

Notice of Licensing Committee

Date: Thursday, 11 December 2025 at 10.00 am

Venue: HMS Phoebe, BCP Civic Centre, Bournemouth BH2 6DY



Membership:

Chairman:

Cllr D A Flagg

Vice Chairman:

Cllr A Keddie

Cllr S Bartlett
Cllr A Chapmanlaw
Cllr G Farquhar
Cllr A Filer

Cllr E Harman
Cllr P Hilliard
Cllr M Howell
Cllr C Matthews

Cllr J Richardson
Cllr P Sidaway
Cllr L Williams
Vacancy

All Members of the Licensing 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=5838>

If you would like any further information on the items to be considered at the meeting please contact: Michelle Cutler michelle.cutler@bcpcouncil.gov.uk 01202 128581 or on 01202 096660 or email Democratic.Services@bcpcouncil.gov.uk

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

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

AIDAN DUNN
CHIEF EXECUTIVE

3 December 2025

**DEBATE
NOT HATE**

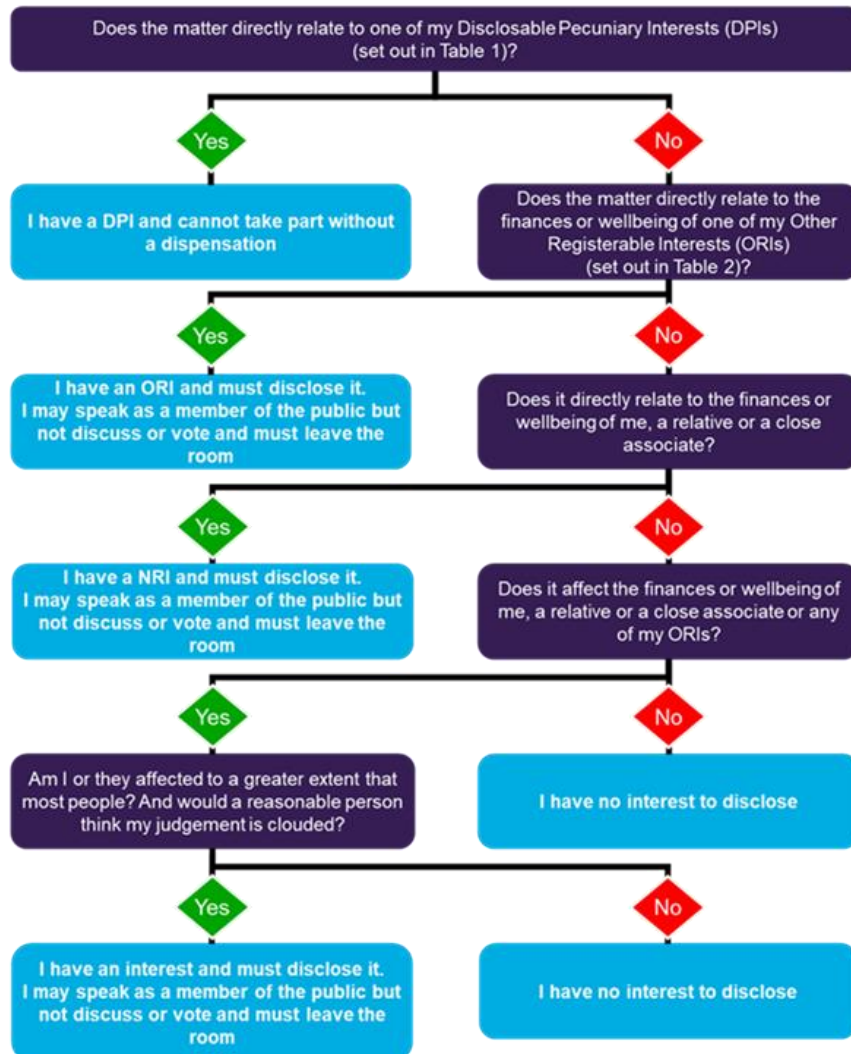


Maintaining and promoting high standards of conduct

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

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. Apologies

To receive any apologies for absence from Councillors.

2. Substitute Members

To receive information on any changes in the membership of the Committee.

Note – When a member of a Committee is unable to attend a meeting of a Committee or Sub-Committee, the relevant Political Group Leader (or their nominated representative) may, by notice to the Monitoring Officer (or their nominated representative) prior to the meeting, appoint a substitute member from within the same Political Group. The contact details on the front of this agenda should be used for notifications.

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. Confirmation of Minutes

To confirm and sign as a correct record the minutes of the Licensing Committee meetings held on 18 September and 22 October 2025 and the Licensing Sub Committees held on 10, 16 and 24 September, 2 and 30 October and 12 November 2025.

Note: The exempt section of the minutes where relevant will also be appended as restricted documents.

5. Public Issues

To receive any public questions, statements or petitions submitted in accordance with the Constitution, which is available to view at the following link:

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

The deadline for the submission of a public question is midday on Friday 5 December 2025 [midday 3 clear working days before the meeting].

The deadline for the submission of a public statement is midday on Wednesday 10 December 2025 [midday the working day before the meeting].

The deadline for the submission of a petition is Thursday 27 November 2025 [10 working days before the meeting].

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ITEMS OF BUSINESS

| | | |
|----|---|---------|
| 6. | To agree a draft Pleasure Boat and Boatperson Policy for Public Consultation | 59 - 76 |
| | <p>The current regime and processing of pleasure boat and boatperson licensing currently operate without the guidance of an established policy framework. The introduction of this draft policy as presented aims to provide a clear, consistent, and transparent basis for the assessment and determination of future applications. This will support decision-making, ensure regulatory compliance, and promote public confidence in the licensing process.</p> | |
| 7. | Forward Plan | 77 - 78 |
| | <p>To consider, amend as required and agree the Forward Plan.</p> | |

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

BOURNEMOUTH, CHRISTCHURCH AND POOLE COUNCIL
LICENSING COMMITTEE

Minutes of the Meeting held on 18 September 2025 at 10.00 am

Present:-

Cllr D A Flagg – Chairman

Cllr A Keddie – Vice-Chairman

Present: Cllr S Bartlett, Cllr A Chapmanlaw, Cllr G Farquhar, Cllr A Filer,
Cllr E Harman, Cllr P Hilliard, Cllr C Matthews, Cllr J Richardson,
Cllr P Sidaway and Cllr L Williams

9. Apologies

Apologies for absence were received from Councillors P Canavan and M Howell.

10. Substitute Members

There were no substitute members.

11. Declarations of Interests

There were no declarations of interest.

12. Confirmation of Minutes

RESOLVED that the Minutes of the Licensing Committee held on 14 May 2025, and the Licensing Sub-Committees held on 7, 20 May, 4, 17 June, 2, 29,30 July, 11,13,18,27 August and 1 September be signed by the Chair as an accurate record.

13. Public Issues

There were no public questions, statements, or petitions for this meeting.

14. Review of Statement of Licensing Policy

The Licensing and Trading Standards Manger presented a report, a copy of which had been circulated to each Member and a copy of which appears as Appendix A to these Minutes in the Minute Book.

Members were advised that the Licensing Act 2003 placed a duty on the Licensing Authority to determine and publish a Statement of Licensing Policy every five years. The current Statement of Licensing Policy was valid until November 2025

Following two periods of public consultation, agreed by members of the Licensing Committee and undertaken in accordance with Section 5 of the Licensing Act 2003, the Licensing Committee on behalf of the Licensing Authority, was asked to consider all responses received in respect of the proposed Statement of Licensing Policy and decide what amendments should be made to the draft policy.

The committee discussed the Statement of Licensing Policy, which served as guidance for new applicants and informed committee decision-making. It outlined expectations for operating schedules and suggested conditions for licensed premises.

The Committee noted that:

- The policy was scheduled for approval by Full Council in October, subject to final confirmation.
- The policy was not fixed and could be deviated from if justified.
- Changes in legislation or significant flaws could prompt earlier review, even though the formal review period was every five years.
- The policy was considered a live document, adaptable to evolving circumstances.

Councillor Filer referred to the response of Bournemouth Town Pastors at section 21.2 of the draft policy and proposed that the Committee send a letter to extend its sincere thanks and appreciation for the invaluable voluntary work carried out in and around Bournemouth town centre on Saturday nights and Sunday mornings. The Committee agreed and the Clerk undertook to draft a letter on behalf of the Chair.

Members were asked to consider each of the responses received, as set out in Appendix 3, and to determine for each whether to accept the comment and amend the policy accordingly, or disregard the comment and exclude it from the policy.

Following consideration of all comments, the Committee agreed that each one should be accepted and that the policy should be amended accordingly.

RESOLVED that the Licensing Committee recommends a final version of the Statement of Licensing Policy for adoption by Full Council on 14 October 2025.

15. Forward Plan

The Licensing Manager took members through the Committee's Forward Plan, a copy of which had been circulated to each Member and a copy of which appears as Appendix 'B' to these Minutes in the Minute Book.

The following updates were provided:

- Review of the Statement of Licensing Policy – The Statement of Licensing Policy had now been approved by the Licensing

Committee and would go to full Council for adoption on 14 October 2005. This item could now be removed from the Forward Plan.

- Review of Hackney Carriage and Private Hire Driver Vehicle and Operator Policies – The Licensing Committee would consider the responses to the public consultation on the draft policies on 22 October 2025. This was an additional meeting to allow statutory time scales to be met.
- The Pleasure Boats and Boatpersons Licensing Policy - Following informal consultation with stakeholders, the draft policy would now be considered by the Licensing Committee on 11 December 2025.
- Review of Statement of Licensing Principles - Gambling Act 2005 – No guidance from the Gambling Commission had been received so this had not progressed. It was anticipated that this would now take place in 2026.
- Council Responsibilities to Taxi Drivers - A briefing note had been circulated to all Committee Members in August 2025. This item could now be removed from the Forward Plan.

The Licensing Manager requested that ‘Review of Licensing Fees’ be added to the 11 December 2025 meeting.

Committee Briefings and Training Sessions 2025

The Licensing Manager confirmed that all training sessions had been completed. Members of the Committee were asked to contact the Clerk should they have any future training requirements or areas which they would like more information on, and this would be scheduled to take place following the end of the December meeting.

The Vice-Chair expressed support for a training session aimed at both current and prospective sub-committee chairs drawn from the Licensing Committee membership. Currently, only 4 out of the 14 committee members had experience chairing sub-committees. Given the increasing frequency of sub-committee meetings, there was a pressing need to broaden the pool of capable chairs to ensure continuity.

Cllr Filer raised the issue of the Council adopting a Sex Establishment Policy (SEV). The Committee was advised that Sophie Sajic, Head of Public Protection, Housing and Communities, had attended the Licensing Committee on 12 December 2024 to explain that the Council was operating at a statutory minimum and having a SEV was not a statutory requirement. If the Council was to pursue a SEV, it would require Cabinet approval and a dedicated budget.

RESOLVED that the Forward Plan be approved with the following amendments:

- I. **Review of of Statement of Licensing Principles – Gambling Act 2005 to be considered in 2006; and**
- II. **Review of Licensing Fees be added to the Forward Plan for 11 December 2025**

The meeting ended at 11.16 am

CHAIRMAN

BOURNEMOUTH, CHRISTCHURCH AND POOLE COUNCIL
LICENSING COMMITTEE

Minutes of the Meeting held on 22 October 2025 at 10.15 am

Present:-

Cllr D A Flagg – Chairman

Cllr A Keddie – Vice-Chairman

Present: Cllr A Chapmanlaw, Cllr P Hilliard, Cllr M Howell, Cllr J Richardson
and Cllr L Williams

Cllr Farquhar – Attended via MS Teams

16. Apologies

Apologies for absence were received from Councillors A Filer, C Matthews
and P Sidaway.

17. Substitute Members

There were no substitute members.

18. Declarations of Interests

There were no declarations of interest.

19. Public Issues

There were no public questions, statements, or petitions for this meeting.

20. Review of the Hackney Carriage and Private Hire Driver, Vehicle and
Operator Policies

The Licensing and Trading Standards Manager presented a report, a copy of
which had been circulated to each Member and a copy of which appears as
Appendix A to these Minutes in the Minute Book.

The Committee was informed that the report outlined updated policy
proposals for BCP Council's taxi and private hire licensing, incorporating
feedback from a public consultation held between 3 March and 28 April
2025.

The existing policies, adopted in June 2021 following the formation of BCP
Council, covered three areas:

- Driver licensing
- Vehicle licensing

- Operator licensing

Since their adoption, there had been updates to statutory standards, best practice guidance from the Department for Transport, and legislative changes. In line with statutory requirements, licensing policies should be reviewed every five years.

The revised policy aimed to:

- Improve public safety
- Protect vulnerable individuals
- Ensure vehicle accessibility
- Promote environmental sustainability
- Support the local economy

The updated policies provided a clear framework to guide fair, transparent, and consistent decision-making by officers and elected members.

Results from the public consultation were detailed in the Research and Consultation Team Report (dated 25 June) and included as Appendix 6 to the Report.

The Committee noted public concerns about the increasing presence of non-BCP Council licensed vehicles operating within the BCP area. The Deregulation Act 2015, allowed private hire operators to subcontract bookings to operators licensed in other local authority areas, whereas previously, subcontracting was restricted to within the same licensing area. The Institute of Licensing (IoL) was advocating for legislative changes to restrict cross-border hiring but no new legislation had been introduced to address this issue. Members of the public could report complaints concerning cross-border vehicles online via the BCP Council's complaint system.

Driver Policy Feedback

Hackney Carriage Licence Quantity Restrictions:

The Committee was asked to consider removing the restriction on the number of new Hackney Carriage licences in the Bournemouth and Poole areas. The Department for Transport's best practice guidance (Nov 2023) advised against imposing quantity limits, recommending regular reviews if restrictions were in place.

It was noted that:

- Removing the restriction would align BCP Council with national best practice.
- Existing licences remained unallocated, suggesting no negative impact from lifting the cap.

- Cost savings from no longer needing unmet needs surveys would be reflected in annual licence fees.

RESOLVED that the Licensing Committee agree that quantity restrictions should not be imposed, allowing anyone who meets the criteria to apply for a Hackney Carriage licence.

Wheelchair Accessible Vehicle (WAV) Requirement:

The Committee was asked to consider whether to remove the requirement for all new Hackney Carriage vehicles to be wheelchair accessible, so that any approved vehicle could be licensed as a Hackney Carriage.

It was noted that:

- Public feedback highlighted the importance of equitable access and concerns about vehicle availability.
- Although WAVs were more expensive to maintain, the policy was amended to support affordability:
 - WAVs must be Euro 6 compliant
 - Must have no more than 100,000 miles, compared to the standard 60,000 miles for non-WAVs
- Nationally, wheelchair users represented 2% of the population but made twice as many licensed vehicle trips.
- Maintaining WAV availability would improve transport accessibility, independence, and quality of life for disabled passengers.

RESOLVED that the Licensing Committee agreed to retain the requirement that all new Hackney Carriage vehicles must be wheelchair accessible.

Minimum WAV Requirements for Operators:

The Committee was asked to consider whether Operators (who take pre-bookings for journeys) should have a minimum number of WAVs in their fleet:

It was noted that:

- Most large operators already included WAVs.
- Vehicles used for contract work had to be wheelchair accessible.
- Drivers not undertaking contract work were not required to have WAVs.
- Enforcement of a minimum number of WAVs would be challenging.
- There had been a low level of complaints regarding a lack of WAVs.
- The topic would be discussed at a future trade meeting, as suggested by Taxi Trade representative, Mr David Lane.

RESOLVED that the Licensing Committee would not change the policy and there would be no requirement for Operators to have a minimum number of Wavs in their fleet.

The Licensing and Trading standards Manager then took the Committee through the recommended changes to the Drivers Policy, Vehicle Policy and Operators Policy, which were highlighted in bold. It was noted that there was no change to the Operators policy following consultation feedback, except for the way in which applications for app-based companies could apply.

Members considered the revised draft policy proposals, having regard to the consultation responses and feedback, and each proposal was accepted.

RESOLVED that the Licensing Committee accept the draft policy proposals, including those detailed above, and that a final version of the Hackney Carriage and Private Hire Driver, Vehicle and Operator Policies for adoption by Full Council on 9 December 2025.

21. Forward Plan

The Licensing and Trading Standards Manager took members through the Committee's Forward Plan, a copy of which had been circulated to each Member and a copy of which appears as Appendix 'B' to these Minutes in the Minute Book.

The following updates were provided:

- Review of Hackney Carriage and Private Hire Driver Vehicle and Operator Policies – The policies had been reviewed and approved by the Licensing Committee and would go to full Council for adoption on 9 December 2025. This item could now be removed from the Forward Plan.
- The Pleasure Boats and Boatpersons Licensing Policy - Following informal consultation with stakeholders, a revised draft policy would now be considered by the Licensing Committee on 11 December 2025. Public consultation would commence in 2026.
- Review of Statement of Licensing Principles - Gambling Act 2005 – No guidance from the Gambling Commission had been received so this had not progressed. It was highlighted that a full review of the policy was due in 2027 and as a 'light touch' policy review had already taken place this year the Licensing and Trading Standards Manager requested that this item be removed from the Forward Plan until such time that it was ready to be brought forward in 2027.
- Review of Licensing Fees – A review of the Council's licensing fees would be considered by the Licensing Committee on 11 December and would need to go out to public consultation.

Committee Briefings and Training Sessions 2025

Chair training for current and prospective chairs of Licensing Sub-Committees would take place after the close of Licensing Committee on 11 December 2025.

A cumulative impact zone briefing would take place after the close of Licensing Committee on 12 March 2026.

Members of the Committee were asked to contact the Clerk should they have any future training requirements or areas which they would like more information on, and this would be scheduled to take place following the end of a future meeting.

RESOLVED that the Forward Plan be approved with the following amendments:

- I. **Review of Hackney Carriage and Private Hire Driver Vehicle and Operator Policies to be removed as completed; and**
- II. **Review of Statement of Licensing Principles – Gambling Act 2005 be removed from the Forward Plan and be brought back for consideration in 2027 when the next full review was due.**

The meeting ended at 11.25 am

CHAIRMAN

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BOURNEMOUTH, CHRISTCHURCH AND POOLE COUNCIL
LICENSING SUB-COMMITTEE

Minutes of the Meeting held on 10 September 2025 at 10.15 am

Present: Cllr A Chapmanlaw, Cllr A Keddie and Cllr J Richardson

74. Election of Chair

RESOLVED that Councillor Keddie be elected Chairman of the Sub-Committee for the duration of the meeting.

Voting: Unanimous

75. Apologies

There were no apologies for absence.

76. Declarations of Interests

There were no declarations of interest.

77. Protocol for Public Speaking at Licensing Hearings

The protocol for public speaking was noted.

78. Easy Tiger, 27 The Triangle, Bournemouth, BH2 5SE

Present:

BCP Council:

Nananka Randle – Licensing and Trading Standards Manager

Linda Cole – Legal Advisor to the Sub-Committee

Michelle Cutler – Clerk to the Sub-Committee

The Chair made introductions and explained the procedure for the hearing, which was agreed by all parties.

The Licensing and Trading Standards Manager presented the report, a copy of which had been circulated and a copy of which appears as Appendix A to these minutes in the Minute Book.

The Sub Committee was asked to consider an application for the renewal of the Sex Establishment Licence for the premises known as 'Easy Tiger', 27 The Triangle, Bournemouth, BH2 5SE, to permit the premises to trade as a sex

shop for a further twelve-month period. The applicant also sought permission to replace the outside shop sign for a black version.

As a result of the consultation 1 objection was received against the renewal of the licence.

The following persons attended the hearing and addressed the Sub-Committee to expand on the points made in their written submissions:

Mr Jonathan Spencer – licence holder and proprietor
Mrs Susan Stockwell – Objector

The Sub Committee asked various questions of all parties present and were grateful for the responses received. All parties were invited to sum up before the Sub-Committee retired to make its decision.

RESOLVED that the application to renew the Sex Establishment Licence for the premises known as ‘Easy Tiger’, 27 The Triangle, Bournemouth, BH2 5SE, to permit the premises to trade as a sex shop for a further twelve-month period, be GRANTED and that the applicant’s request to replace the outside shop sign for a black version also be GRANTED.

Reason for Decision:

The Sub-Committee considered in detail all the information which had been submitted before the hearing, including the report of Sarah Rogers, Principal Licensing Officer, which was presented by Nananka Randle, Licensing and Trading Standards Manager, the written submissions of the objector, Susan Stockwell, and the written submissions of the applicant, Jonathan Spencer. The Sub-Committee also considered the verbal submissions made by all parties at the hearing and was grateful to all parties for their responses to questions.

In making its decision the Sub-Committee had regard to the provisions of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 and the available grounds for refusing the application contained within paragraph 12 of that schedule. The Sub-Committee did not consider there was sufficient evidence in the objector’s submission to support a refusal on any of the available grounds.

The Sub-Committee noted that the business has traded as a sex shop at its current location for 16 years under the current ownership and a further 9 years before that at another location in the Triangle.

The Sub-Committee was informed that one objection had been received against the renewal of the licence from Mrs Susan Stockwell citing objection to the renewal on the basis that the shop was too near the library, which had a children’s section; that the operator had on numerous occasions left the door of the shop open in what appeared to be breach of the conditions and that the operator had repeatedly dressed the window in

a manner unsuitable for children to see. Mrs Stockwell was particularly concerned that the name of the shop and, inappropriate window dressing, may encourage under 18s to access the premises website, which wasn't age restricted, to look at age restricted products.

The Sub-Committee noted the points raised in the objection regarding the location of the premises near a library, which was accessible to children, but did not consider that there had been a material change in the locality since the licence was renewed last year. They considered the Triangle area to be a particularly inclusive area of the town centre and that there was no reason to refuse this application on the grounds of locality.

The applicant informed the Sub-Committee that he did keep the door open and explained that when the door was open customers would immediately see a large sign directly in front of them that advised admittance to the premises was strictly for persons aged 18 years and over. In addition to this there was a sign above the door advising it was an 'Adult Store' and an A-board outside the store stating the same. The applicant also advised that all age restricted goods were displayed on the first floor of the premises, and he operated a challenge 25 process at the shop to ensure under 18s were denied access.

Regarding the issue of inappropriate window displays raised by the objector, the Sub-Committee was satisfied that no evidence had been provided by Mrs Stockwell to support her claims, and that the website address was not shown on the premises façade. The Sub-Committee heard from the applicant that no pornographic items were sold online, and it was noted that it was the responsibility of Ofcom to regulate online safety under the Online Safety Act and not in the remit of the Sub-Committee.

The Sub-Committee was mindful that there had been no other objections from any responsible authority, organisation, local resident or any other member of the public to the application.

The Sub-Committee noted the points raised by the applicant in terms of his premises being a valuable addition to the local community, collectively supporting local businesses and the LGBT community and that he was recently declared the Bournemouth Echo 'Business Trader of the week'. The Sub-Committee were confident that the applicant ran the business responsibly and was very aware and had processes in place to prevent under 18's from accessing the shop.

Public Sector Equality Duty

In considering the application, and in coming to its decision, the Sub-Committee had regard to the need to eliminate discrimination, foster good relations, and advance equality of opportunity between those with a protected characteristic, and those without and found no reason to refuse the application on this basis.

The Sub-Committee determined that some of the points raised in the objection were not grounds contained in paragraph 12 of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 on which the application can be refused.

After full consideration of the objections raised, the grounds set out in paragraph 12 of schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 and the Equality Act 2010 the Sub-Committee did not feel there was any basis to refuse the application and therefore resolved to grant it.

Right of Appeal

There is no right of appeal to this decision as the application has been granted as applied for and no extra conditions have been added to the licence. The objector to the application may seek a judicial review in the High Court if the decision is considered unlawful, irrational, or procedurally unfair. This is not an appeal on the merits of the decision but a review of the legality of the process.

79. Temptation, 1 Yelverton Road, Bournemouth, BH1 1DA

Present:

BCP Council:

Nananka Randle – Licensing and Trading Standards Manager
Linda Cole – Legal Advisor to the Sub-Committee
Michelle Cutler – Clerk to the Sub-Committee

The Chair made introductions and explained the procedure for the hearing, which was agreed by all parties.

The Licensing and Trading Standards Manager presented the report, a copy of which had been circulated and a copy of which appears as Appendix B to these minutes in the Minute Book.

The Sub-Committee was asked to consider an application made by Admiral Bars (Hampshire) Limited for the renewal of the licence to use the premises as a sexual entertainment venue, providing relevant entertainment, for a further twelve-month period.

As a result of the consultation 1 objection was received against the renewal of the licence.

The following persons attended the hearing and addressed the Sub-Committee to expand on the points made in their written submissions:

For the Applicant:

Robert Sutherland, Keystone Law, representing the Applicant

Naresh Kumar Mal, Regional Manager, Admiral Bars (Hampshire) Ltd

Objecting: Susan Stockwell

The Chair noted that Alastair Weatherstone, Director for the Licence Holder, Admiral Bars (Hampshire) Ltd, had intended to attend the hearing via Microsoft Teams but was unable to do so due to technical issues on the Council's side. The applicant's solicitor confirmed that he was content to proceed in Mr Weatherstone's absence and would contact him directly if any clarification was required.

The Sub-Committee asked various questions of all parties present and was grateful for the responses received. All parties had the opportunity to ask questions. All parties were invited to sum up before the Sub-Committee retired to make its decision.

RESOLVED that the application to renew the Sexual Entertainment Venue Licence for the premises known as 'Temptation', 1 Yelverton Road, Bournemouth BH1 1DA, be GRANTED.

The Sub-Committee considered in detail all the information which has been submitted before the hearing and contained in the Licensing Officer's report for Agenda Item 6, including the report of Sarah Rogers, Principal Licensing Officer, presented by Nananka Randle, Licensing and Trading Standards Manager, the written submissions of the objector, Susan Stockwell, and the written submissions of the applicant, Admiral Bars (Hampshire) Ltd, represented by Mr Robert Sutherland, the Applicants Solicitor, and Mr Naresh Mal, Regional Manager, Admiral Bars (Hampshire) Ltd. The Sub-Committee also considered the verbal submissions made by all parties at the hearing and was grateful to all parties for their responses to questions.

The Sub-Committee is aware that "moral" objections to SEVs cannot be considered and as they determine the application, they must have due regard to the equality objectives in the Public Sector Equality Duty (section 149 of the Equality Act 2010).

The Sub-Committee had regard to the provisions of Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 ("the 1982 Act"), and the available grounds for refusing the application contained within paragraph 12 of that Schedule. The Sub-Committee agree that the mandatory conditions for refusal of the application as set out in paragraph 12(1) of Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 do not apply to this application.

The Sub-Committee noted Mrs Stockwell's comments that the premises window display has been inappropriate in previous years, however this objection was deemed irrelevant as changes had been made to the window display following last year's hearing and what was being objected to was no longer displayed and as such, did not make the applicant unsuitable to hold a licence.

Mrs Stockwell also felt the applicant was unsuitable as the Temptation website had links to 'Strip-VR'. The Sub-Committee accepted Mr Sutherland's explanation that any links to 'Strip-VR' had currently been disabled, and the business was in the process of overseeing its website to ensure it was compliant with the Online safety Act 2023. The Sub-Committee noted that Ofcom was the regulator for the Online Safety Act 2023 and were responsible for online safety, and this was not within the remit of the Sub-Committee.

The Sub-Committee did not find that the Applicant was unsuitable to hold a sexual entertainment venue licence and were satisfied that the Applicants' Solicitor addressed the issues raised in objection regarding the suitability of the applicant and agree that the premises appear to be well managed and are operating responsibly.

The Sub-Committee were reminded that BCP Council no longer had a Sex Establishments Policy, and it was agreed that the only grounds to be considered were the 'discretionary' grounds set out in paragraph 12(3)(d) of Schedule 3. It was to those grounds that the Sub-Committee turned their focus.

The character of the relevant locality and the use to which any premises in the vicinity are put:

The Sub-Committee acknowledged that the premises has operated as a lap dancing club since at least 2005 when records began and since 2010 when such premises were required to operate under a Sexual Entertainment Venue licence, such a licence has been in place and applications made annually for it to be renewed as is required by the Act.

Although the character of the locality had evolved and changed throughout this period, the premises were still considered to be in the heart of the Bournemouth nighttime economy, and the Sub-Committee did not consider that it had changed materially since the last decision to renew the licence in 2024.

The Sub-Committee is mindful that there is a language school situated next door to the premises, however, the school has not made an objection to the application, and the students are aged 18 years and over. The Sub-Committee were also advised that the premises trades late at night from 21:30hrs until 04:00hrs/05:00hrs when it is unlikely that children and families would be walking past the premises

That said, the Sub-Committee is mindful that the character of the location is one of ongoing change, with more residential accommodation being built or redeveloped in the town centre, which is likely to attract more families and young people to live in the area however, currently the Sub-Committee did not consider the location of the premises to be inappropriate, having regard to the character of the locality, or to the use to which other premises in the vicinity were put, to warrant refusal of the application.

Layout and Suitability of Venue:

The Sub-Committee note the concerns raised by Mrs Stockwell regarding the smoking area at the front of the premises used by both patrons and performers. They were satisfied by the assurances given by Mr Sutherland that patrons and performers use opposite sides of the smoking area and are supervised by door staff to ensure that patrons and performers are kept separate. The Sub-Committee heard that only 2 performers are allowed outside to smoke at any given time and must wear 1 of 2 overcoats provided to the performers for this purpose. No reported incidents have been made relating to these arrangements.

The Sub-Committee heard from Mr Sutherland in response to previous objections the premises now has rubbish bins at the front of the premises, and everyone is encouraged to use them. The area around the bins is regularly cleaned by staff and is covered by CCTV. The flags on the premises have been regularly replaced due to weather damage, but they were now in the process of being removed permanently.

The Sub-Committee noted that a Licensing Officer had visited the premises since the last renewal and had raised no concerns about it. They were satisfied that the layout, character and condition of the premises is acceptable and therefore not a ground on which the application could be refused.

Public Sector Equality Duty

In considering the application, and in coming to their decision, the Sub-Committee had regard to the need to eliminate discrimination, foster good relations, and advance equality of opportunity between those with a protected characteristic, and those without. In this case that arose primarily in the context of sex.

The Sub-Committee noted the premises had a diverse customer base and welcomed customers of various genders; they acknowledged that the performers were mainly female but noted that there were also male striptease shows and male nude waiting staff.

The Sub-Committee accepted that performers had freely chosen to work in a lawful and legitimate industry. They were satisfied that the premises provided a safe environment for all staff and had various procedures and policies in place to address staff welfare and any concerns if they were raised. The Sub-Committee noted performers were escorted to their transport home and the House Mother and security staff were trained to support performers.

It was noted that there had been no complaints made to the Police since the last renewal, and the Police had not submitted any comments in response to the application. The Sub-Committee was of the view that if the Police had concerns about the premises and its effect on crime and

disorder or inappropriate behaviour towards women in the vicinity, they would have voiced these concerns.

Although not required the Licensing Authority also informed all Responsible Authorities as set out in the Licensing Act 2003 of this application but received no comments or objections in response. It was also noted that no objections had been made by Bournemouth University and with so many female students now living in the vicinity, the Sub-Committee was of the view that the University would have shared any concerns raised by students with the Licensing Authority or the Police. In addition, no objections were raised by any religious establishment or any other resident of the Town Centre.

After considering the report, verbal submissions and answers to questions asked and considering the grounds set out in paragraph 12 of schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 the Sub-Committee were satisfied that there was no basis to refuse the application and therefore resolved to grant it.

Right of Appeal

There is no right of appeal to this decision as the application has been granted as applied for and no extra conditions have been added to the licence. The objector to the application may seek a judicial review in the High Court if the decision is considered unlawful, irrational, or procedurally unfair. This is not an appeal on the merits of the decision but a review of the legality of the process.

The meeting ended at 12.00 pm

CHAIRMAN

BOURNEMOUTH, CHRISTCHURCH AND POOLE COUNCIL
LICENSING SUB-COMMITTEE

Minutes of the Meeting held on 16 September 2025 at 10.00 am

Present:-

Cllr A Keddie – Chair

Present: Cllr P Hilliard, Cllr A Keddie and Cllr L Williams

80. Election of Chair

RESOLVED that Councillor Alasdair Keddie be elected Chair of the Sub-Committee for the duration of the meeting.

Voting: Unanimous

81. Apologies

There were no apologies received.

82. Declarations of Interests

There were none.

83. Protocol for Public Speaking at Licensing Hearings

The protocol was noted.

84. Units 1 & 2 Stirling House, 48-50 Poole Hill, Bournemouth, BH2 5PS

The Chair explained that due to the representations being withdrawn the hearing was no longer required.

85. Tony's Cafe, 12 Westover Road, Bournemouth, BH1 2BY

The Chair explained that the applicant had requested adjourn this hearing to allow them time to put measures in place to satisfy the police. It was proposed to adjourn until the Licensing Sub Committee on 30 October 2025.

RESOLVED that the hearing for the application for a variation of a premises licence for Tony's Café, 12 Westover Road, Bournemouth, BH1 2BY be adjourned until the Licensing Sub Committee on 30 October 2025.

The meeting ended at 10.04 am

CHAIRMAN

BOURNEMOUTH, CHRISTCHURCH AND POOLE COUNCIL
LICENSING SUB-COMMITTEE

Minutes of the Meeting held on 24 September 2025 at 10.15 am

Present: Cllr P Canavan, Cllr D A Flagg and Cllr J Richardson

86. Election of Chair

RESOLVED that Councillor Flagg be elected Chairman of the Sub-Committee for the duration of the meeting.

Voting: Unanimous

87. Apologies

There were no apologies for absence.

88. Declarations of Interests

There were no declarations of interest.

89. Protocol for Public Speaking at Licensing Hearings

The protocol for public speaking was noted.

90. Exclusion of Press and Public

RESOLVED that under Section 100 (A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in Paragraphs 1 and 2 in Part I of Schedule 12A of the Act and that the public interest in withholding the information outweighs such interest in disclosing the information.

91. Consideration of suitability for a new Hackney Carriage/ Private Hire Driver Applicant

This item was restricted by virtue of paragraphs 1 and 2 of Schedule 12A of the Local Government Act 1972. Exempt information – Categories 1 (information relating to any individual) and 2 (information which is likely to reveal the identity of an individual).

Present:

From BCP Council:

Wesley Freeman – Licensing Officer

Andy McDiarmid – Legal Advisor to the Sub-Committee

Michelle Cutler – Clerk to the Sub-Committee

The applicant driver was in attendance and accompanied by a friend for support.

The Chair made introductions and explained the procedure to be followed in considering this item, which was agreed by all parties present.

The Licensing Officer presented a report, a copy of which had been circulated to each Member and a copy of which appears as Appendix 'A' to these Minutes in the Minute Book.

The Sub-Committee was asked to consider whether the applicant was deemed to be a 'fit and proper' person to allow them to continue with their application for a new Hackney Carriage/Private Hire Drivers licence for BCP Council.

The Sub-Committee asked various questions of all parties present and was grateful for the responses received.

All parties were invited to sum up before the Sub-Committee retired to make its decision. Before concluding the hearing, the Council's Legal Advisor advised all parties of the right of appeal.

The Sub-Committee RESOLVED that the applicant driver, is not a 'fit and proper person' to continue with his application to hold a Hackney Carriage and/or Private Hire Driver's Licence.

Reason for Decision:

The Sub-Committee considered all the information which had been submitted before the Hearing and contained in the report for Agenda Item 6, along with the verbal submissions made at the Hearing by the applicant driver, his friend in support of his application, and Wesley Freeman, Licensing Officer.

In considering the test of a 'fit and proper person', the Sub-Committee also had regard to the BCP Council's Hackney Carriage and Private Hire Driver Policy 2021 - 2025, the provisions of Part II of the Local Government (Miscellaneous Provisions) Act 1976, the Institute of Licensing (IOL) Guidance on determining the suitability of applicants and licensees in the Hackney and Private Hire Industry (2024) and the guidance within the Department of Transport Statutory Taxi and Private Hire Vehicle Standards (updated November 2022).

In making its decision the Sub-Committee considered the evidence submitted by Dorset Police regarding an incident which occurred in

Poole on 27 October 2024, where the applicant driver was subsequently arrested.

The applicant driver was bailed, and no further action was taken by the Police. The Sub-Committee note that despite this outcome, Dorset Police have serious concerns about the applicant having a taxi licence as the account he gave of the incident when being interviewed raised concerns about how he handled the situation of having a vulnerable female in his taxi.

The Sub-Committee noted that the applicant had failed to notify BCP Council of his arrest in line with Appendix A, paragraph 7 of the BCP Hackney Carriage and Private Hire Driver Policy, which requires drivers to notify the Council in writing within 3 working days of arrest. The Sub-Committee accept the applicant's explanation that the Police confiscated his mobile phone as part of an investigation, however, they do not accept that he had no other means available to contact the Licensing Office within the required timeframe.

The Sub-Committee note that the applicant submitted an application for a reissue of a Hackney Carriage and/or Private Hire Vehicle Drivers Licence on 24 May 2025, however, the BCP Driver Policy, Appendix C, paragraph 15, states "*where an applicant has previously had a licence revoked by the Council the Authority will not, save in exceptional circumstances, consider any further application from the applicant for a period of three years from the date of the Authority's decision...*". The Sub-Committee is mindful that the applicant had his licence revoked with immediate effect on 13 November 2024 in the interest of public safety and that there were no exceptional circumstances to warrant reissuing it.

The Sub-Committee note that the applicant had answered 'no' to the following question on the application 'Have you ever had a licence for a Hackney Carriage or Private Hire Vehicle and/or Driver refused or revoked by any Licensing Authority?'. The November 2024 revocation has not been disclosed, and this raises the question of dishonesty as part of this new driver application. The Sub-Committee is not satisfied with the applicant's explanation that he made a mistake when completing the application form.

Having heard from the applicant, the Sub-Committee questioned his honesty and his ability and inclination to operate as a licensed driver in accordance with the conditions attached to a licence and the legislation set out in Part II of the Local Government (Miscellaneous Provisions) Act 1976.

In considering the circumstances of the case the Sub-Committee reminded themselves that the overriding aim of the licensing system is to protect the public who use Hackney Carriage and Private Hire Services, and any bar set when making any determination should be at the highest level. The Sub-Committee were mindful of paragraphs

1.3, 1.4 and 3.18 of the Institute of Licensing Guidance. The applicant has fallen short of the ‘fit and proper’ standard and was a risk to public safety and, as such, agreed that he is not deemed a ‘fit and proper person’ to continue with his application to become a taxi driver.

Anyone aggrieved by this decision has the right of 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.

92. Consideration of continued suitability to hold a Private Hire Driver Licence

This item was restricted by virtue of paragraphs 1 and 2 of Schedule 12A of the Local Government Act 1972. Exempt information – Categories 1 (information relating to any individual) and 2 (information which is likely to reveal the identity of an individual).

Present:

From BCP Council:

Michelle Fletcher – Licensing Officer

Wesley Freeman – Licensing Officer

Andy McDiarmid – Legal Advisor to the Sub-Committee

Michelle Cutler – Clerk to the Sub-Committee

The driver was in attendance and accompanied by a friend for support.

The Chair made introductions and explained the procedure to be followed in considering this item, which was agreed by all parties present.

The Licensing Officer presented a report, a copy of which had been circulated to each Member and a copy of which appears as Appendix 'B' to these Minutes in the Minute Book.

The Sub-Committee was asked to consider whether the applicant was deemed to be a ‘fit and proper’ person to continue to hold a Private Hire Licence for BCP Council.

The Sub-Committee asked various questions of all parties present and was grateful for the responses received.

All parties were invited to sum up before the Sub-Committee retired to make its decision. Before concluding the hearing, the Council’s Legal Advisor advised all parties of the right of appeal.

It was RESOLVED that the driver, is a ‘fit and proper person’ to continue to hold a Private Hire Driver’s Licence, however it is the Sub-Committee’s decision that the driver receives a written caution which will remain on his file.

Reason for Decision:

The Sub-Committee considered all the information which had been submitted before the Hearing and contained in the report for Agenda Item 7, along with the verbal submissions made at the Hearing by the driver, Michelle Fletcher, Licensing Officer and Wesley Freeman, Licensing Officer.

In considering the test of a ‘fit and proper person’, the Sub-Committee also had regard to the BCP Council’s Hackney Carriage and Private Hire Driver Policy 2021 - 2025, the provisions of Part II of the Local Government (Miscellaneous Provisions) Act 1976, the Institute of Licensing (IOL) Guidance on determining the suitability of applicants and licensees in the Hackney and Private Hire Industry (2024) and the guidance within the Department of Transport Statutory Taxi and Private Hire Vehicle Standards (updated November 2022).

The Sub-Committee heard from Michelle Fletcher, Licensing Officer, that the Licensing Authority had conducted a thorough investigation into the driver following multiple complaints and repeated non-compliance with driver conditions, but that the driver had never been deemed by the Licensing Authority to pose an imminent risk to public safety. The Licensing Officer explained that although each incident appeared minor in isolation, collectively they revealed a concerning pattern of non-compliance regarding the standard of driving and several failures to comply with his driver licence conditions and instructions issued by the Licensing Authority, which had placed an unnecessary burden on licensing officers and raised serious public safety concerns. Issues included submission of incorrect or incomplete medical forms, failure to meet DBS requirements, and poor communication with the Licensing Authority. These led to several suspensions and formal warnings being issued by Licensing Officers.

The Licensing Sub-Committee was mindful that the driver had passed a Driver Competency Assessment on 18 March 2025 and had undertaken and passed two medicals. The Sub-Committee noted that the driver also met with all DBS and DVLA requirements.

The Sub-Committee heard from the driver that he had not received any complaints or disciplinaries prior to December 2024. He conducted himself in a professional and courteous manner and found himself in excellent health. The driver apologised for the position he now found himself in and hoped that he would be able to continue to work as a licensed driver.

The Sub-Committee has agreed to issue you a written caution concerning the standard of your driving. We are extremely concerned about the number of complaints received, and we do not wish to see you appear before us again.

Being a licensed driver for BCP Council is both a privilege and an honour. Complaints are taken seriously and will always be frowned upon. You have now been given an opportunity to demonstrate that you can meet the standards expected of a licensed driver and take your responsibilities seriously.

The protection of the public is our highest priority. Licensed drivers must consistently demonstrate safe and competent driving standards. As professional drivers, you are expected to be fully aware of all road traffic legislation and to always prioritise the safety of your passengers.

Any further complaints or breaches of the licensing conditions may result in further action being taken against you.

The Sub-Committee expects all licensed drivers to uphold the highest standards of professionalism and public safety. You are now under scrutiny, and failure to improve may jeopardise your ability to continue operating as a licensed driver within BCP Council.

The meeting ended at 12.32 pm

CHAIRMAN

By virtue of paragraph(s) 1, 2 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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BOURNEMOUTH, CHRISTCHURCH AND POOLE COUNCIL
LICENSING SUB-COMMITTEE

Minutes of the Meeting held on 02 October 2025 at 10.00 am

Present:-

Cllr G Farquhar – Chair

Present: Cllr M Howell and Cllr C Matthews

93. Election of Chair

RESOLVED that Councillor George Farquhar be elected Chair of the Sub-Committee for the duration of the meeting.

Voting: Unanimous

94. Apologies

There were no apologies.

95. Declarations of Interests

There were no declarations of interest.

96. Protocol for Public Speaking at Licensing Hearings

The protocol was noted.

97. Cameo, Fir Vale Road, Bournemouth, BH1 2JA

Present:

From BCP Council:

Sarah Rogers – Principal Licensing Officer

Linda Cole – Legal Advisor to the Sub-Committee

Jill Holyoake – Clerk to the Sub-Committee

The Chair made introductions and explained the procedure for the hearing which was agreed by all parties.

The Principal Licensing Officer presented a report, a copy of which had been circulated and a copy of which appears as Appendix A to these minutes in the Minute Book.

The Sub Committee was asked to consider an application for a full variation of the premises licence as detailed in the report, for the premises known as Cameo, Fir Vale Road, Bournemouth BH1 2JA. In response to the

application representations had been received from five persons objecting on the grounds that to grant the application would undermine the prevention of crime and disorder, public safety and the prevention of public nuisance licensing objectives. The Sub Committee was advised that the representation listed in Appendix 4 of the report as Objector #5 had been withdrawn on 1 October 2025. No representations were received from the Responsible Authorities.

Following publication of the Officer's report, further documentation was provided on behalf of the applicant, a copy of which appears as Appendix B to these minutes in the Minute Book. This included copies of the proposed queue management and dispersal policies. Subsequently, further comments were submitted by Objector #1, a copy of which appears as Appendix C to these minutes in the Minute Book.

The following persons attended the hearing and addressed the Sub-Committee to expand on the points made in written submissions:

- Piers Warne, TLT Solicitors, on behalf of the applicant
- Mark Fear, Designated Premises Supervisor
- Jason Ash, Operations Manager

There were no objectors present.

The Sub Committee asked various questions of all parties present and were grateful for the responses received. All parties had the opportunity to ask questions. All parties were invited to sum up before the Sub-Committee retired to make its decision. Before concluding the hearing, the Legal Advisor advised all parties of the right of appeal.

RESOLVED that the application to vary the premises licence for the premises known as Cameo, Fir Vale Road, Bournemouth BH1 2JA, dated 14 August 2025 be granted as follows:

Layout to be amended to make the following changes:

- 1. Reduce the size of the premises by removing the back half**
- 2. Internal refurbishment**
- 3. Relocation of entrance to Glen Fern Road (upon grant of this application the address shall be changed to Cameo, Glen Fern Road, Bournemouth, BH1 2LZ).**

Conditions to be added to the premises licence to further promote the licensing objectives as offered in section M of the application and set out in the Licensing Officer's report to the Sub-Committee.

- 1. No drinks will be permitted in the smoking area. The DPS/ general manager will risk assess (in writing) the number of smokers permitted**

at any one time and in particular at noise sensitive times and the number identified will be maintained. The risk assessment will be made available to the Responsible Authorities on request.

2. The designated queuing area shall be enclosed within appropriate barriers to ensure that the footway is kept clear

3. All staff engaged outside the entrance to the premises, or supervising or controlling queues shall wear high visibility yellow jackets or vests

4. The premises shall maintain membership of the Townwatch scheme (or any successor scheme) a senior member of staff shall attend all Townwatch meetings unless an emergency arises preventing such attendance and the premises will support Townwatch initiatives

5. A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open

6. This telephone number is to be made available to residents and businesses in the vicinity

7. The premises shall maintain a written dispersal policy

8. A copy of the policy shall be made available to the licensing authority and authorised officer of the responsible authorities on request

9. The dispersal policy shall include (but not limited to) the following:

a. During the last thirty minutes of trading - volume levels shall be reduced and the music tempo slowed, lighting levels shall be raised to encourage the gradual dispersal of patrons during the last part of trading.

b. DJ announcements shall be used to both encourage a gradual dispersal and to remind customers of consideration to neighbours.

c. Notices shall be displayed in prominent positions at the exit of the premises requesting customers to leave quietly.

d. During the closure of the premises the Premises Licence Holder shall provide SIA registered security staff, wearing hi-vis arm-bands, jackets or vests, externally to assist with managing customers leaving the vicinity of the premises. Any customers congregating or loitering outside after the premises has closed shall be encouraged to depart quickly and quietly.

e. Security staff shall supervise customers leaving the premises for at least an additional 15 minutes after the conclusion of licensable activities or until persons are dispersed from the immediate area.

f. Door supervisors shall receive training to familiarise them with the dispersal procedure.

g. Training records regarding the dispersal procedure shall be maintained and shall be signed and dated by the member of staff receiving the training. Records of training shall be kept on the premises for 12 months and made available immediately to Police or representatives of the Licensing Authority upon request.

Further conditions offered by the Applicant in their supplementary documentation which was published on 30 September 2025.

10. Any queue to enter the premises which forms outside the premises is supervised by door staff with the responsibility of encouraging customers to queue in a considerate and orderly manner so as to prevent public nuisance or obstruction to the public highway.

11. A representative of the premises shall, at the request of the ward Councillor or local residents meet with the local residents on a monthly basis. A representative from the licensing authority and relevant responsible authorities will be invited to any meetings that are held.

Reasons for Decision

The Sub-Committee carefully considered all the information submitted prior to the hearing, contained in the report for Agenda Item 5 which included the applicant's application to vary and written representations from four objectors. The Sub-Committee also considered the supplementary information provided by the Applicant and Objector 1 and the verbal submissions made at the hearing by:

- Sarah Rogers (Principal Licensing Officer)
- Piers Warne (TLT Solicitors, on behalf of the applicant)
- Mark Fear (Designated Premises Supervisor)
- Jason Ash (Operations Manager)

The Sub Committee was grateful to the premises' representatives for their comprehensive responses to questions.

Although no objectors were present at the hearing, the Sub-Committee gave full consideration to the written representations submitted. These raised concerns that granting the application would undermine the licensing objectives of preventing crime and disorder, ensuring public safety, and preventing public nuisance. The objections primarily focused on the impact of relocating the premises' entrance to Glen Fern Road, particularly on residents of St Peter's Court, some of whom are elderly and vulnerable. Residents reported experiencing anti-social behaviour, noise, and disruption, sometimes as late as 6:00am, hearing loud music, noise from groups gathering and cars waiting in the adjacent car park, vehicles revving

and racing in Glen Fern Road, intoxicated individuals shouting and fighting, and disputes over taxis.

The Sub-Committee noted that, following the refusal of a previous minor variation application, the applicant engaged with the Licensing Authority, Dorset Police, and Environmental Health to discuss the proposals in more detail. As a result, several additional conditions were offered in the full variation application. It was further noted that both Dorset Police and Environmental Health had been consulted and had no concerns to the proposed new entrance on Glen Fern Road. Neither Dorset Police nor Environmental Health made a representation to the application.

The Sub-Committee welcomed the applicant's proactive approach in seeking to address residents' concerns. The premises appeared to be professionally managed by experienced staff committed to upholding the licensing objectives.

Queue and noise management during entry and dispersal were actively overseen by door staff, in line with written policies. Measures such as an online ticketing system and phased dispersal were in place to manage crowd control. On busy nights, the premises employed a minimum of nine security staff. Internally, a triple-door sound lobby had been installed as part of the refurbishment to mitigate noise escape. The Principal Licensing Officer confirmed that during a recent Purple Flag accreditation visit, no music was audible outside the premises, indicating the effectiveness of the soundproofing.

The Sub-Committee acknowledged that many of the reported issues such as anti-social behaviour and noise were pre-existing and not directly attributable to the premises. Glen Fern Road is a busy thoroughfare in the nighttime economy, frequently used as a cut-through to Old Christchurch Road. The adjacent public car park serves patrons of various town centre venues, many of whom are unconnected to the premises and may return after its closing time (typically between 3:00am and 3:30am).

It was thought that the visible presence of door staff outside the premises may, in fact, deter poor behaviour in the area. The Sub-Committee heard of several instances where staff had intervened in incidents unrelated to the premises and, where appropriate, promptly reported matters to the police.

In response to questions, the Sub-Committee was assured that local residents and ward councillors could report concerns directly to the premises. These are logged and responded to appropriately. Since the refurbishment, only one complaint had been received from St Peter's Court. Conditions on the premises licence now require a direct contact number to be available to residents and businesses whenever the premises is open, and for a representative to meet with local residents monthly upon request.

In conclusion, the Sub-Committee was satisfied that the applicant had taken significant steps to address noise concerns and demonstrated a responsible and proactive approach to managing the premises. While the

premises are not responsible for all the noise and anti-social behaviour in the immediate area, it is clear they are committed to being a good neighbour and engaging constructively with the local community.

The Sub-Committee was therefore satisfied that, provided the premises operate in accordance with the conditions now on its Licence, the licensing objectives should not be undermined, and the application was accordingly granted. It was noted however that a review of the premises licence may be sought at any time by a Responsible Authority or any other person should future issues arise that may undermine the licensing objectives.

In reaching this decision, the Sub-Committee had regard to the Bournemouth, Christchurch and Poole Council Licensing Policy, the Secretary of State's revised guidance, and the licensing objectives set out in the Licensing Act 2003.

All parties have the right to appeal this decision to the Magistrates' Court within 21 days of receiving written notification from the Licensing Authority.

The meeting ended at 10.46 am

CHAIR

BOURNEMOUTH, CHRISTCHURCH AND POOLE COUNCIL
LICENSING SUB-COMMITTEE

Minutes of the Meeting held on 30 October 2025 at 10.00 am

Present:-

Cllr L Williams – Chair

Present: Cllr A Chapmanlaw, Cllr P Sidaway

98. Election of Chair

RESOLVED that Councillor Lawrence Williams be elected Chair of the Sub-Committee for the duration of the meeting.

Voting: Unanimous

99. Apologies

There were no apologies.

The Chair thanked Cllr M Howell and Cllr J Richardson for their attendance as reserves, had they been required.

100. Declarations of Interests

There were none.

101. Protocol for Public Speaking at Licensing Hearings

The protocol was noted.

102. Tony's Cafe, 12 Westover Road, Bournemouth, BH1 2BY

Present:

From BCP Council:

Sarah Rogers – Principal Licensing Officer

Johanne McNamara – Legal Advisor to the Sub-Committee

Jill Holyoake – Clerk to the Sub-Committee

The Chair made introductions and explained the procedure for the hearing which was agreed by all parties*.

The Principal Licensing Officer presented a report, a copy of which had been circulated and a copy of which appears as Appendix A to these minutes in the Minute Book.

The Sub Committee was asked to consider an application for a full variation of the premises licence for the premises known as Tony's Café, 12 Westover Road, Bournemouth BH1 2BY, to permit the sale and consumption of alcohol at tables outside the premises. In response to the application a representation had been received from Dorset Police on the grounds that to grant the application would undermine all four licensing objectives. The Sub Committee was advised that Environmental Health had agreed a number of conditions with the applicant to uphold the prevention of public nuisance licensing objective, as detailed in the report. Following agenda publication the applicant's representative had submitted supplementary information in the form of a new food and drinks menu for the premises, a copy of which had been circulated and appears as Appendix B to these minutes.

The following persons attended the hearing and addressed the Sub-Committee to expand on the points made in written submissions:

- James Andrews, applicant's representative
- Sergeant Gareth Gosling and Vanessa Rosales, Dorset Police

The Sub Committee asked various questions of all parties present and were grateful for the responses received. All parties had the opportunity to ask questions. All parties were invited to sum up before the Sub-Committee retired to make its decision. Before concluding the hearing, the Legal Advisor advised all parties of the right of appeal.

*Procedural note: The meeting commenced at the scheduled time of 10.00am, however the Sub Committee adjourned until 10.15am to enable the applicant's representative fifteen minutes grace to attend. The Sub Committee agreed to proceed with the hearing at 10.15am in the absence of the applicant's representative. The applicant's representative subsequently arrived as Dorset Police were introducing their representation and with the agreement of all parties, the applicant's representative was permitted to present their application.

RESOLVED that the application to vary the premises licence for the premises known as Tony's Café, 12 Westover Road, Bournemouth BH1 2BY, to permit the sale and consumption of alcohol at tables outside the premises, be GRANTED.

Reasons for Decision:

The Sub-Committee carefully considered all the information submitted prior to the hearing, contained in the report for Agenda Item 5, including the applicant's application to vary the premises licence, the written representation and supplementary information provided by Dorset Police and the supplementary information provided on behalf of the applicant after agenda publication. The Sub-Committee also considered the verbal submissions and responses to questions given at the hearing by: Sarah Rogers (Principal Licensing Officer), James Andrews (representing the

applicant) and Sergeant Gareth Gosling and Vanessa Rosales (Dorset Police).

The Sub Committee noted that Dorset Police were concerned that extending the provision and consumption of alcohol onto the pavement area outside the premises would likely lead to further crime and anti-social behaviour, undermining the licensing objectives of preventing crime and disorder and public safety. The premises was located in an already challenging area and the Police considered that the granting of the variation would have an adverse impact on efforts to tackle a notable increase in crime and disorder and antisocial behaviour in the six months since the premises had opened.

The Sub Committee also noted that Dorset Police had identified a number of breaches of conditions on the current licence during a series of compliance visits between February and August 2025. The Police were concerned that not all breaches had been rectified on their last visit on 27 August 2025, despite advising the licence holder's representatives in writing on three occasions. As a result, the Police did not have confidence in extending the provisions of the licence when existing conditions had been repeatedly breached.

The Sub Committee noted that the hearing was originally due to take place on 16 September 2025 but had been adjourned at the applicant's request to allow them time to put measures in place to satisfy the police. It was noted that the premises now had a comprehensive food menu and a fully operational kitchen during licensable hours to ensure that the sale of alcohol remained ancillary to the service of food. Much of the alcohol display had been removed. Ongoing staff training was now in place. At the hearing the applicant's representative confirmed that a Designated Premises Supervisor would be on the premises at all times during licensable activity. He acknowledged that it had taken some time to put in place the steps to address the breaches but assured the Sub Committee that the premises would be fully compliant going forward.

The Sub Committee acknowledged the challenges presented by the increase in levels of anti social behaviour and crime and disorder in Westover Road and the resources involved in policing areas with high levels of demand. There were often reports of gatherings, some alcohol related, associated with street homeless and aggressive begging, but the problems in the area were many and varied and occurred at all times of day and night. However, the Sub Committee was mindful that there was nothing to indicate that the operation of the premises was linked to these issues or that it had been a contributory factor in the increase in crime and disorder. There was insufficient information to demonstrate that the variation to the licence would undermine the licensing objectives. The Sub Committee also noted the view of the applicant's representative that regulated premises such as Tony's Café may actually serve to enhance the area and counteract some of the problems.

It was extremely regrettable that several breaches of the current licence conditions had occurred previously and that these had not been rectified until very recently, despite the Police's best efforts to support the premises. However, the Sub Committee was satisfied with the assurance provided by the applicant's representatives, that since the Police's last visit these issues had now been addressed. The Police confirmed that no further visits had taken place since 27 August 2025.

In conclusion, the Sub-Committee was satisfied that, provided the premises operate in accordance with the conditions on its licence, the licensing objectives should not be undermined, and the application to vary the premises licence was accordingly granted. The Sub Committee was clear in its expectation that the premises operate in a responsible manner and that no further breaches of licence conditions should occur.

It was noted however that a review of the premises licence may be sought at any time by a Responsible Authority or any other person should future issues arise that may undermine the licensing objectives.

In reaching this decision, the Sub-Committee had regard to the Bournemouth, Christchurch and Poole Council Licensing Policy, the Secretary of State's revised guidance, and the licensing objectives set out in the Licensing Act 2003. All parties have the right to appeal this decision to the Magistrates' Court within 21 days of receiving written notification from the Licensing Authority.

103. Bournemouth Bargains, 214-216 Old Christchurch Road, Bournemouth, BH1 1PE

Present:

From BCP Council:

Tania Jardim – Licensing Officer

Johanne McNamara – Legal Advisor to the Sub-Committee

Jill Holyoake – Clerk to the Sub-Committee

The Chair made introductions and explained the procedure for the hearing which was agreed by all parties.

The Licensing Officer presented a report, a copy of which had been circulated and a copy of which appears as Appendix C to these minutes in the Minute Book.

The Sub Committee was asked to consider an application for a new premises licence for the premises known as Bournemouth Bargains, 214 – 216 Old Christchurch Road, Bournemouth, BH1 1PE to permit the supply of alcohol (off sales only) from 00:00 to 23:59 every day of the week (subsequently amended to be from 07:00 to 03:00 every day of the week). In response to the application a representation had been received from Dorset Police on the grounds that to grant the application would undermine the prevention of crime and disorder and public safety licensing objectives.

The Sub Committee was advised that although Trading Standards had not made an objection, they have suggested an extra condition relating to NPOANS (No Proof of Age No Sale) training be added to the premises licence should it be granted.

Following agenda publication, supplementary information had been submitted on behalf of the applicant, a copy of which had been circulated and which appears as Appendix D to these minutes. As part of this submission, the applicant had confirmed there was no objection should the Sub Committee be minded to impose the suggested NPOANS condition. Supplementary information had also been submitted by Dorset Police to support their representation and provide an update on an ongoing investigation, a copy of which had been circulated and which appears as exempt Appendix E to these minutes. In response to this the applicant's representative had submitted further information, a copy of which had been circulated and which appears as Appendix F to these minutes

The following persons attended the hearing and addressed the Sub-Committee to expand on the points made in written submissions:

- Philip Day, applicant's representative
- Sergeant Gareth Gosling and Vanessa Rosales, Dorset Police

The applicant, Veli Bulbul, was in attendance but did not make any verbal submission.

Due to the content of the Police's supplementary submission document, the Sub Committee passed the following resolution to exclude the press and public from the hearing from the point of the Police making their representation onwards:

RESOLVED that under Section 14 (2) of the Licensing Act 2003 (Hearings) Regulations 2005, and with regard to Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the following item of business on the grounds that the public interest in withholding the information outweighs such interest in disclosing the information and that it involves the likely disclosure of exempt information as defined in Paragraphs 1, 2 and 7 in Part I of Schedule 12A of the Act.

The Sub Committee asked various questions of all parties present and were grateful for the responses received. All parties had the opportunity to ask questions. All parties were invited to sum up before the Sub-Committee retired to make its decision. Before concluding the hearing, the Legal Advisor advised all parties of the right of appeal.

RESOLVED that the application for a new premises licence for the premises known as Bournemouth Bargains, 214 – 216 Old Christchurch Road, Bournemouth, BH1 1PE to permit the supply of alcohol (off sales only) from 00:00 to 23:59 every day of the week

(subsequently amended to be from 07:00 to 03:00 every day of the week), be GRANTED with the following additional conditions:

Conditions agreed by the applicant following mediation with Dorset Police:

- No single cans or bottles of beer or cider shall be sold at the premises. Sales of canned beers, lagers and ciders shall be in a minimum quantity of 4 cans at a time
- Cider shall not be sold in bottles of any type that are larger than 2.5 litres in volume
- No beer, lager, or cider with an ABV of over 5.5% shall be stocked or made available for sale
- All bottles and cans sold shall bear a label or other mark identifying the premises as having been the source of the product, provided that when cans of beer, lager or cider are sold in packs of four or more, only one can need be so marked.
- All spirits and high value alcohol products such as champagne shall only be stored behind the sales counter and shall not be directly accessible to customers.
- A reduction in operating hours to 0700hrs – 0300hrs each day.

Conditions added by the Sub Committee:

- Provisions of SIA Door Supervision between 23:00 and 03:00 every day of the week
- Staff shall be trained in accordance with the “TSSW- No Proof of Age – No Sale” scheme and records kept of that training at the premises. Such records will be kept and made available to Licensing, Police or other authorised officers.

Reasons for Decision:

The Sub-Committee carefully considered all the information submitted prior to the hearing, contained in the report for Agenda Item 6, including the applicant’s application for a new premises licence, the written representation from Dorset Police and the comments of Trading Standards, and the supplementary information provided on behalf of the applicant and Dorset Police following agenda publication. The Sub-Committee also considered the verbal submissions and responses to questions given at the hearing by: Tania Jardim (Licensing Officer), Philip Day (representing the applicant) and Sergeant Gareth Gosling and Vanessa Rosales (Dorset Police).

With regard to the information provided by Dorset Police in the exempt supplement relating to the identity of the applicant, the Sub Committee considered the requirements set out in Section 18 (6) (c) and Section 18 (9) (b) of the Licensing Act 2003.

In summary, these stated that where representations related to the identity of the person named in the application as the proposed premises supervisor, the representation must include a statement that, due to the exceptional circumstances of the case, the chief officer of police was satisfied that the designation of the person concerned as the premises supervisor under the premises licence would undermine the crime prevention objective. With regret, the Sub Committee was unable to find any statement with such wording in the Police submission and therefore was unable to conclude that these requirements had been met. As a result, the Sub Committee, while appreciating the concerns raised by the Police, was required to disregard this aspect as a relevant representation.

The Sub Committee was mindful that it looked to Dorset Police as its main source of advice on crime and disorder. The Sub Committee noted the concerns of Dorset Police regarding the location of the premises in one of the main hotspots in Bournemouth. The area experienced a disproportionate number of street drinkers, anti-social behaviour and crime and disorder which already negatively impacted the local community, as well as contributing to an increase in demand on police resources. Whilst there was insufficient evidence to support a Cumulative Impact Zone at this time, Dorset Police were concerned that the addition of a further off-sales outlet in this area would further exacerbate the issues that they were working hard to reduce alongside their partners. Although encouraged that following mediation the applicant was now accepting all suggested conditions except one, Dorset Police did not consider that applying the conditions would mitigate the concerns identified

The Sub Committee was mindful that the applicant had now agreed to all conditions originally suggested by Dorset Police to promote the licensing objectives, bar one in respect of SIA door supervision. The Sub Committee noted that Trading Standards had not made a representation but had recommended a condition regarding 'no proof of age, no sale'. The applicant's representative indicated at the hearing that it was a matter for the Sub Committee to determine whether this should be added as a condition and the Sub Committee agreed that it should. The Sub Committee heard that the applicant was an experienced operator with five business on Old Christchurch Road, although the Police did point out that one of these had been associated with alcohol related antisocial behaviour and street drinkers.

The Sub Committee considered the offer made by the applicant's representative at the hearing, to provide SIA door supervision on Friday and Saturday nights and Sunday nights prior to a bank holiday and Christmas Eve and New Years Eve, with other days to be on a risk assessment basis. The Sub Committee was mindful that each application must be considered on its own merits and that conditions attached to licences should be proportionate and tailored to the individual type, location and characteristics of the premises. This may result in premises in the same locality having different conditions attached to their licence. The Sub Committee had regard to the concerns expressed by Dorset Police about the problems in this location at this particular moment in time, including the increased levels

of crime and disorder in the area alongside changing patterns in consumer behaviour and weekday/student promotions. The situation was fluid, and the Sub Committee noted the reference to a recent incident where a local police sergeant was required to call for assistance on a Tuesday night. In the circumstances the Sub Committee agreed that a more robust requirement for SIA door supervision was justified.

The Sub Committee felt that the additional conditions agreed by the applicant and the conditions added by the Sub Committee went as far as possible to address the concerns raised.

In conclusion, the Sub-Committee was satisfied that, provided the premises operate in accordance with the conditions on its licence, the licensing objectives should not be undermined, and the application was accordingly granted.

It was noted however that a review of the premises licence may be sought at any time by a Responsible Authority or any other person should future issues arise that may undermine the licensing objectives.

In reaching this decision, the Sub-Committee had regard to the Bournemouth, Christchurch and Poole Council Licensing Policy, the Secretary of State's revised guidance, and the licensing objectives set out in the Licensing Act 2003. All parties have the right to appeal this decision to the Magistrates' Court within 21 days of receiving written notification from the Licensing Authority.

The meeting ended at 12.17 pm

CHAIR

BOURNEMOUTH, CHRISTCHURCH AND POOLE COUNCIL
LICENSING SUB-COMMITTEE

Minutes of the Meeting held on 12 November 2025 at 10.15 am

Present: Cllr A Chapmanlaw, Cllr G Farquhar and Cllr D A Flagg

104. Election of Chair

RESOLVED that Councillor Flagg be elected Chairman of the Sub-Committee for the duration of the meeting.

Voting: Unanimous

105. Apologies

No apologies for absence were received.

106. Declarations of Interests

There were no declarations of interest.

107. Protocol for Public Speaking at Licensing Hearings

The protocol for public speaking was noted.

108. Exclusion of Press and Public

RESOLVED that the Exclusion of the Press and Public is not passed for agenda item 6, as it is no longer required due to the item being deferred.

109. Consideration of continued suitability to hold a Hackney Carriage and Private Hire Drivers Licence

The Sub-Committee considered a request from the driver to defer his Hearing until February 2026 due to personal circumstances. The Licensing Officer supported this request.

RESOLVED that this item be deferred until February 2026.

110. The Beach House, Mudeford Beach Sandbank, Bournemouth, BH6 4EW

Present:

From BCP Council:

Tania Jardim – Licensing Officer

Linda Cole – Legal Advisor to the Sub-Committee

Michelle Cutler – Clerk to the Sub-Committee

Christiane Tan – Democratic Services, observing for training purposes

The Chair made introductions and explained the procedure for the Hearing, which was agreed by all parties. The Sub-Committee confirmed that it had received and read all supplementary papers submitted in advance of the Hearing.

The Licensing Officer presented a report, a copy of which had been circulated and a copy of which appears as Appendix 'A' to these minutes in the Minute Book. The Licensing Officer advised that Appendix 8 of the report showed an incomplete petition and that a completed version had been circulated to members of the Sub-Committee by the Clerk the previous day.

The Licensing Sub-Committee was asked to consider an application by Mudeford Sandbank Beach Hut Association (MSBHA) for the review of the premises licence for the premises known as 'The Beach House', as MSBHA believed the premises were not upholding the prevention of public nuisance, public safety and protection of children from harm licensing objectives.

The following persons attended the hearing and addressed the Sub-Committee to expand on the points made in their written submissions:

For the Applicant:

Gary Grant, Barrister – representing the applicants, MSBHA

Darren Pidwell – Chair of MSBHA

Claire Bath – Vice-Chair of MSBHA

In support of the Application for Review:

Ms Suzannah Bath – attended via MS Teams

Mr Peter Jones

Dr Nicholas Goddard

Mr Stephen Barratt

Mr Paul Owen

Mrs Elizabeth Pritchard

Mr Tony Webb

Cllr Judy Richardson, representing Mr Richard Bath

For The Premises:

Gerald Gouriet, KC representing PLH (Macemade Ltd)

Kim Slater - Director of Macemade Ltd

Richard Slater - Operations Manager of 'The Beach House'

The Sub-Committee asked various questions of all parties present and was grateful for the responses received. All parties had the opportunity to ask questions.

*During the Hearing the Sub-Committee considered and passed the following resolution in order to view several video clips that had been submitted as evidence by Mr Richard Bath, Mrs Claire Bath and Mr Pidwell in support of the application for review, and 2 videos from Mr Richard Slater, Operations Manager of 'The Beach House', submitted as part of his representation: "That under Section 14 (2) of the Licensing Act 2003 (Hearings) Regulations 2005, and with regard to Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the following item of business on the grounds that the public interest in withholding the information outweighs such interest in disclosing the information and that it involves the likely disclosure of exempt information as defined in Paragraphs 1 and 2 in Part I of Schedule 12A of the Act" .

All parties were invited to sum up before the Sub-Committee retired to make its decision. Before concluding the hearing, the Legal Advisor advised all parties of the right of appeal.

*Procedural note: Due to a technical error, the videos could not be viewed during the Hearing. After the meeting had formally closed, the Licensing Officer remained behind with the Clerk and Legal Advisor, together with the Sub-Committee, and the videos were then shown.

RESOLVED that having considered the application dated 18 September 2025, made by Mudeford Sandbank Beach Hut Association (MSBHS) to review the premises licence for the premises known as 'The Beach House', Mudeford Beach Sandbank, Bournemouth, BH6 4EW, the Sub-Committee has decided that it is appropriate to modify conditions on the licence and amend the licensable activities on the grounds that the premises are not upholding the prevention of public nuisance licensing objectives, as follows:

1. The authorised hours for the sale or supply of alcohol shall be 10:00 to 23:00hrs daily. Non-standard timings for the sale of alcohol remain unchanged.
2. The premises shall be closed and customers off the premises by 23:30hrs (daily) (except for non-standard timings, which remain unchanged).
3. The Late Night Refreshment Licence shall be removed.
4. A Noise Management Plan (NMP) shall be agreed with Environmental Health Officers at BCP Council to address the noise associated with music, entertainment and people generated noise at the premises. The NMP will outline the measures proposed to reduce or control any potential noise disturbances to nearby beach hut users and should be reviewed and updated regularly in particular in response to complaints, any alterations to the premises or any changes to the activities taking place on the site. The Licence Holder

must operate in accordance with the NMP on all hours the premises are open to the public.

5. The premises shall have a written Dispersal Policy that outlines the procedure for management, and staff, to move customers away from the premises and the immediate vicinity in such a way as to cause minimum disturbance or nuisance to neighbours. A copy of this policy shall be retained on the premises and made available for inspection by a police officer and/or authorised officer of the licensing authority on request.
6. Remove annexe 1 mandatory condition 1.17 and replace it with, 'All alcohol to be taken off the premises shall be supplied in a sealed container and shall cease by 23:00hrs'.
7. Deliveries to the premises shall only take place between 08.00hrs and 12:00hrs daily.
8. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 21.00hrs and 08:00hrs on the following day.
9. There shall be a personal licence holder on duty on the premises at all times when the premises is authorised to sell alcohol
10. The need for door supervisors at the premises shall be subject of a written risk assessment completed by a competent person. This risk assessment shall be retained on the Premises and made immediately available to Police or an authorised officer of the Council upon request. A competent person may include the Premises Licence Holder, the DPS or SIA registered approved contractor.
11. All written documentation, policies, monitoring, risk assessments and other records referenced in this licence shall be kept at the premises for at least 12 months and made available for inspection on the request of an authorised officer of the Council.
12. Two additional litter bins be installed and maintained in good condition near the main entrance of the premises and before the premises close each day, a nominated staff member shall patrol the area within an 80-metre radius of the premises and remove any litter attributable to the premises from the public highway and adjacent land.

The Sub-Committee considered all the information and supplementary papers which had been submitted before the hearing by both Counsel representing the applicant MSBHA and the premises licence holder Macemade Ltd and contained in the report for Agenda Item 7, presented by Tania Jardim, Licensing Officer.

At the hearing the Sub-Committee considered the oral submissions made by Gary Grant, Barrister, representing the applicant, Darren Pidwell, Chair of MSBHA and Claire Bath, Vice-Chair of MSBHA, as well as the verbal submissions made at the hearing by the following persons, all of whom were in support of the application: Ms Suzannah Bath, Mr Peter Jones, Mr Tony Webb, Dr Nicholas Goddard, Mr Stephen Barrett, Mr Paul Owen, Ms Sally Harris, Mrs Elizabeth Pritchard and Cllr Judy Richardson, representing Mr Richard Bath.

In addition, the Sub-Committee considered the oral submissions made by Gerald Gouriet KC, representing the premise licence holder, Macemade Limited, Mr Kim Slater, Director of Macemade Ltd and Mr Richard Slater, Operations Manager of 'The Beach House'.

The Sub-Committee also watched and considered the video footage that was submitted by the applicant, Mr Richard Bath and Mr Paul Owen in support of the application, as well as the video footage submitted by Mr Richard Slater.

In determining the review, the Sub-Committee considered the options available to them as set out in the recommendations of the report and provided for in the Licensing Act 2003. They took account of the Guidance by the Secretary of State made under section 182 of that Act as well as the Statement of Licensing Policy.

Licensing Objectives

The review focused on the following objectives:

- Prevention of Public Nuisance
- Public Safety
- Protection of Children from Harm

The Sub-Committee concluded:

- No evidence of undermining public safety or protection of children from harm.
- Evidence demonstrated failure to uphold prevention of public nuisance.

Reasons for decision

Members of the Sub-Committee in determining the application for review must consider the following options: -

- a) Leave the licence in its current state.
- b) Modify the conditions of the licence; and/or
- c) Exclude a licensable activity from the scope of the license; and / or
- d) Remove the Designated Premises Supervisor; and/or
- e) Suspend the licence for a period not exceeding three months; and/or
- f) Revoke the licence.

Leave the licence in its current state:

In considering the information contained in the agenda report, and the submissions made by Gary Grant, Counsel on behalf of the applicant and by other persons in support of the applicant during the hearing, the Licensing Sub-Committee agreed that taking no action and leaving the current licence in its current state would not be an appropriate response to the concerns identified by MSBHA in bringing this review.

Modify the conditions of the licence; and/or add conditions

The Sub-Committee noted the challenge of operating a commercially viable business in such a unique and popular location and managing the conflict of the wants and wishes of beach hut owners located in close proximity and members of the public that like to visit Mudeford Sandspit and enjoy all it has to offer.

To address public nuisance concerns, the Sub-Committee determined that modifying licence conditions and removing late-night refreshment was the appropriate and proportionate response to reflect that the premises has grown and become a popular venue for non-resident visitors who wish to visit and enjoy the sandspit and the business has changed to remain viable after the fire.

As the area has become more popular, more pressure has been put on services such as the toilets and bins, and the Sub-Committee were not happy to hear about beach hut owners having to witness people urinating in public and litter being dumped where there have not been enough bins. The Sub-Committee were of the view that the premises could not be held solely responsible for these issues but welcomed the plan of the premises to install two new bins at the entry to the premises.

By reducing the terminal hour for the sale of alcohol to 23:00 hours and by requiring the premises to close at 23:30 hours seven days a week and removing late night refreshment, the Sub-Committee considers that this will help minimise disturbance to persons sleeping overnight in beach huts as customers will have moved on earlier. In addition, to address public nuisance concerns, the implementation of a Noise Management Plan agreed by Environmental Health, which must always operate when the premises is open, should ensure that noise emanating from the premises is kept to a level that does not disturb residents and undermine the licensing objective.

The Sub-Committee notes the representations made regarding noise and disturbance caused by delivery vehicles at various times throughout the day. It is noted that there is only a single path in and out to the premises and it would be difficult to eradicate all noise, much of which was caused when vehicles were reversing. It was felt that a condition restricting deliveries to between 08:00 hours and 12:00 noon was appropriate and should help alleviate this concern. Furthermore, the Licensing Sub-Committee requires the premises to implement a Dispersal Policy setting out how they plan to encourage customers to leave the premises and its immediate vicinity in a manner that causes minimum disturbance or nuisance to neighbours.

Exclude a licensable activity from the scope of the licence:

The Sub-Committee note having brought forward the terminal hour for the sale of alcohol to 23:00hrs each day to reduce noise nuisance to beach hut residents later into the night, if was appropriate and proportionate to remove Late Night Refreshment from the scope of the licence as it was not needed before 23:00 hrs.

The removal of the Designated Premises Supervisor from the licence:

The Sub-Committee did not feel that removing the Designated Premises Supervisor from the licence would address the concerns raised by MSBHA as the main issues relate to public nuisance in the form of excessive noise, littering and patrons of the premises urinating between the beach huts and not management competence.

Suspension of the Licence:

The Sub-Committee feel that a temporary suspension of the Premises Licence of up to three months was inappropriate in this situation.

Revocation of the Licence:

The Sub-Committee did not feel that revocation of the licence was an appropriate or proportionate option in response to this Application for Review.

The Sub-Committee heard evidence from MSBHA and other parties in support of the application. All stated that they did not wish to see the premises closed; rather, they wanted to enjoy the natural area where their beach huts are located and live harmoniously alongside the premises.

The Sub-Committee hopes that, with the new conditions applied to the premises licence, balances the interests of the premises and the beach hut residents. They noted the experience of both Mr Kim Slater and Mr Richard Slater and had confidence that the premises can operate without undermining the licensing objectives.

Right of appeal

An appeal against the review decision may be made to a Magistrates' Court within 21 days of the appellant being notified of the Licensing Authority's determination on the review. An appeal may be made by the Premises Licence Holder, and/or any interested person who made relevant representations.

The meeting ended at 3.38 pm

CHAIRMAN

LICENSING COMMITTEE



| | |
|----------------------------|--|
| Report subject | To agree a draft New Pleasure Boat and Boatperson Policy for public consultation |
| Meeting date | 11 December 2025 |
| Status | Public Report |
| Executive summary | <p>The current regime and processing of pleasure boat and boatperson licensing currently operate without the guidance of an established policy framework.</p> <p>The introduction of this draft policy as presented aims to provide a clear, consistent, and transparent basis for the assessment and determination of future applications. This will support decision-making, ensure regulatory compliance, and promote public confidence in the licensing process.</p> |
| Recommendations | <p>It is RECOMMENDED that:</p> <p>Members consider the draft policy document, agree any necessary amendments and approve the release of the amended draft for public consultation for a period of 6 weeks in 2026.</p> |
| Reason for recommendations | <p>Under Section 94 of the Public Health Acts Amendment Act 1907, the Council has the statutory authority to:</p> <ul style="list-style-type: none"> • Grant licences for pleasure boats and pleasure vessels that are let for hire or used to carry passengers for reward • License individuals in charge of or navigating such boats and vessels |

| | |
|----------------------|--|
| Portfolio Holder(s): | Kieron Wilson, Portfolio Holder for Housing and Regulation |
| Corporate Director | Glynn Barton – Chief Operations Officer |
| Report Authors | Ellie King – Licensing Officer Nananka Randle – Licensing and Trading Standards Manager |
| Wards | Council-wide |
| Classification | For Decision |

Background

1. The Council, acting as the Licensing Authority, has the power to grant licences for the operation of Pleasure Boats and for Boatpersons. Licences should only be issued to individuals who are deemed competent and capable of safely operating such vessels.
2. In relation to vessels, the Licensing Authority must ensure that any boat or vessel licensed is safe for passengers and users.
3. The Council is responsible for licensing boats and vessels operating within inland waters only, which include Poole and Christchurch Harbours. The policy and licensing regime does NOT include vessels taking passengers out of the harbour areas.
4. Licenses are currently issued for 2 categories of vessels which are defined as follows: -
 - Class B – Vessels crewed by a bosun carrying no more than 12 fare paying passengers.
 - Class C - self-drive boats that are hired out to the public.
5. Currently within the BCP Council area we issue licenses as follows:

| | |
|------------|-----------------------|
| Class B | 22 |
| Class C | 8 – Covering 60 boats |
| Boatperson | 6 |

6. This will be the first Pleasure Boat and Boatpersons policy for BCP Council.
7. Currently licences are issued in accordance with legacy processes and conditions inherited from predecessor councils.
8. In line with good practice, there is a need for a clear and consistent policy that outlines the requirements for such licences and the process by which applications will be assessed and determined.

9. All applications for licences after approval of this policy will meet the policy standards this will include new licences and existing licences at the point of renewal.
10. This is the second time a draft Pleasure boat policy has been presented to Licensing Committee for agreement. Previously on 7 December 2023 members agreed a policy for consultation however due to unavoidable delays public consultation did not take place and the policy did not progress any further.
[http://ced-pri-cms-02.ced.local/documents/s45778/To%20agree%20a%20draft%20Pleasure%20Boat%20and%20Boatperson%20Policy%20for%20public%20consultation.pdf?\\$LO\\$=1](http://ced-pri-cms-02.ced.local/documents/s45778/To%20agree%20a%20draft%20Pleasure%20Boat%20and%20Boatperson%20Policy%20for%20public%20consultation.pdf?LO=1)
11. Officers have since developed the proposed policy by meeting with stakeholders including the Harbour Master at Poole and internal officers who oversee Christchurch Harbour who have helped to shape this draft to a more robust document.
12. During 2025 Dorset Council have carried out a public consultation exercise of their Pleasure Boat Policy. Officers were mindful of the contents of this policy during the drafting process and wherever possible ensured our policy corresponds with Dorset Council requirements. However, it should be noted that the area covered by Dorset Council has a different geological profile and that their policy does not regulate activities which fall under the jurisdiction of the Weymouth, Bridport or Lyme Regis Harbourmasters.
13. Our policy has been developed in consultation with Poole Harbourmaster and is intended to cover pleasure boat licensing within both Christchurch and Poole Harbours.
14. The proposed policy remains within the remit of the statutory requirements and members are advised that BCP Council has a water safety group who are addressing wider water safety concerns such as use of personal watercraft devices launched from beach areas which either directly or indirectly then access the sea outside of the stated harbour areas.

Consultation

15. The Committee is asked to consider the draft Pleasure Boats and Boatperson Licensing Policy and determine whether any amendments are required prior to public consultation. The consultation will be hosted on the Council's online engagement platform, Have Your Say Bournemouth, Christchurch and Poole (Have Your Say BCP).
16. All current licence holders, the local Harbour Master, and appointed boat inspectors will be contacted directly via email to inform them of the consultation and to encourage their participation and feedback.
17. The public consultation will run for a period of six weeks. Following the conclusion of the consultation, all responses will be collated and presented to the Licensing Committee for consideration and determination of the final policy.

Options Appraisal

18. Members are asked to consider the draft policy and proposed list of consultees and

- a. Agree the draft policy as presented **or**
- b. Agree any amendments to the draft policy **and**
- c. Agree to public consultation for 6 weeks of the agreed draft policy. This will take place in early 2026 to avoid the Christmas period.

Summary of financial implications

- 19. The funding for the preparation and consultation of this policy will come from within existing budgets and there are no financial implications arising from this report.

Summary of legal implications

- 20. There is no requirement to produce such a policy however good practice dictates that the provision of a policy will improve the application process and reduce the risk of complaint or appeal against refusal or revocation.
- 21. However, it should be noted that as with any decision or policy made by a Public Body, that decision or policy could be challenged by way of a Judicial Review Application to the High Court on grounds of illegality, irrationality and/or procedural unfairness. If such a challenge is made the Court has the power to quash all or part of a policy. In addition, significant costs could be incurred in defending any challenge. Whilst the risk of challenge will be mitigated as far as possible such a challenge could still be made.

Summary of human resources implications

- 22. There are no human resources implications arising from this report.

Summary of sustainability impact

- 23. By ensuring regular maintenance and inspection of boats/vessels we are supporting fuel efficiency which goes some way to reducing emissions which impact on air and water.

Summary of public health implications

- 24. Public safety will be supported by ensuring the boats/vessels are maintained in good order and anyone in charge or passengers meets the required standard for knowledge, and fitness.

Summary of equality implications

- 25. This is the first step in considering the policy and to approve public consultation. No decision will be undertaken regarding the policy until the consultation is complete and fully considered.
- 26. An Equality Impact Needs Assessment is being completed during the entire process and will be duly considered by the Equality Impact Assessment Panel prior to the outcome of any decision.

Summary of risk assessment

- 27. Passenger transportation of any means requires high standards to be achieved to protect public safety.

28. This policy sets out the standard expected for all boats/vessels and boatpersons who fall within the licenced regime administered by BCP Council.

Background papers

The Public Health Acts Amendment Act 1907 [Public Health Acts Amendment Act 1907](#)

Licensing for Boats and Boatperson guidelines [SWRPA boat guidelines](#)

Sound practice, safer waters (Inland Waters Small Passenger Boat Code) [Sound practice safer waters](#)

Appendices

Appendix 1 – Draft Pleasure Boat and Boatperson Policy 2025

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Draft Pleasure Boats and Boatperson Licensing Policy

2026 - 2031

Public Protection Licensing

Author: Ellie King
Version: 2
Review Date: 2031



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1. Purpose Statement

- 1.1 Bournemouth, Christchurch and Poole Council (BCP Council) operates a scheme for the licensing of pleasure boats and boatpersons operating within Bournemouth, Christchurch and Poole under Section 94 of the Public Health Acts Amendment Act 1907 (The Act).
- 1.2 The purpose of this policy is to provide clear guidance to applicants on how the Council administers its licensing functions under the Act and how decision making will be approached. The Act also allows the local authority to set terms and conditions as appropriate.
- 1.3 For the purposes of this policy pleasure boats includes motorboats and personal watercraft including jet skis and e-foils.
- 1.4 This policy is intended to apply to anyone wishing to carry out the following activities
 - Hire out a pleasure boat and/or personal watercraft
 - Operate a skippered craft which carries up to 12 fare paying passengers on inland waters only.
- 1.5 This policy does not cover any activity in coastal waters or passenger boats carrying more than 12 passengers, these are regulated by the Maritime and Coastguard Agency (MCA).
- 1.6 The MCA is an executive agency of the Department of Transport. They survey, inspect and enforce standards for ship safety, security, pollution prevention and seafarer health, safety and welfare for boats and ships that operate in our coastal waters.

2. Who the policy applies to

- 2.1 The policy applies to applicants for boatperson, or pleasure boat licences, existing licence holders, licensing officers, partner agencies, councillors and members of the Licensing Committee to provide clear guidance on the requirements which must be met before a licence can be issued.

3. Approval process

- 3.1 During the five-year period, the Policy must be kept under review and the Licensing Authority may make any revisions to it as it considers appropriate, for instance in the light of feedback from the local community on whether the statutory objectives are being met.
- 3.2 BCP Council as the Licensing Authority has delegated the Licensing Committee to oversee the development and review of its this policy. Once finalised the policy is presented to the Full Council for ratification.

4. Links to Council Strategies

- 4.1 This policy supports the BCP Council Corporate Strategy the objectives of which are:
 - Sustainable Environment
 - Dynamic Places
 - Connected Communities
 - Brighter Futures
 - Fulfilled Lives

4.2 During the preparation of this policy document due consideration has been given to the following Key Council Strategies:

- Corporate Plan
- People Strategy
- Health & Wellbeing Strategy
- Safeguarding Strategy
- Communities Engagement Strategy
- Crime & Disorder Reduction Strategy
- Equality & Diversity

4.3 The key objective of the policy is the protection of public health and safety. Public safety is at the heart of the licensing regime and this aspect of the Policy will generally take precedence over other licensing considerations.

5. Policy Consultation

5.1 The Act does not require a Council to publish a policy, however it is good practice to do so to ensure fairness and consistency.

5.2 Before determining this policy, the Licensing Authority consulted with the following persons: -

- Maritime and Coastguard Agency
- Poole Harbour Master
- Owners and skippers of vessels licensed under BCP Council's current licensing scheme.
- Boatperson licensed under BCP Council's licensing scheme
- General public
- Royal Yachting Association

5.3 The views of all these persons or bodies were given appropriate weight when the policy was determined. We believe that we have made reasonable efforts to consult an appropriate range of representatives and individuals in determining this policy.

5.4 There is no statutory requirement for consultation of this policy and as such it is for each Licensing Authority to determine the extent of the consultation it should undertake. In this case it was determined that a 6-week public consultation hosted via the council's consultation platform would be sufficient.

5.5 Fees are set by the BCP Council and are intended to provide full cost recovery of the licensing function.

6. Background information

6.1 Bournemouth, Christchurch and Poole Council (BCP Council) is located in Dorset on the South Coast. It is the 12th largest Unitary Council in England with a population of just over 400,000 residents. The BCP area is predominantly urban with associated suburban areas, beaches, harbours, quay sides, open spaces, parks and gardens.

6.2 It has long established road and rail links to London, the Midlands and the Southwest and benefits from an international airport and a thriving freight port for commercial shipping, as well as an important destination for passenger and vehicle ferries and cruise vessels. It has three Universities, an innovative and business focused college and business strengths in the creative, digital, finance, aerospace, marine and environmental technology sectors.

- 6.3 It is one of the Country's main holiday destinations and benefits from 15 miles of coastline with world recognised Blue Flag beaches. It is renowned for its water sports, music and arts festivals.
- 6.4 Poole harbour is Europe's largest natural harbour, and it is a thriving mecca for water sports enthusiasts. With over a dozen yacht clubs and marinas, the harbour is alive with all types of craft and the appeal of safe sailing attracts all ages and abilities keen to get on the water.
- 6.5 Christchurch harbour entrance is known as 'The Run' and is flanked by Mudeford Quay to the north and Mudeford Sandbank to the south. Christchurch Quay and Quomps lie in the upper reaches of the harbour.

7. The Policy

- 7.1 Under section 94 of the Act 1907 local authorities may grant licences for pleasure boats and pleasure vessels for hire or to be used for carrying passengers for hire. Licences may also be granted to the Boatperson(s), in charge of or navigating the boats and vessels and may charge for each type of licence such annual fee as appropriate.
- 7.2 The principal purpose of Pleasure Boats or Vessels and Boatperson licensing is to protect the public and promote public safety. The Council will carry out its licensing function in that context and will expect to see licence holders and applicants continuously demonstrate that they meet or exceed the standards set by the Council.
- 7.3 All licence holders are expected to comply with the requirements of the Equality Act 2010 in the operation of their business.
- 7.4 Terms used within the policy are defined within the glossary in Appendix A.

8. Pleasure boat or vessel application requirements

- 8.1 Tacit consent does not apply to pleasure boat licences, as such you must hold a licence prior to beginning any activities which include hiring out watercraft or operating skippered craft which carry up to 12 fare paying passengers.
- 8.2 The following criteria must be met before a licence will be issued:
- Applicants must submit a basic DBS for the boat skipper/hiring company or site manager.
 - Applicants must evidence that the boat, vessel or watercraft is constructed and maintained in sound condition. As such it will be subject to annual inspection by an approved boat inspector, the completed inspection form must be submitted to the licensing authority at the time of new application or renewal. This will include written confirmation of an annual survey of the underwater hull.
 - Applicants must provide evidence of suitable public liability insurance in the sum of £5M which is maintained throughout the licence period.
 - For skippered craft, a plan of the boat showing locations of safety equipment, exit routes and access for disabled persons must also be submitted.
 - Applicants must provide the names of anyone who will skipper any pleasure boat. Anyone in charge of a licenced vessel must hold a boatpersons licence issued by BCP Council.

- Anyone hiring out self-drive boats or personal watercraft must provide a safety boat skippered by a licenced boatperson or provide details of alternative means for retrieving hirers in case of emergency.

8.3 Pleasure boat/vessel licences will be valid for 1 year from the date of issue and cannot be transferred or backdated.

8.4 Licences include conditions which must be met throughout the period of licence, different conditions are attached depending on the type of boat, vessel or watercraft being operated see Appendix B for the details for these.

9. Boatperson application requirements

9.1 A Boatpersons Licence applies to persons/operators who are in charge of or assist in the navigation of pleasure boats, craft or vessels to be let for hire or be used for carrying passengers for hire and must hold a relevant qualification.

9.2 To qualify for a Boatpersons Licence applicants must

- Be over 18 years of age.
- Hold a relevant medical certificate as detailed below.
- Hold a relevant first Aid certificate as detailed below.
- Hold an approved boat handling certificate with commercial endorsement in place (minimum RYA Powerboat level 2 with commercial endorsement)
- Basic Certificate from the Disclosure Barring Service (dated within 1 month of application).

9.3 Acceptable medical certification:

- ENG1.
- ML5.

9.4 First Aid Certificate standard:

- MCA Elementary First Aid Certificate,
- RYA First Aid Certificate,
- Certificate issued by the ambulance service or a voluntary society following the successful completion of a first aid course approved by the Health and Safety Executive which must be adapted to have extra emphasis on the treatment of hypothermia and casualty evacuation.

9.5 Boatperson licences will be valid for 3 years from the date of issue and cannot be transferred or backdated.

9.6 Licences include conditions which must be met throughout the period of licence (Appendix C)

10. Renewal process

10.1 Licence holders will be sent a licence reminder via email approximately two months before the licence expires.

10.2 The responsibility for renewal remains with the licence holder, and no further reminders will be issued.

- 10.3 Please allow up to 10 working days for your renewal application to be processed. It is the responsibility of the licence holder to apply in plenty of time to renew the licence.
- 10.4 If a licence is not renewed prior to the expiry date it will lapse and the permissions granted will no longer be permitted. This means the operator cannot hire, navigate or use a vessel until the relevant licence has been applied for and issued.

11. How to use this Policy

- 11.1 This policy is a guidance document for applicants, officers and members to assist the decision-making process in determining applications and renewals for pleasure boat and boatperson licences.
- 11.2 Each application will be determined on its own merits in accordance with this policy and the following documents: -
- The Public Health Acts Amendments Act 1907 [Public Health Acts Amendment Act 1907 \(legislation.gov.uk\)](https://www.legislation.gov.uk/ukpga/1907/111/contents)
 - Licensing for Boats and Boatperson guidelines [SWRPA boat guidelines](#)
 - Sound practice, safer waters (Inland Waters Small Passenger Boat Code) [MCA/AINA code](#)

12. Roles and responsibilities

- 12.1 The Licensing Committee or Sub-Committee are responsible for determining Policy content and will oversee the revocation or suspension of licences following complaint investigation by Licensing Officers.
- 12.2 Licensing Officers will determine applications in accordance with this policy.
- 12.3 Licensing Officers will investigate any complaints and refer relevant matters to the Licensing Committee/Sub Committee.

13. Enforcement and sanctions

- 13.1 Any complaint lodged by members of the public, businesses, customers or other operators will be investigated by the Licensing Team.
- 13.2 Any licence may be suspended or revoked by the local authority whenever it decided that suspension or revocation is necessary or desirable in the interests of the public safety.
- 13.3 When considering whether a licence should be suspended or revoked, the delegated officer or subcommittee will consider:
- The 1907 Act.
 - This policy

14. Further information and evidence

Further information relating to this policy and the decision-making process can be found follows: -

[BCP Council – Democracy](#)

[Equality, diversity and inclusion \(bcpcouncil.gov.uk\)](#)

[Pleasure boat licence \(bcpcouncil.gov.uk\)](http://bcpcouncil.gov.uk)

[Waterman licence \(bcpcouncil.gov.uk\)](http://bcpcouncil.gov.uk)

Appendix A – Glossary of terms

Appendix B – Standard Conditions for pleasure boats licences

Appendix C – Standard Conditions for boatpersons licences

DRAFT

Appendix A

Glossary of terms

This section explains the key terms used in the policy statement. These terms are all defined in the Public Health Acts Amendment Act 1907 and Guidance from the Maritime and Coastguard Agency. This glossary is only intended to clarify the general meaning of each of the terms. This list is not exhaustive nor are the definitions legally comprehensive.

| | |
|--|---|
| Boatperson (waterman or boatman) | Any person licensed by BCP Council Permitted to be in charge of a pleasure boat/vessel within Inland Waters for the purpose of letting it out for hire to members of the public, or to be used for carrying passengers for hire. |
| Skipper | Any person who holds a boatperson's licence |
| Category B inland water (areas within Christchurch Harbour excluding 'the Run') | Rivers and canals where the depth of water is generally 1.5 metres or more and where the significant wave height could not be expected to exceed 0.6 metres at any time |
| Category C inland water (Poole Harbour within the line of the Chain Ferry between Sandbanks and South Haven Point and 'The Run' within Christchurch Harbour) | Tidal rivers, estuaries and large, deep lakes and lochs where the significant wave height could not be expected to exceed 1.2 metres at any time |
| Class B pleasure boat | Boats operating commercially with a skipper or crew, and which carry no more than 12 fare paying passengers |
| Class C pleasure boat | Boats that are self-drive hire motorised craft where there is no work activity being carried out by those hiring the vessel and the skipper and crew is provided by the hirer such as motor boat. |
| Inland Water | There are 4 categories, for the purposes of this policy licences are issued in Category B and C waters. |
| Pleasure Boat and vessel | Vessels operating in the UK which: <ul style="list-style-type: none">• do not go to sea.• carry no more than 12 fare paying passengers.• are let for hire.• are used for carrying passengers for hire. |

Appendix B

PLEASURE BOATS (CLASS B) SKIPPERED CRAFT CONDITIONS OF LICENCE

1. The Licensee will ensure that the hull of the boat or vessel is maintained in sound condition and that the boat or vessel is stable, that its equipment is complete and in good condition, and that it is generally sufficient for use as a pleasure boat or vessel
2. The Licensee will ensure that the boat or vessel is kept maintained to inspection standard at all times while it plies for trade or is used for hire.
3. The Licensee shall cause a statement of the fare or fares to be demanded and received from the persons using or carried for hire in such boat to be supplied to the appropriate Committee of the Council, and also to be clearly exhibited in some conspicuous position on or near the boat.
4. The number of passengers carried in any boat shall not, at any time, exceed the number stated on the licence. For the purposes of this condition a child over the age of 12 months shall count as one passenger.
5. The official number shall have been painted on the outside of both sides of the bow and shall be not less than 4 inches in height and readable at a distance of 100 feet.
6. The name of the Owner and the number of persons the boat is licensed to carry in the form 'Licensed to carry ... persons' shall be shown in letters and figures not less than one inch in height and three-quarter of an inch in breadth, on a conspicuous part of the boat.
7. The person in charge of the boat shall permit any person duly authorised by BCP Council to examine and inspect the boat and its equipment at any time and any recommendations made following such inspections shall be complied with.
8. A licensed boatperson shall oversee each boat carrying passengers for hire.

PLEASURE BOATS (CLASS C) SELF-DRIVE HIRE CRAFT CONDITIONS OF LICENCE

1. The Licensee will ensure that the hull of the boat or vessel is maintained in sound condition and that the boat or vessel is stable, that its equipment is complete and in good condition, and that it is generally sufficient for use as a pleasure boat or vessel.
2. The Licensee will ensure that the boat or vessel is kept maintained to inspection standard at all times when offered for hire.
3. No boat shall be hired or let to any person under the age of 14 years old unless accompanied by a person who is 18 years over.
4. No boat shall be hired or let to any person who is or appears to be drunk or otherwise incapacitated nor to any person whom the person in charge does not reasonably believe to be competent to operate the pleasure boat.
5. A safety boat must be provided which is ready to respond to an emergency involving the pleasure boat for recovery of any person in danger. The safety boat must be skippered by a licenced boatman and carry appropriate rescue equipment to deal with such emergencies.
6. The number of passengers carried in any boat shall not, at any time, exceed the number shown opposite the name or number of such boat in the licence. For the purposes of this condition a child over the age of 12 months shall count as one passenger.
7. The name of the Owner and the number of persons the boat is licensed to carry in the

form 'Licensed to carry ... persons' shall be shown in letters and figures not less than one inch in height and three-quarter of an inch in breadth, on a conspicuous part of the boat.

8. The person in charge of the boat shall permit any person duly authorised by BCP Council to examine and inspect the boat and its equipment at any time and any recommendations made following such inspections shall be complied with.
9. Boats shall only be permitted to be operated between sunrise and sun set.
10. Buoyancy jackets must be worn by hirers at all times.
11. A licensed boatperson or skipper with an appropriate commercially endorsed licence shall oversee each boat carrying passengers for hire.

Personal watercraft

1. The Licensee will ensure that the personal watercraft is maintained to inspection standard at all times when offered for hire. in sound condition and that it is generally sufficient for use as a pleasure boat or vessel.
2. No watercraft shall be hired or let to any person under the age of 14 years old unless accompanied by a person who is over 18 years old.
3. No watercraft shall be hired or let to any person who is or appears to be drunk or otherwise incapacitated nor to any person whom the person in charge does not reasonably believe to be competent to operate the watercraft.
4. A safety boat must be provided which is ready to respond to an emergency involving the watercraft for recovery of any person in danger. The safety boat must be skippered by a licenced boatman and carry appropriate rescue equipment to deal with such emergencies. Where a safety boat is not provided a suitable risk assessment detailing the provisions that have been put in place to secure the safe return of any watercraft hired out including transportation of the hirer back to shore shall be in place
5. The number of passengers carried in any watercraft shall not, at any time, exceed the permitted amount for that individual craft
6. The person in charge of the boat shall permit any person duly authorised by BCP Council to examine and inspect the watercraft and its equipment at any time and any recommendations made following such inspections shall be complied with.
7. The watercraft shall only be permitted to be operate between sunrise and sun set.
8. Any user of hired personal watercraft shall be expected to wear a suitable buoyancy aid at all times.
9. A licensed boatperson or skipper with an appropriate commercially endorsed licence shall oversee each watercraft offered for hire.

Appendix C



BOATPERSON CONDITIONS OF LICENCE

1. The Licence Holder must notify the Council in writing of any change of address or contact details by email within 7 days.
2. The licence holder shall, within 7 days notify the Council in writing of any change in medical condition which may affect their ability to safely navigate a boat/vessel or impacts on the validity of a ML5 or ENG1 medical certificate. Such conditions include but are not limited to:-
 - a. Epileptic seizures / disturbances of the state of consciousness (other than simple syncope)
 - b. Stroke or unexplained loss of consciousness
 - c. Severe head injury with continuing effects
 - d. Parkinson's disease or Multiple Sclerosis
 - e. Mental or nervous problems
 - f. Alcohol or drug addiction
 - g. Profound deafness - unable to use telephone or radio.
 - h. Double or tunnel vision
3. The Licence Holder shall, within 7 days of the date of being arrested, charged or summonsed for any alleged criminal offence disclose to the Council in writing, particulars of each alleged offence and which court the proceedings are pending.
4. Maintain First Aid training certification with refresher training every 3 years and sea survival certification every 5 years.

Forward Plan – Licensing Committee, 11 December 2025 - *Publication date: 3 December 2025*

Forthcoming meetings 2026: 12 March, 20 May, 17 September, 10 December

| | Subject | Purpose of report | Consultation | Report author(s) | Meeting date |
|---|--|---|---|---|---|
| 1 | Pleasure Boats and Boatpersons Licensing Policy | To reconsider the draft policy following informal consultation with stakeholders. It has been over 12 months since the policy was considered. Amend policy as required and recommend to Council for adoption. | Harbour Master Public consultation | Sarah Rogers, Principal Licensing Officer Ellie King, Licensing Officer | 11 December 2025 |
| 2 | Review of Licensing Fees | To consider a review of the Council's licensing fees. | Public Consultation | Nananka Randle, Licensing and Trading Standards Manager | 11 December 2025 – Request to move to 12 March |

Committee Briefings and Training Sessions 2025

| | Training / Briefing to be delivered | When / Where | Attendees | Suggested Delivery |
|----------|--|--|-------------------------|--------------------------------------|
| 1 | Sub-Committee hearings - refresher | HMS Phoebe Committee Room, √13 March 2025 | Members and officers | Feedback/Q&A after Committee meeting |
| 2 | Sex Establishment applications/renewals training and briefing | HMS Phoebe Committee Room, √13 March 2025 | Members and officers | In person after Committee meeting |
| 3 | Chair Training for current and prospective chairs of sub-committees | HMS Phoebe Committee Room, 11 December 2025 | Members and officers | In person after Committee meeting |
| 4 | Cumulative Impact Zone - briefing | HMS Phoebe Committee Room, 12 March 2026 | Members and officers | In person after Committee meeting |