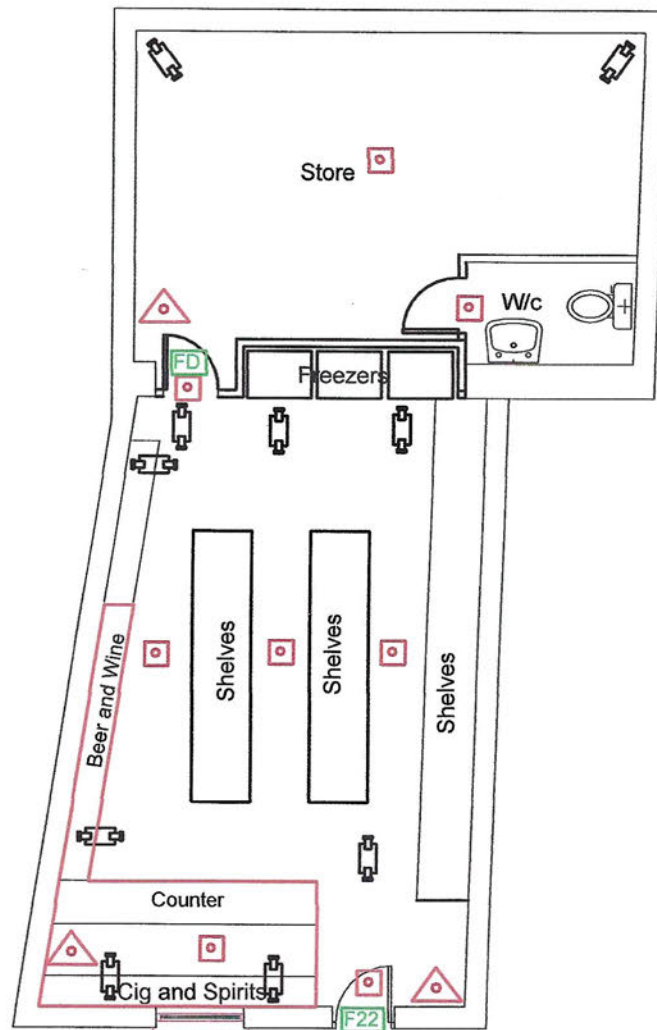
IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

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

OFFICE USE ONLY







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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"/>

Licence Plan



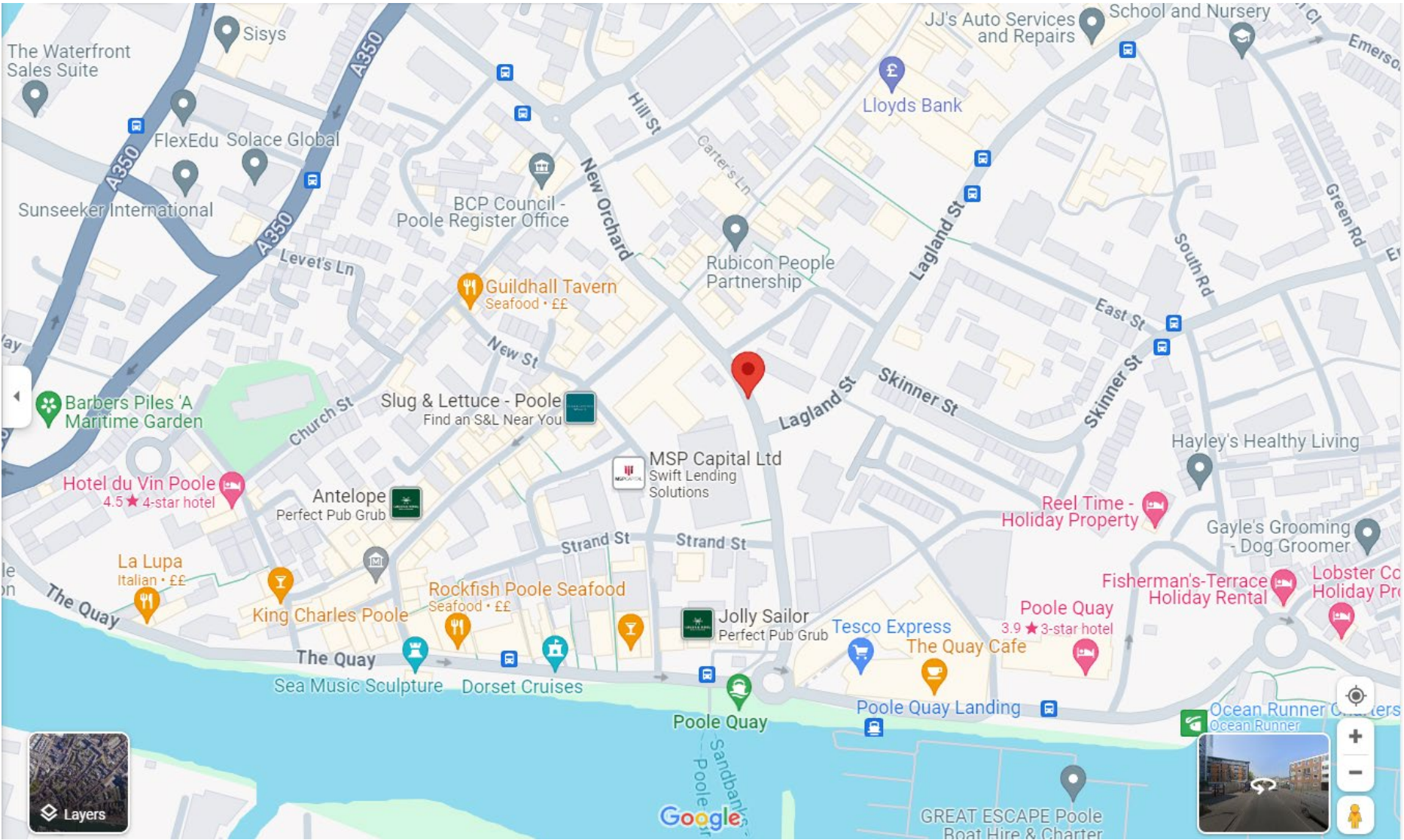
Property Address:

UNIT A, 29
 The Swann Inn
 Old Orchard
 Poole
 BH15 1SD

Drawing no: HBS/368		Date: 18th Nov 2023
Key	Scale: 1:100	Paper: A4
	FIRE EXTINGUISHER	
	FIRE EXIT SIGNS	
	EMERGENCY LIGHTING	
	Fire Check Door	
	CCTV CAMERAS	
	Licensable Area	
CCTV RECORDING 31 DAYS		
SHUTTERS PROVIDED		
ALARM SYSTEM TO AOISPEC OR SIMILAR FITTED		

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APPENDIX 2



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SWAN IN FOOD AND WINE, UNIT A, 29 OLD ORCHARD,

POOLE APPLICATION FOR NEW PREMISES LICENCE

REPRESENTATIONS RECEIVED

	NAME	REPRESENTATION
1	Fortitudo Limited	<p>Application for late licence at the Swan Inn, Unit A, Unit B & Unit C, 29 The Swan Inn, Old Orchard, Poole, BH15 1SD</p> <p>I write on behalf of Fortitudo Limited in objection to the application by Swan In Ltd and Swan In Food and Wine Ltd for late licenses at The Swan Inn.</p> <p>The application at Unit A by Swan In Food and Wine Ltd requests supply of Alcohol off the premises 6am to midnight Monday to Thursday, 6am to 1am Friday and Saturday, and 10:30 to 22:30 on Sunday.</p> <p>The application at units B & C requests indoor sporting events, live music, recorded music, performance of dance and retail sale of alcohol on and off the premises until 2am MondayThursday, 3am Friday and Saturday and until midnight on Sunday's. Alongside this, the provision of late night refreshments during the same time.</p> <p>The Swan Inn is located directly adjacent to Fortitudo's Vespasian's development of 64 apartments. As a business we've invested millions of pounds to assist in the regeneration of Poole Quay and we believe these proposals threaten the quality of the accommodation we have provided, that hard working people have decided to purchase.</p> <p>This application would permit much later opening than any other premises on Poole Quay. For example</p> <ul style="list-style-type: none"> • The Quay - JD Wetherspoons (12am closing, except Friday and Saturday 1am) • Jolly Sailor (11pm closing, except Friday and Saturday 1am) • Lord Nelson Poole (11pm closing, except Friday and Saturday 1am) • The Portsmouth Hoy (10pm closing, except Sunday at 7pm)

		<ul style="list-style-type: none"> • The Custom House Poole (closes 10pm except Sunday at 5pm) <p>In terms of other restaurants, these more typically also close much earlier:</p> <ul style="list-style-type: none"> • St TrOpez Lounge (closes 11pm except Sunday at 6pm) • Pi Pizza Poole (closes 11pm every day) • Rockfish Poole Seafood (closes 9pm, except Sunday at 5pm) <p>In terms of the sale of alcohol for off the premises consumption, Tesco Express and Sainsbury's Local in the vicinity close at 11pm and 10pm every day respectively. This application proposes allowing the sale of alcohol until 2am during the week, and 3am Friday and Saturday.</p> <p>The council's licensing objectives include the prevention of public nuisance, and states:</p> <p>"Licensed premises, particularly those operating after 23:00 hours and into the early morning, can adversely affect people living or working in the vicinity of the premises. The applicant's operating schedule must therefore contain practical steps to prevent disturbance to local residents. The issues will mainly concern nuisance from noise, light, odour and litter."</p> <p>This proposal would be the latest opening in the Poole Quay area, and would appear incompatible with the increasing residential uses on Poole Quay. The Vespasian development particularly is within 1 metre of the building.</p> <p>We recognise the Swan Inn is an important part of the Quay's character and welcome the use of the building for a viable use. However, we would question if this is the right use for such a building if the operating hours need to be so extended, so that it negatively impacts local residents amenity.</p> <p>Yours Sincerely</p> <p>Simon Ible MRTPI</p> <p>Head of Planning</p>
2	Kadir Kurekci	<p>Hi</p> <p>I m a resident and business owner in Poole town since 2012 .</p>

		<p>Last few years clearly i am witnessing significantly rising antisocial behaviour ,shoplifting and young drinker causing vandalism and fighting in Poole town.</p> <p>Swan In Food And Wine,Unit A,29 The Swan Inn,Old Orchard, Poole,BH15 1SD late night alcohol off sale will bring more cause and trouble in to area.</p> <p>Also Poole town already have many premises selling alcohol and we do not need another one, to increase the problems we are already experiencing.</p> <p>My concern is crime and disorder behaviour will be increase and worrying public safety.</p> <p>I m hoping to best for Poole Town.</p> <p>Any further contact need it please do not hesitated contact with me via email.</p>
3	Yuri Emilov	<p>Dear Sir / Madam,</p> <p>I writing to you sincerely, to implore you to reject the recent application of a alcohol licence and extended hour licence to the new shop Swan Inn Food & Wine at Unit A 29, The Swan Inn, Old Orchard, Poole, BH 15 1SD as in short 'this new business, will kill my business' and devastate us. I have been a loyal and upstanding servant for the local community now for almost 20 years, working all hours of the day, 7 days a week and at present I am just fighting to keep our business alive. In recent years we have had to deal with the recent opening of Sainsbury's right opposite and a Tesco 200m away and the introduction of a further business 100m away, duplicating what we are already providing the local community with (in tandem with newer Sainsbury's & Tesco) is both not necessary and crippling to our business. There is only so much business to go around!</p> <p>In addition to the fierce competition of 'national super companies' which have opened, the current economic climate (whereby the consumer is cutting spending) is making it very difficult for us to survive and rather than hindering our efforts, the council should be supporting exciting and established local businesses, which are the heart and soul of the local community, rather than permitting a new business that has no benefit to the local area and community. This is not about consumer value or choice as the consumer already has multiple and sufficient points of purchase, should they wish to purchase alcohol.</p> <p>I hope your will consider my appeal and take in consideration the unfortunate reality of the existing trading conditions as mentioned above. Finally if a hearing is to be held as part of the application process online or in person I would like to attend this hearing to show support of my objection and</p>

		<p>would like to be heard at the hearing, so if you could kindly make me aware if, when and where this will be held would be appreciated.</p> <p>Regards,</p>
4	Paphanchuda Thanabatchai	<p>Hi</p> <p>I have been living in Poole town around 6 years,i can clearly see in the area alcohol related problems increasing i used go out very often before ,but now days feel not safe to go late night out, as been resident i would like to say my word ; Swann In Food And Wine ,Unit A,29 The Swann Inn, Old Orchard Poole Bh15 1SD Premises Licence application should not be approved.</p> <p>I have been witnessed shoplifting by street drinker or young group of kids (recently alot) in Sainsbury Local and Tesco Express, as i m a mother of two kids i m worry for my self and my kids safety.</p> <p>Also in one mile radius there are more then few place selling alcohol, it dose not need to be have one more, surely it will bring more alcohol related problem in to area.</p> <p>This such a nice Historical building should not turn in to be a booze store.</p> <p>Best Regards</p>

From: [Bean, John](#)
To: [Sarah Rogers - Licensing](#)
Cc: [\[REDACTED\]@personallicensecourses.co.uk](#); [Lee, Nick](#)
Subject: Unit A and Units B and C The Swan Inn Old Orchard Poole BH15 1SD
Date: 18 December 2023 15:45:55

I refer to the above premises licence applications and would confirm that under Section 18 (6) (a) of the Licensing Act 2003, relevant representations are made to both application, as there are insufficient conditions that will attach to the licence to uphold the licensing objectives of the prevention of crime and disorder, the prevention of public nuisance and public safety.

Below (in blue) is an e-mail sent to the applicants' legal representative to which, no reply has yet been received.

There is much concern as to the applicants ability to uphold the licensing objectives given the discovery of the review held in April 2019 for a premises in Edgware to which no satisfactory explanation, based on the enquiry in the e-mail, has yet been received.

The basis of the relevant representation can be found in the body of the e-mail:-

Good afternoon Mr Panchal,

Many thanks for taking the time and trouble with your client to meet with Inspector Lee and myself at the premises.

I am pleased that the discussions concerning the two sites were productive as regards to the concerns raised by the Police whilst still recognising the needs of the business and your client.

I propose to list the agreements reached as regards hours and additional conditions to those already offered within the application, separately under the headings of Unit A and Units B and C.

Unit A

1. Under Sections 15 and 17 of the application, the hours for the supply of alcohol and hours premises are open to the public to be reduced on a Friday and Saturday from 01.00hrs to midnight.
2. Under the steps to promote the licensing objectives, with specific regard to the prevention of crime and disorder:-
 - A. The employment of SIA registered door staff to be risk assessed by the Premises Licence Holder in consultation with Dorset Police.
 - B. All staff to be employed at the premises to undergo training in conflict management and this to be recorded (date and provider) on the training record of each member of staff.
 - C. No high strength beers, lagers and ciders above 5.5% ABV shall be stocked with the exception of premium beers that shall be removed from immediate customer access.

Units B and C

1. Under Section 15, the hours for supply of alcohol to be reduced on Monday to Thursday from 02.00hrs to 01.30hrs and on a Friday and Saturday from 03.00hrs to 02.30hrs.
2. The premises to be a member of the Poole Quay Pub Watch scheme, as long as such scheme exists.
3. On Fridays and Saturdays, at least 2 SIA registered door staff to be employed at the premises from 20.00hrs until the premises closes and all customers have left the vicinity.
4. During the Summer Season, the Premises Licence Holder shall provide a written risk assessment for the need (or not) for the employment of SIA registered door staff at the premises.
5. For specific events on the Quay (such as Bikers Nights, Fireworks and others as discussed with Dorset Police), at least 2 SIA registered door staff shall be employed at the premises from 17.00hrs until the premises closes and all customers have left the vicinity.
6. The Premises Licence Holder shall produce a dispersals policy to ensure that nearby residents are not disturbed at the time the premises closes.

You will note that I have included under Unit A at point 3 and additional condition that was not discussed at the time of our meeting.

The reason for this, follows research by one of my colleagues regarding premises in the London area to which your client may have a family connection.

We note a review of the premises licence for Hamilton's at 45-46 Queensbury Station Parade Edgware HA8 5NN in April of 2019.

In your reply, as to the acceptance (or not) of the above, I would be grateful if you could clarify if your client was involved in the management and running of the premises in Edgware and if so in what capacity.

I look forward to hearing from you prior to the last day for representations which is Tuesday 19th December 2023.

Regards

John Bean
Police Licensing Officer
Dorchester Police Station
Weymouth Avenue
Dorchester DT1 1QZ

Regards

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Dorchester Police Station
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