

Notice of Licensing Sub-Committee

Date: Wednesday, 3 July 2024 at 10.15 am

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



Membership:

Cllr B Castle

Cllr A Filer

Cllr S Moore

Reserves:

Cllr M Dower (1)

Cllr G Farquhar (2)

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

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

<https://democracy.bcpCouncil.gov.uk/ieListDocuments.aspx?MIId=5845>

If you would like any further information on the items to be considered at the meeting please contact: Louise Smith on 01202 096660 or email democratic.services@bcpCouncil.gov.uk

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

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

GRAHAM FARRANT
CHIEF EXECUTIVE

25 June 2024

DEBATE
NOT HATE



Available online and
on the Mod.gov app



Maintaining and promoting high standards of conduct

Declaring interests at meetings

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

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



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

Bias and predetermination are common law concepts. If they affect you, your participation in the meeting may call into question the decision arrived at on the item.

Bias Test

In all the circumstances, would it lead a fair minded and informed observer to conclude that there was a real possibility or a real danger that the decision maker was biased?

Predetermination Test

At the time of making the decision, did the decision maker have a closed mind?

If a councillor appears to be biased or to have predetermined their decision, they must NOT participate in the meeting.

For more information or advice please contact the Monitoring Officer
(janie.berry@bcpcouncil.gov.uk)

Selflessness

Councillors should act solely in terms of the public interest

Integrity

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

Objectivity

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

Accountability

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

Openness

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

Honesty & Integrity

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

Leadership

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

AGENDA

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

1. Election of Chair

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

2. Apologies

To receive any apologies for absence from Members.

3. Declarations of Interests

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

Declarations received will be reported at the meeting.

4. Protocol for Public Speaking at Licensing Hearings

5 - 10

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

5. Application for a Premises Licence at Trouville Hotel, 5-7 Priory Road, Bournemouth, BH2 5DH

11 - 44

The Licensing Authority has received an application for a new premises licence for the premises known as the Trouville Hotel, 5 – 7 Priory Road, Bournemouth.

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

6. Review of Premises Licence - Pirata, 125 Charminster Road, Bournemouth

45 - 76

The Licensing Authority has received an application from Dorset Police to review the premises licence for the premises known as Pirata, 125 Charminster Road, Bournemouth.

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

NOTE: In relation to this item of business, the Sub Committee may be asked to consider the following resolution depending on the course of discussions at the hearing and the content of any supplementary information submitted:

“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.”

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

LICENSING COMMITTEE AND SUB COMMITTEE – PROTOCOL FOR PUBLIC SPEAKING

1. Introduction

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

2. Conduct of Hearings

- 2.1 Chair welcomes everyone, matters of general housekeeping are dealt with, notification that the hearing may be recorded for live and subsequent broadcast on the Council's website, reminder to switch mobile phones to silent, etc.
- 2.2 Chair asks everyone present to introduce themselves and state their role.
- 2.3 Chair checks that all persons who have given notice of their intention to speak and any person who wishes to withdraw a representation or wishes not to speak have been identified.
- 2.4 Chair explains proposed procedure and order of speaking for hearing as set out in Appendix A or B of this protocol as appropriate. All parties confirm agreement or make representations on procedure proposed.
- 2.5 Licensing Officer's report is presented.
- 2.6 Parties speak in the order agreed.
- 2.7 With the exception of hackney carriage and private hire hearings, parties who are speaking should not repeat the information which they have already given in writing in their representation. They will be able to expand on the written information given, provided the information remains relevant. Any additional information should be limited to the grounds of their representation(s). For example, if they are objecting on the grounds of Public Nuisance, then they should confine their comments to matters relating to Public Nuisance.

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

3 General points

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

- 3.5 The Chair may exclude any person from a hearing for being disruptive.
- 3.6 Meetings of the Licensing Committee in public session are recorded by the Council for live and subsequent broadcast on its website.
- 3.7 The hearing will take the form of a discussion.
- 3.8 Only persons (or their representatives) who have made an application, are subject to an application or have submitted a written representation or objection to the Licensing Authority under the relevant Act are permitted to speak at the hearing.
- 3.9 Any further information to support an application, representation, objection or notice (as applicable) can be submitted before the hearing. It may only be submitted at the hearing with the consent of all parties in accordance with any relevant Regulations. Wherever possible the Licensing Authority encourages parties to submit information at the earliest opportunity to allow sufficient time for this to be considered before the hearing and avoid the need for adjournment.
- 3.10 If a party has informed the Authority that they do not intend to participate, or be represented at the hearing, or has failed to advise whether they intend to participate or not, the hearing may proceed in their absence.
- 3.11 For other matters which are the responsibility of the Licensing Committee and not included in this protocol, the Meeting Procedure Rules in Part 4D of the Council's Constitution in relation to public questions, statements and petitions shall apply. This includes such matters as making recommendations on relevant licensing policies, approving the level of fees charged by the Council, and making decisions on tariffs charged by the Public Carriage Trade.
- 3.12 The Council's Constitution can be accessed using the following link:
<https://democracy.bcpccouncil.gov.uk/ieListMeetings.aspx?CommitteeID=151&Info=1&bcr=1>

For further information please contact democratic.services@bcpcouncil.gov.uk

Appendix A

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

1. The Licensing Officer presents report.
2. Questions of the Licensing Officer on their report. Members of the Sub-Committee to go first, then the applicant/licence holder.
3. Applicant will make their Application.
4. Questions of the Applicant by all parties, Members of the Committee/Sub-Committee to go first.
5. Responsible Authorities and Other Persons will make their representations.
6. Questions of the Responsible Authorities and Other Persons. Members of the Committee/Sub-Committee to go first.
7. All parties will be given an opportunity to sum up (with the party who spoke last to go first). The hearing will then conclude.
8. Sub-Committee will deliberate in private with Legal Adviser and Clerk present. (Councillors new to Licensing may observe but will not take part in the decision making).
9. Notification of the Sub Committee's decision will be given in accordance with the requirements of the Licensing Act and Gambling Act regulations. For other hearings, where possible determination will be within the period of five working days beginning with the day or the last day on which the hearing was held.
10. The notification of decision will include information about the right of appeal as appropriate.

Appendix B

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

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

Adopted by the Licensing Committee on 7.12.23

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LICENSING SUB-COMMITTEE



Report subject	Application for a Premises Licence at Trouville Hotel, 5-7 Priory Road, Bournemouth, BH2 5DH
Meeting date	3 July 2024
Status	Public Report
Executive summary	<p>Mr Philip Day of Lacey's Solicitors has made an application on behalf of ABQ Leisure Ltd for a new premises licence at the Trouville Hotel, located at 5-7 Priory Road, Bournemouth</p> <p>The application is to permit:</p> <ul style="list-style-type: none"> • Plays (Indoors) - 10:00 to 01:00 Monday to Sunday • Indoor sporting events - 10:00 to 01:00 Monday to Sunday • Live Music (Indoors) - 10:00 to 01:00 Monday to Sunday • Recorded Music (Indoors) - 10:00 to 01:00 Monday to Sunday • Performances of dance (Indoors) - 10:00 to 01:00 Monday to Sunday • Activity similar to music and dance (Indoors) - 10:00 to 01:00 Monday to Sunday • Late night refreshment (Indoors) - 23:00 to 01:00 Monday to Sunday for non residents and until 05:00 hours for residents and bona fide guests • Supply of Alcohol (On and Off Sales) from 10:00 to 01:00 on every day of the week, for non residents and 24 hours a day for residents and bona fide guests. <p>The Licensing Authority has received representations from 27 other persons on the grounds that to grant the application would undermine the prevention of crime and disorder, prevention of public nuisance, public safety and protection of children from harm licensing objectives.</p>
Recommendations	<p>It is RECOMMENDED that:</p> <p>a) Grant the application for a premises licence as made;</p> <p>b) Refuse the application for a premises licence;</p> <p>c) Grant the premises licence subject to additional conditions.</p> <p>Members of the Licensing Sub-Committee are asked to make a decision at the end of the hearing after all relevant parties have been given the opportunity to speak. Members must give</p>

	full reasons for their decision.
Reason for recommendations	<p>The Licensing Authority may only consider aspects relevant to the application that have been raised in representation.</p> <p>Where representations have been received in relation to an application by a responsible authority or any other person, and the concerns have not been resolved through mediation between all parties, the Scheme of Delegation set out in the Council's Constitution states that these applications should be dealt with by the Licensing Sub-Committee.</p>

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

Background

1. An application was made by Philip Day of Lacey's Solicitors on behalf of ABQ Leisure Ltd on 09 May 2024 for a premises licence to allow plays, indoor sporting events, live and recorded music, performances of dance and activity similar to music and dance between 10:00 and 01:00 hours on every day of the week. Provision of late night refreshment between 23:00 and 01:00 hours for non residents and until 05:00 for residents and their guests and on and of sales of alcohol between 10:00 and 01:00 for non residents and 24 hours a day for residents and their guests.
2. A copy of the application and layout plan is attached at appendix 1.
3. A location plan is shown at appendix 2.
4. This premises previously benefitted from a premises licence which permitted live and recorded music, performance of dance and activity similar to music and dance between 10:00 and 01:00 on every day of the week, late night refreshment between 23:00 and 01:00 on every day of the week and on and off sales of alcohol between 10:00 and 01:00 Monday to Saturday and 12:00 and 01:00 on Sunday.
5. The new application largely replicates the lapsed licence, with the exception of the following:
 - Plays and indoor sporting events have been added to the licensable activities,
 - The licensable hours for the supply of alcohol to non residents have been extended to allow alcohol to be supplied on a Sunday from 10:00 instead of 12:00 and to permit the supply of alcohol to residents and their bona fide guests 24 hours a day.
 - The licensable hours for late night refreshments to residents and their bona fide guests has been extended to 05:00 to allow the hotel to provide hot food and drinks to their residents and bona fide guests 24hrs a day .
 - Amended conditions have been offered.
6. The previous licence lapsed on 21 February 2024 because the licence holder was the subject of insolvency under Section 27 of the Licensing Act 2003 and no application was made to transfer the licence under Section 50 was made in time to secure the licence.
7. There have been no complaints or issues reported to the licensing authority in respect of these premises.

Consultation

8. The application was served on all responsible authorities. The applicant confirmed that the statutory notices were displayed on site and published in the local newspaper.
9. The application prompted representations from 27 other persons under the prevention of crime and disorder, prevention of public nuisance, public safety and protection of children from harm licensing objectives.
10. A copy of the representations received is attached at Appendix 3
11. There are no representations from any of the Responsible Authorities.

Options Appraisal

12. Before making a decision, Members are asked to consider the following matters:
 - The representations made by the 27 other persons
 - The submissions made by or on behalf of the applicant
 - The relevant licensing objectives, namely the prevention of crime and disorder, prevention of public nuisance and public safety and the protection of children from harm.
 - The Licensing Act 2003, appropriate Regulations, Statutory Revised Guidance issued under Section 182 of the Licensing Act 2003 (December 2023) and the Council's Statement of Licensing Policy

Summary of financial implications

13. An appeal may be made against the decision of the Sub-Committee by the applicant or any party making representation to the Magistrates' Court which could have a financial impact on the Council.

Summary of legal implications

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

Summary of human resources implications

15. There are no human resources implications.

Summary of sustainability impact

16. There are no sustainability impact implications.

Summary of public health implications

17. There are no public health implications.

Summary of equality implications

18. There are no equality implications.

Summary of risk assessment

19. There are no risk assessment implications

Background papers

BCP Council – Statement of Licensing Policy

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

Hearing Regulations

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

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

[Revised Guidance issued under section 182 of the Licensing Act 2003
\(publishing.service.gov.uk\)](https://www.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/123456/Revised_Guidance_issued_under_section_182_of_the_Licensing_Act_2003.pdf)

Appendices

- 1 - Copy of premises licence application and layout plan
- 2 - Location plan
- 3 - Copy of representations from 27 other persons.

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Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

I/We **ABQ Leisure Limited**

(Insert name(s) of applicant)

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

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description Trouville Hotel 5 – 7 Priory Road			
Post town	Bournemouth	Postcode	BH2 5DH

Telephone number at premises (if any)	01202 552262
Non-domestic rateable value of premises	£97,500

Part 2 - Applicant details

Please state whether you are applying for a premises licence as **Please tick as appropriate**

- | | | |
|---|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i as a limited company/limited liability partnership | <input checked="" type="checkbox"/> | please complete section (B) |
| ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) a charity | <input type="checkbox"/> | please complete section (B) |
| e) the proprietor of an educational establishment | <input type="checkbox"/> | please complete section (B) |
| f) a health service body | <input type="checkbox"/> | please complete section (B) |
| g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales | <input type="checkbox"/> | please complete section (B) |
| ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England | <input type="checkbox"/> | please complete section (B) |
| h) the chief officer of police of a police force in England and Wales | <input type="checkbox"/> | please complete section (B) |

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

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

I am making the application pursuant to a
 statutory function or ☐
 a function discharged by virtue of Her Majesty's prerogative ☐

(B) OTHER APPLICANTS

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

Name ABQ Leisure Limited
Address Registered Office: 27 East Overcliff Drive Bournemouth BH1 3AF
Registered number (where applicable) 09642742
Description of applicant (for example, partnership, company, unincorporated association etc.) Private Limited Company
Telephone number (if any) [REDACTED]
E-mail address (optional) [REDACTED]

Part 3 Operating Schedule

When do you want the premises licence to start?

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

AS SOON AS POSSIBLE

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

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

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

Hotel.

Note, the previous licence number BH084785 has lapsed and this application is made to replace the same to authorise the same activities as before (save that alcohol supplies to residents will be for 24 hours a day) but subject to "modern" conditions – there are few relevant conditions on the previous licence.

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

Not applicable

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

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

In all cases complete boxes K, L and M

PLEASE NOTE THAT BOXES B AND D ARE BLANK AND HAVE NOT BEEN REPRODUCED IN THE INTEREST OF SAVING PAPER AND SUSTAINABILITY GENERALLY

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon	10:00	01:00	The premises occasionally hold “Murder Mystery nights” which involve an element of theatrical performances.		
Tue	10:00	01:00			
Wed	10:00	01:00	<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Thur	10:00	01:00			
Fri	10:00	01:00	<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	10:00	01:00			
Sun	10:00	01:00			
			None		

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4) Some coach tours organise things like snooker and pool tournaments for their guests.
Day	Start	Finish	
Mon	10:00	01:00	<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5) None.
Tue	10:00	01:00	
Wed	10:00	01:00	<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6) None
Thur	10:00	01:00	
Fri	10:00	01:00	
Sat	10:00	01:00	
Sun	10:00	01:00	

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	10:00	01:00	<u>Please give further details here</u> (please read guidance note 4) The hours sought are as per the lapsed licence.	Both	<input type="checkbox"/>
Tue	10:00	01:00			
Wed	10:00	01:00	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5) None.		
Thur	10:00	01:00			
Fri	10:00	01:00	<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6) From the start of permitted hours on New Year's Eve until the end of permitted hours on New Year's Day.		
Sat	10:00	01:00			
Sun	10:00	01:00			

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4) The hours sought are as per the lapsed licence.		
Mon	10:00	01:00			
Tue	10:00	01:00			
Wed	10:00	01:00	State any seasonal variations for the playing of recorded music (please read guidance note 5) None.		
Thur	10:00	01:00			
Fri	10:00	01:00			
Sat	10:00	01:00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6) From the start of permitted hours on New Year's Eve until the end of permitted hours on New Year's Day.		
Sun	10:00	01:00			

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4) The hours sought are as per the lapsed licence.		
Mon	10:00	01:00			
Tue	10:00	01:00			
Wed	10:00	01:00	State any seasonal variations for the performance of dance (please read guidance note 5) None.		
Thur	10:00	01:00			
Fri	10:00	01:00			
Sat	10:00	01:00	Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 6) From the start of permitted hours on New Year's Eve until the end of permitted hours on New Year's Day.		
Sun	10:00	01:00			

H

Anything of a similar description to that falling within (e) (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing As per the lapsed licence.	
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors <input checked="" type="checkbox"/>
Mon	10:00	01:00		Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Tue	10:00	01:00	Please give further details here (please read guidance note 4) The hours sought are as per the lapsed licence.	
Wed	10:00	01:00		
Thur	10:00	01:00	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5) None.	
Fri	10:00	01:00		
Sat	10:00	01:00	Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 6) From the start of permitted hours on New Year's Eve until the end of permitted hours on New Year's Day.	
Sun	10:00	01:00		

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors <input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Mon	23:00	01:00	Please give further details here (please read guidance note 4) The hours sought are as per the lapsed licence.	
Tue	23:00	01:00		
Wed	23:00	01:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 5) None.	
Thur	23:00	01:00		
Fri	23:00	01:00	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 6) From the start of permitted hours on New Year's Eve until the end of permitted hours on New Year's Day and until 05:00 hours daily for residents and their bona fide guests.	
Sat	23:00	01:00		
Sun	23:00	01:00		

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5) None.		
Mon	10:00	01:00			
Tue	10:00	01:00			
Wed	10:00	01:00	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) From the start of permitted hours on New Year's Eve until the end of permitted hours on New Year's Day and 24 hours a day for residents and their bona fide guests.		
Thur	10:00	01:00			
Fri	10:00	01:00			
Sat	10:00	01:00			
Sun	10:00	01:00			

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

Name [REDACTED]	
Date of birth [REDACTED]	
Address [REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known) [REDACTED]	
Issuing licensing authority (if known) Borough of Poole now BCP Council	

K

<p>Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).</p> <p>No adult entertainment, services activities etc will be provided.</p>
--

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5) None.
Day	Start	Finish	<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6) None
Mon	00:00	24:00	
Tue	00:00	24:00	
Wed	00:00	24:00	
Thur	00:00	24:00	
Fri	00:00	24:00	
Sat	00:00	24:00	
Sun	00:00	24:00	

M

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

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

The relevant mandatory conditions shall apply to the licence.

Other than on New Year's Eve into New Year's Day, any alcohol supplied between 01:00 and 10:00 hours shall only be supplied to residents and their bona fide guests and must be paid for by the resident and not the guest.

b) The prevention of crime and disorder

A CCTV system shall be installed and thereafter maintained in good working order, covering all public parts of the premises on the ground floor.

The system shall operate at all times that the premises are open and all recordings will be stored for a minimum period of 31 days with correct date and time stamping.

Facilities will be made available to allow police and other authorised officers to view recordings on request and to be provided with copies in playable format as soon as reasonably practicable, provided in each case that requests are compliant with data protection regulations. A member of staff who is conversant with the system and authorised to access it should be available at all times that the premises are open to the public.

The system will be checked at least once a week and any fault recorded in the incident log and rectified as quickly as possible.

An incident log shall be kept at the premises. The log should include the date and time of the incident and the name of the member of staff involved. The log to be made available on request to an authorised officer of the Council or the Police, which will record the following:

- (a) all crimes reported to the premises
- (b) all ejections of patrons
- (c) any complaints received
- (d) any incidents of disorder
- (e) any visit by a relevant authority or emergency service.
- (f) any refusal of service of alcohol

c) Public safety

Note for information only – there are no issues relating to this licensing objective and no specific conditions are therefore proposed.

d) The prevention of public nuisance

Noise from within the premises shall not be audible at noise sensitive properties between the hours of 23.00 and 07.00 the following day. It shall not increase the ambient noise levels in the locality and there shall be no dominant frequencies.

Noise from plant and equipment used for heating, ventilation and other ancillary services shall not increase ambient noise levels at noise sensitive properties and there shall be no dominant frequencies.

e) The protection of children from harm

The premises shall operate a "Challenge 25" policy whereby any person attempting to buy alcohol who appears to be under the age of 25 shall be required to produce photographic proof of age in one or other of the forms specified by the mandatory conditions. Signage advertising the "Challenge 25" policy will be prominently displayed at bar serveries.

All staff involved in the sale of alcohol shall be trained with regard to restricted sales (i.e. to persons who are intoxicated or under age) and the terms and conditions of the licence. Refresher training shall take place at least annually. A written record of all staff training shall be maintained, signed by both the trainer and the trainee and the same shall be both retained for a period of 12 months and made available for inspection by authorised officers on request.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee. ☒
- I have enclosed the plan of the premises. ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☒
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. ☒
- I understand that I must now advertise my application. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15). ☐

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

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

Part 4 – Signatures (please read guidance note 11)

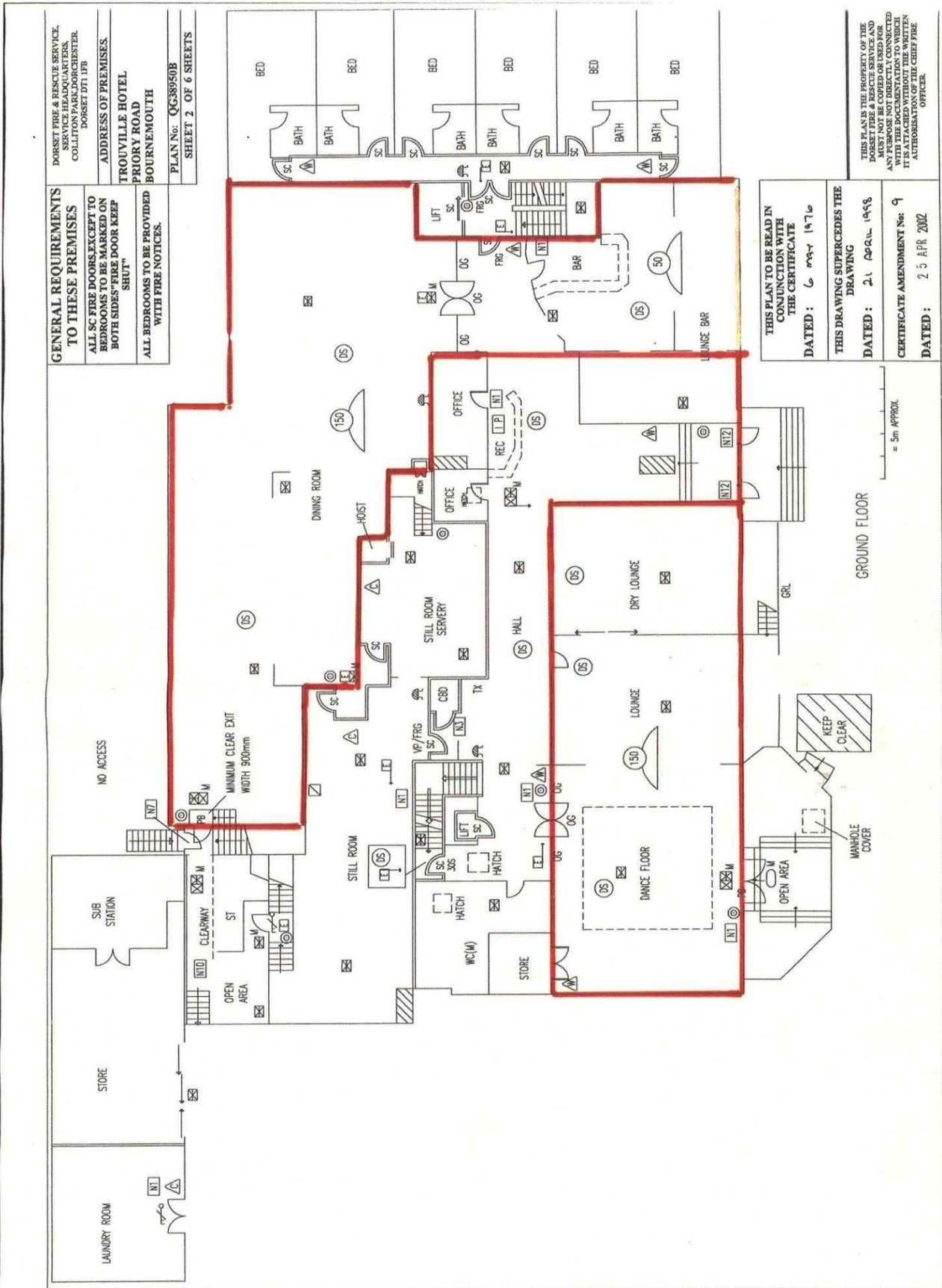
Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

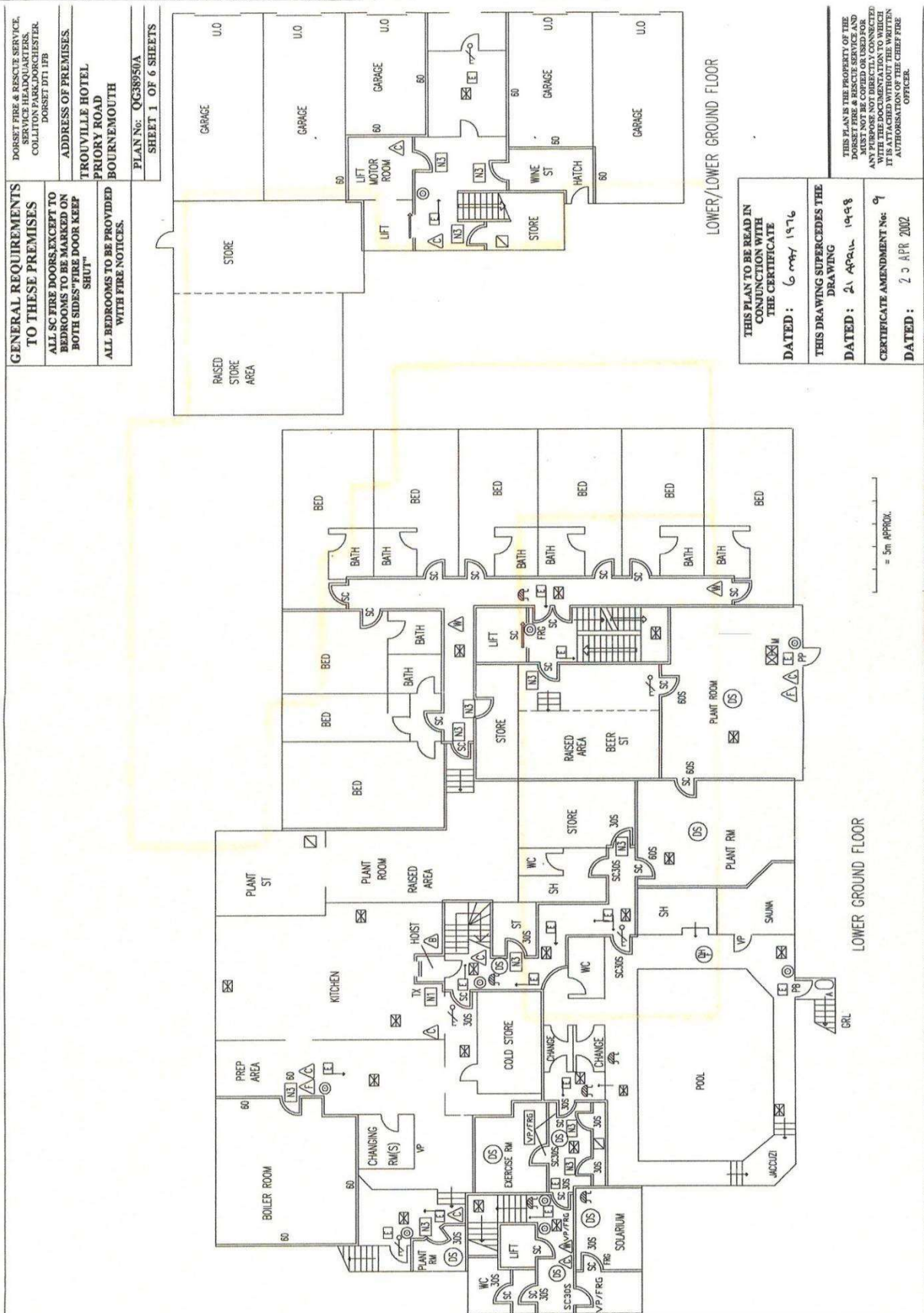
Declaration	<ul style="list-style-type: none"> [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	Philip J Day for Laceys Solicitors LLP
Date	9 th May 2024
Capacity	Solicitors for the Applicant

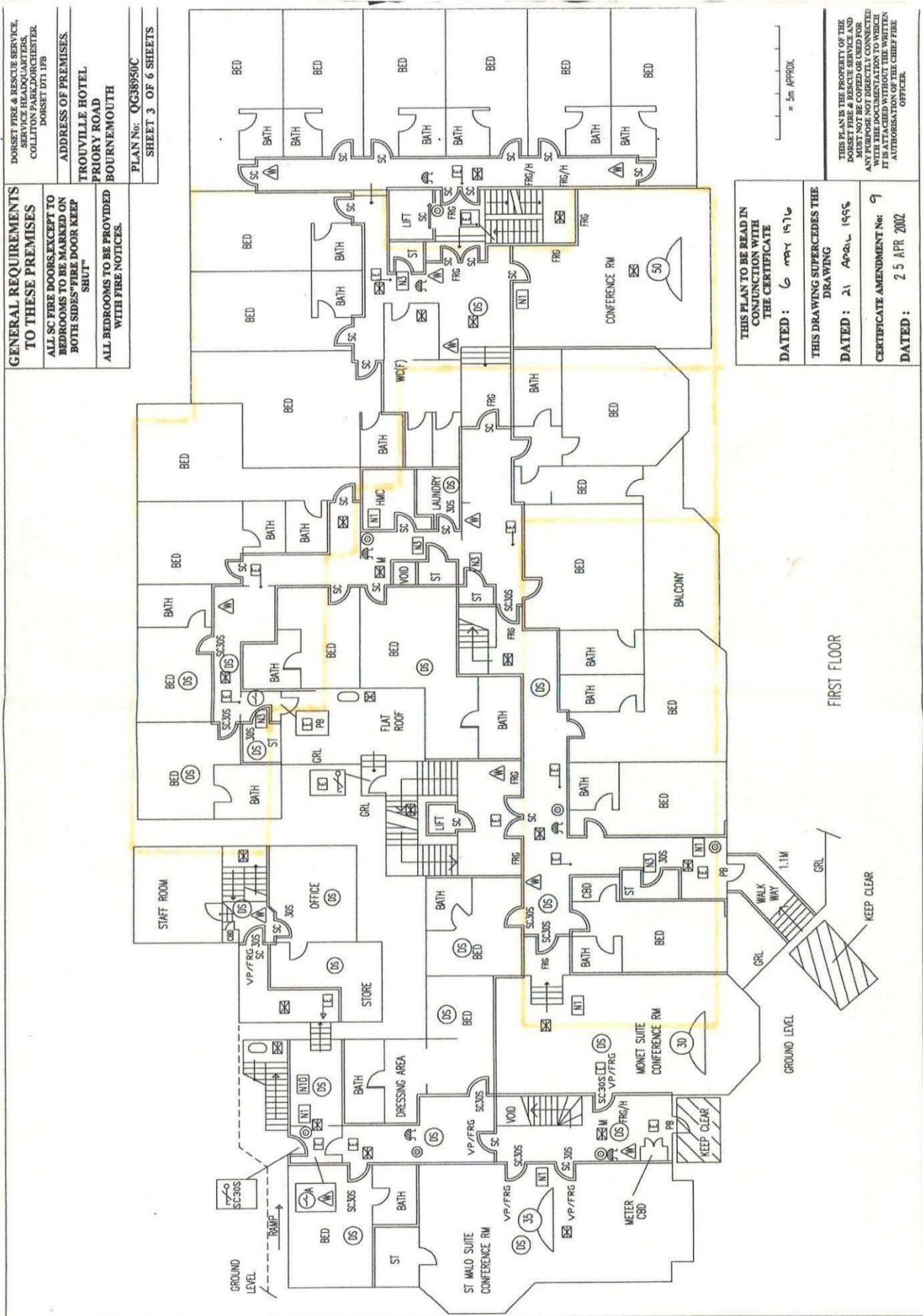
Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
<div style="background-color: black; height: 40px; width: 100%;"></div>			
Post town	<div style="background-color: black; width: 100%; height: 1.2em;"></div>	Postcode	<div style="background-color: black; width: 100%; height: 1.2em;"></div>
Telephone number (if any)	<div style="background-color: black; width: 100%; height: 1.2em;"></div>		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
<div style="background-color: black; width: 100%; height: 1.2em;"></div>			

Notes for Guidance

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







GENERAL REQUIREMENTS TO THESE PREMISES.

DORSET FIRE & RESCUE SERVICE
SERVICE HEADQUARTERS
COLLINGTON PARK, DORCHESTER
DORSET DT1 1PB

ADDRESS OF PREMISES

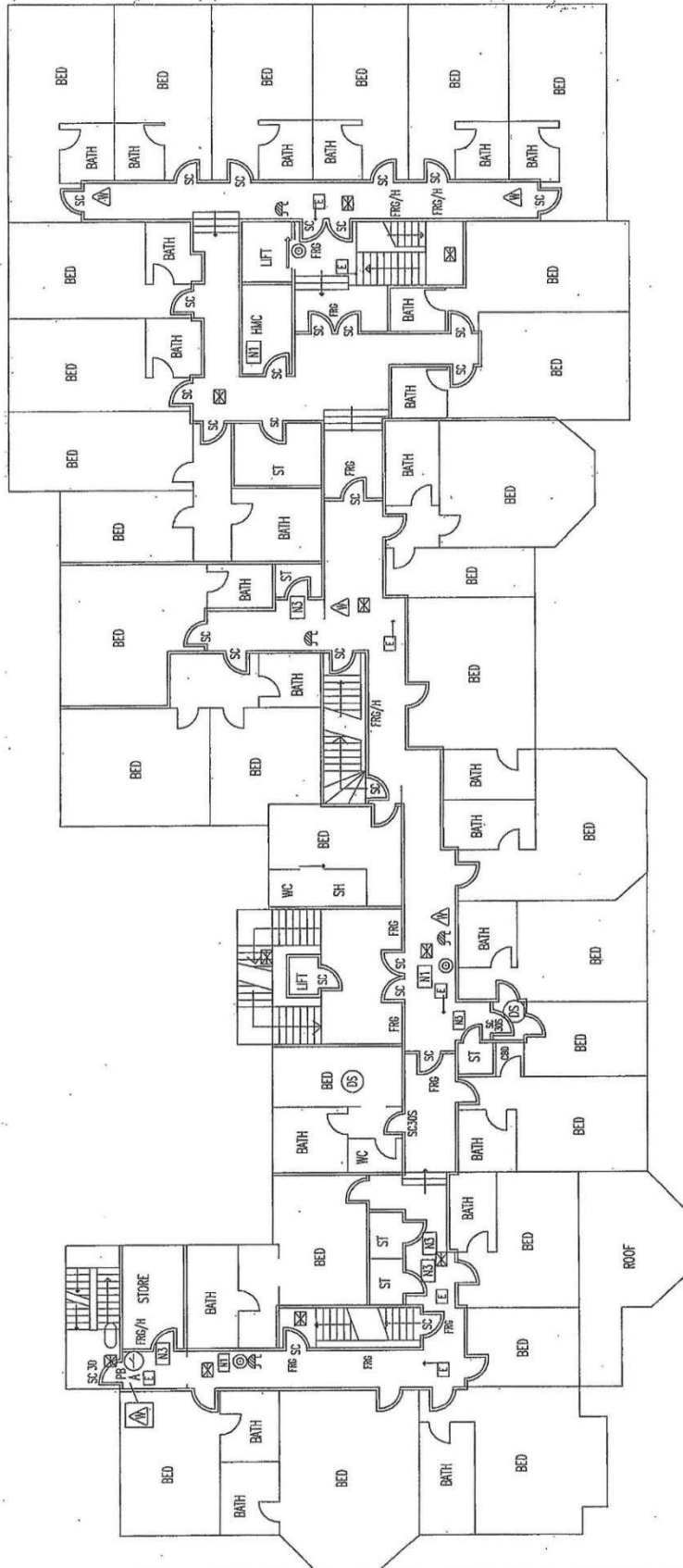
TROUVILLE HOTEL
PRIORY ROAD
BOURNEMOUTH

PLAN No: QG38950D

SHEET 4 OF 6 SHEETS

ALL SC FIRE DOORS EXCEPT TO
BEDROOMS TO BE MARKED ON
BOTH SIDES "FIRE DOOR KEEP
SHUT"

ALL BEDROOMS TO BE PROVIDED
WITH FIRE NOTICES.



SECOND FLOOR

THIS PLAN TO BE READ IN
CONJUNCTION WITH
THE CERTIFICATE

DATED: 6 MAY 1976

THIS DRAWING SUPERCEDES THE
DRAWING

DATED: 21 APRIL 1998

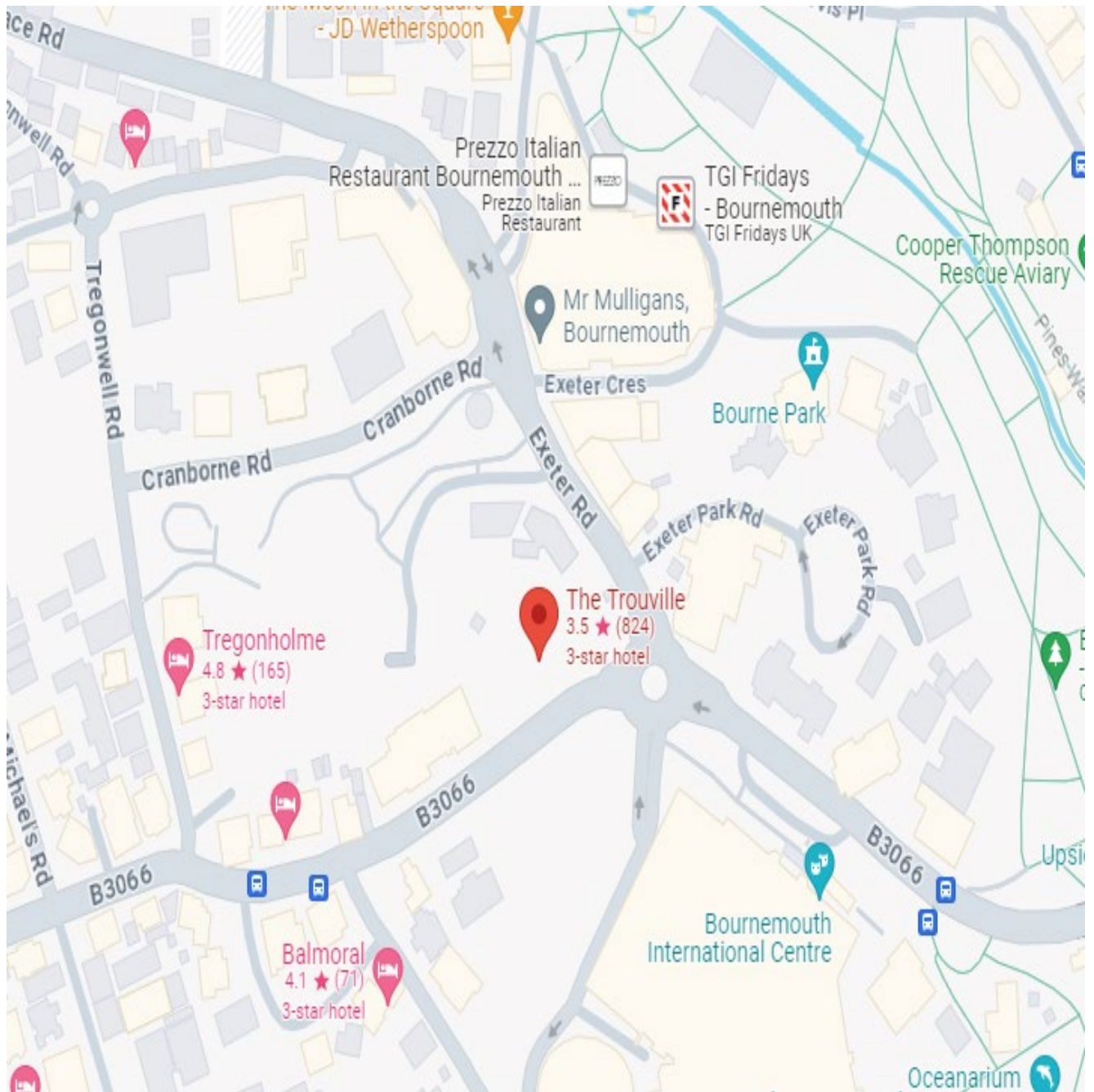
CERTIFICATE AMENDMENT No: 9

DATED: 25 APR 2002

THIS PLAN IS THE PROPERTY OF THE
DORSET FIRE & RESCUE SERVICE AND
MUST NOT BE COPIED OR USED FOR
ANY OTHER PURPOSE WITHOUT THE
WRITTEN PERMISSION OF THE CHIEF FIRE
OFFICER.

5m APPROX.

Appendix 2



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TROUVILLE HOTEL, 5-7 PRIORY ROAD, BOURNEMOUTH, BH2 5DH

APPLICATION FOR NEW PREMISES LICENCE

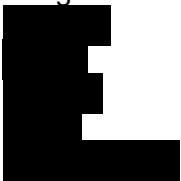


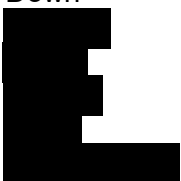
REPRESENTATIONS FROM OTHER PERSONS

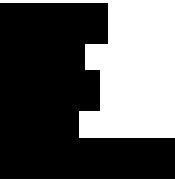





	NAME	REPRESENTATION
1	Andrew Larkham	<p>I wish to object to part of the application to sell alcohol. My objection is allowing the sale of alcohol outside as late as 1am. I have an apartment opposite and feel the noise resulting from selling alcohol outside at that time of night will be unacceptable.</p> <p>Regards Andrew Larkham</p>
2	Alan Williams	<p>Hello, Comment on a licence application I am writing to OBJECT about the alcohol licence application at Trouville Hotel.</p> <p>This is based upon:</p> <ul style="list-style-type: none"> the prevention of crime and disorder - drunk people walking up and down this road will be committing acts of anti social behaviour. It's already bad enough with the pubs and clubs at the bottom of the hill the prevention of public nuisance - there are residential apartments including my own opposite the hotel. People drinking alcohol outside until 1am will bring an unbearable amount of noise public safety - the pavements on both sides of the road are very narrow. It's not safe to pass - particularly with people drinking outside <p>Regards Alan Williams</p>
3	Karen & Anthony Davies	<p>To the BCP licensing department,</p> <p>We own apartment [REDACTED] and our apartment windows are exactly opposite the Trouville Hotel in Priory Road Bournemouth.</p> <p>The hotels application to have a late night indoor and outdoor alcohol licence until 1pm 7 days a week would be devastating for myself and my husbands health and mental well-being. We are both elderly retired pensioners, and we already experience loud noise into the early hours from the pubs and clubs at the bottom of our road, particularly on Friday and Saturday nights. We also experience on a regular basis heavily inebriated people shouting swearing and vomiting and often witness violence and they travel right past our apartment on Priory Road as they leave these premise in the early hours.</p>

		<p>Therefore we hope you will seriously consider how people drinking and loud conversation below our apartment windows seven days and nights a week would be a nightmare for us?</p> <p>We also have our family and small grandchildren stay on a regular basis and the noise and shouting would keep them all awake, not to mention the foul language or worse they may witness or hear.</p> <p>Please don't let this happen to us as we already spend many hours when we are unable to sleep with the loud noise and loud drunken behaviour from the late night clubs and pubs at the bottom of Priory Road.</p> <p>Thank you for considering our objection to this licence being given.</p> <p>Karen & Anthony Davies</p>
4	Roelien Chik [REDACTED]	<p>To who it may concern</p> <p>We own a purpose build holiday let at [REDACTED], right opposite the Trouville Hotel.</p> <p>We can see (and hear) Priory street from our balcony and strongly object to the permit to supply alcohol for extended hours as this will lead to increased anti social behaviour that will affect the holiday stays of our guests (who are mainly families).</p> <p>We have enough drug addicts and drunks wandering the streets late night as it is.</p> <p>Thank you</p> <p>Roelien Chik</p>
5	David & Jacqueline Lampard [REDACTED]	<p>1.</p> <p>Dears Sirs</p> <p>We hereby object to the Tourville Hotel applying for a late drinking licence until 1am inside and outside as we live opposite in West Coast and it is noisy of a night time as it is and with the Tourville Hotel being granted a late licence will be unbearable.</p> <p>Regards</p> <p>David &Jacqueline Lampard</p> <p>2.</p> <p>Dear Sirs</p> <p>Sorry we made a spelling mistake in other email but we write to confirm we Object to the late licensing hours until 1am the Troville has made we live opposite in Westcoast apartment and the noise is quite bad of a nighttime but right opposite will be horrendous for us. We do hope the application is refused so neighbours can sleep at night.</p> <p>Regards</p> <p>David &Jacqueline Lampard</p> <p>3.</p> <p>Dear Sirs</p> <p>We live at [REDACTED] exactly opposite Trouville Hotel at the above address and we write to oppose the application to permit the sale of alcohol until the hours of 01.00 am!! the noise is absolutely ridiculous most weekends as it is and drunken fights and shouting late at night this adds to the tension and noise and anti social behaviour we have to close all</p>


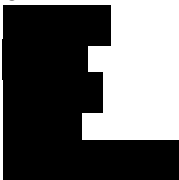
		<p>windows at night even when its really hot weather of a night time because of the noise. We all have families and grandchildren and the noise frightens them . Please so not let this licence go ahead.</p> <p>Regards Jacqueline & David Lampard</p>
6	<p>Wendy Johnson</p> <p>██████</p>	<p>Dear sirs</p> <p>I am writing to strongly object to the licensing application put forward by the Trouville Hotel to sell alcohol until 1am each day both inside and outside. As a resident of the flats directly opposite the Hotel we are regularly disturbed by large groups of revellers returning to their hotels without adding a venue directly opposite our block of flats.</p> <p>The area is a residential area and this is really not appropriate to have alcohol being sold until 1am particularly outside. It is already difficult to sleep in the summer months with the windows open and this would make it impossible.</p> <p>I trust you will refuse their application to sell alcohol until 1am.</p> <p>Thank you</p> <p>Wendy Johnson Coast</p>
7	<p>Sandi Layton</p> <p>██████</p>	<p>1st Email</p> <p>Dear Sir</p> <p>I am writing to strongly object to the Trouville Hotel's recent application to serve alcohol both inside and outside the hotel until 01.00 am. Late night drinking outside the hotel will only generate disruption and an increased level of loud noise in the local area, as Bournemouth is notorious for Stag and Hen parties and holidays, so anywhere with a late alcohol license will be seen as a benefit by the revelers!</p> <p>The hotel is positioned opposite ██████ a residential development, whose residents will be severely impacted if this license is approved.</p> <p>Bournemouth council did approved the construction of the Coast residential development, but since the moment we the residents moved in, it has been an uphill struggle to be get normal residential conditions applied in the area, as it constantly feels that tourists are considered far, far more important than the local rate paying residents.</p> <p>It would be utterly irresponsible of Bournemouth Council to approve late night drinking to 01.00 am, outside the Trouville hotel even if on the hotel premises, knowing that this would negatively impact the local residents across the road.</p> <p>Drinking inside the hotel beyond 11.00, should be restricted to hotel residents only, but even by allowing this, it will probably cause additional noise and disturbance , as the drinkers will no doubt insist on going outside to smoke etc, generating further loud noise, fueled by high alcohol consumption.</p>




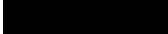
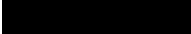
		<p>I would ask the Bournemouth Council to please restrict the outside drinking license at the Trouville Hotel to 20.00 and fine the hotel for every noise complaint generated by Coast residents in relation to a late inside license, if it is granted.</p> <p>Local residents have rights as well as the tourists and these do need to be taken into consideration.</p> <p>As local residents, we would appreciate your help and support with this issue.</p> <p>Yours faithfully</p> <p>S Layton ([REDACTED])</p> <p>2nd Email</p> <p>Afternoon Ellie</p> <p>I have received your email BUT completing the form is utterly impossible - I can not 'save' the document to then complete etc. I will not be attending the hearing as our Daughter is getting married that same week and we will be elsewhere, in order to attend the wedding.</p> <p>I do not see that a hearing is necessary- we as Bournemouth residents have objected, a decision should be made based on those objections.</p> <p>Bearing in mind of the recent murders and attacks in Bournemouth on the beaches and in the parks, ALL very well documented in the media, I can not see how it can be justified that 'take away' alcohol can be sold for people to consume in the streets, on beaches and in parks and that it can be purchased till 01.00 am ! It's just asking for trouble.</p> <p>If you can re- send the document in a format that I can save and complete, then am more than happy to do so</p> <p>Regards Sandi</p>
8	<p>Christopher Burr & Denise Gray</p> <p>[REDACTED]</p>	<p>To whom it may concern . Please accept this letter as our objection to the proposal for an extension to the licensing hours both inside and outside the Trouville until 1.00 hrs daily with extended hours for residents and on New Year's Eve. In respect of the application for outside, the lateness of the hour with the associated noise (likely very loud due to excess imbibing of alcohol), will drastically impact the residents of nearby apartments and be detrimental to their health and wellbeing. Visitors drinking inside, before venturing out at 1.00 hrs., are likely to be rowdy also. Noise, especially at that time of night carries far. This has been notable in the past with hen and stag parties walking along the Westcliff Road in the middle of the night disturbing residents from their sleep. Nearby residents to the Trouville Hotel have work to go to and children have school to attend - being unable to rest and sleep will not assist them in their day to day responsibilities.</p> <p>Christopher Burr Denise Gray</p>

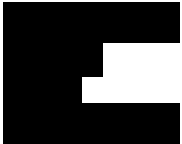
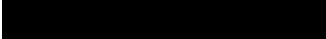
9	Leigh Vaughan 	<p>Good afternoon,</p> <p>I am writing to object to the licence application of Trouville Hotel Ref 217978.</p> <p>As a resident of  which is opposite the Hotel, the hours of the licence are in my opinion excessive and will lead to more noise disturbance. During the weekends, there is currently noise disturbance from establishments such as Bar So to 1812 and Sixty Million Postcards. To add to this noise disturbance, and in such close proximity to a residential site, will be severely detrimental to the health and well being of ALL the residents of Coast.</p> <p>Further to my objection, the area alongside Coast is known for antisocial behaviour. With the introduction of extended licencing there will be a greater risk of more antisocial behaviour in this area which is not protected and therefore poses a greater risk in criminal behaviour which in turn would put residents at risk of criminal damage.</p> <p>To further increase criminal statistics within the BCP area by approving this licence is to further reduce Bournemouth's family friendly atmosphere which is currently sadly lacking.</p> <p>from .</p>
10	Jim & Jenny Down 	<p>1st Email</p> <p>Good Day</p> <p>In regard to the request by ABQ Leisure Ltd, for extended hours for alcohol licensing as well as outside entertaining. We the owners of 10, West Coast, situated basically adjacent to the Troyville Hotel are extremely concerned that this shall be a total invasion of our social wellbeing. We already have many noisy intrusions on Beacon Road, especially throughout the summer and many weekends. We also hear from the bottom of Priory road the noise on the weekends from Bar-So. So having this so near to our residential complex would have an extremely detrimental effect on our living standards, as well as our investment in the property. As no one wants to live across from a nightclub that wants outside entertainment and late night drinking on an ongoing basis</p> <p>We sincerely hope that our concerns are noted upon the hearing of this license request</p> <p>Your faithfully</p> <p>Jim and Jenny Down</p> <p>2nd Email</p> <p>However, categories I, J and M are still an issue - As we generally believe that the noise generation from having outside revellers being allowed to drink up to 5 am in the morning is truly going to make our living conditions unattainable. Especially the 'bona fide' guests leaving the premises in the early mornings.</p> <p>We also believe that the condition of serving residents and bona fide guests can easily be circumvented by having one person 'rent a room' for the night</p>




		<p>and inviting a significant number of guests. This we feel that should be looked at.</p> <p>A question needs to be raised to the applicant - What possible reward would be achieved in granting this extension of the time to 24 hours - unless of course the above is part of their plan</p> <p>Thank you for your attention to this matter</p> <p>Best Regards</p> <p>James Down</p>
11	Paul Hearne 	<p>Good afternoon</p> <p>I'm (we) objecting to the Trouville Hotel late alcohol license they have applied for.</p> <p>It'll cause a lot of problems here, with noise and antisocial behaviour and there's enough of this already happening here.</p> <p>Regards</p> <p>Paul</p> 
12	Laith & Diana Majeed 	<p>Dear Sir/Madam,</p> <p>We live at  and this hotel is just across the road from the apartment block. People drinking and talking outside to that hour would seriously impair our enjoyment of our property, not to mention the ease of getting to sleep for ourselves and our family so I would like to register our objection to granting the license.</p> <p>Yours faithfully,</p> <p>Laith and Diana Majeed</p>
13	Andrew Cowper 	<p>Good Morning ,</p> <p>Please acknowledge this email as a vehement rejection to the above planning application. This would impact greatly the quality of sleep and all round living quality for my family and I. My daughter is a young child <1 and will wake to this noise in the early hours.</p> <p>It will also result in loud drunk patrons outside our home regularly and that is not a pleasant thing considering our lovely location.</p> <p>Kind Regards</p>
14	Joanne Kerr 	<p>Good morning,</p> <p>Further to the extended application for a late alcohol licence I wish to raise my objection on the grounds of encouraging anti social behaviour, late noise pollution and a disturbance to local residents.</p> <p>Yours sincerely</p> <p>Joanne Kerr</p>





15	Jeanette Jones [REDACTED]	<p>Dear Sir/Madam</p> <p>I strongly object to the Trouville Hotel at 5-7 Priory Road Bournemouth BH2 5DH applying to sell alcohol 7 days a week until 1.00am both indoors and outdoors.</p> <p>Coast Apartments on the Priory road both East and West Coast are located directly opposite the Trouville Hotel.</p> <p>A licence to sell alcohol inside and outside of the Trouville Hotel will impact the Residents at Coast greatly with noise.</p> <p>Also the entertainment issue would also impact the Residents especially if loud music was played.</p> <p>Please note that children live at Coast apartments and ALL Residents should not be disturbed in the evenings and at night or at Anytime.</p> <p>Jeanette Jones</p>
16	Shakilla & Abash Ahmed [REDACTED]	<p>Dear Licensing Team</p> <p>We are the owners of [REDACTED] which is the luxury apartment development directly opposite the Trouville hotel. We have balconies and windows facing directly onto the Trouville hotel and already the noise from the hotel activities is a nuisance but with outside drinking this will become unbearable. We strongly object to the issuing of this licence.</p> <p>Kindest Regards Shakilla & Bash Ahmed</p>
17	Teana Boston-Mammah & Jaakko van't Spijker [REDACTED]	<p>Dear BCP council,</p> <p>I want to object in the strongest terms to the granting of the above named license application. I am a homeowner whose property is situated opposite the entrance to the Trouville and would suffer irrevocable harm due to the late night disturbance of selling to those who want to drink on the street outside my apartment. This directly opens the way for the for abuse and misuse of alcohol. Further the noise levels would increase as would the traffic of those looking for alcohol in an area already saturated with the supply thereof. Furthermore, as has often been observed violence is never too far behind much alcohol use and I resent the impact this would have on the area as a whole which is already suffering from parking issues, county lines and late night disturbances on the weekend.</p> <p>The Trouville obtaining this licence would endanger public safety and the safety of the residents living in the Coast complex, it would increase the likelihood of crime and disorder, public nuisance and children being victim to harm. Lastly, I am afraid it would adversely affect our business as we rent the apartment out to summer visitors who would complain about the noise and disturbance, lower our customer rating and our footfall.</p> <p>I sincerely hope you take into account the objections laid out above,</p> <p>Kind regards, [REDACTED] Teana Boston-Mammah & Jaakko van't Spijker</p>

18	Michael & Lesley Carr 	<p>Dear Sirs</p> <p>We consider this application to increase the hours (until 1am) of service of alcohol and the application for music entertainment, particularly anything that will allow/encourage customers to drink/congregate outside the buildings, to be inappropriate. Our bedroom fronts onto Priory Road and is directly opposite the hotel. We already experience noise disturbance from late night revellers returning to nearby hotels from the town centre along Priory Road in the early hours, particularly at week-ends. To allow late night drinking at the Trouville for non-residents and to allow off-sales will certainly add further to this nuisance.</p> <p>Regards</p> <p>Michael & Lesley Carr</p>
19	Richard James 	<p>Reasons for Representation. Please, give information under the relevant Licensing Objective. <i>(Please note you are not required to complete all the boxes unless you feel it is relevant.)</i></p> <hr/> <p>The Prevention of Crime and Disorder:</p> <p>Sale of alcohol until 1.00 every day is likely to have impact on local residents, particularly late at night when residents in premises opposite are trying to sleep</p> <hr/> <p>The Prevention of Public Nuisance: Sale of alcohol, live and recorded music until 1.00 every day is likely to have impact on local residents, particularly late at night when residents in premises opposite are trying to sleep</p> <hr/> <p>Public Safety:</p> <hr/> <p>The Protection of Children from Harm:</p> <hr/>
20	Anonymous	<p>Dear Sir,Madam,</p> <p>I live directly opposite the Trouville Hotel at 36 East Coast.</p> <p>I would strongly object to an alcohol licence from 11am-1am on a daily basis.</p> <p>When they used to server alcohol/drink outside the noise was extremely irritating. The Trouville also often left doors open when they held music events and the noise level was too much, typically stopping at 12pm. This license would fuel the other current drunken behaviour in Priory Road in the late evenings and this extension would exasperate the noise level to become unacceptable on a daily basis.</p> <p>Best regards</p>

21	Philip Ray 	<p>Sir/Madam,</p> <p>As a long term year round resident of The Coast (literally less than 100 feet across the road from The Trouville Hotel), I, along with, I dare say, all of the 80 plus resident/owners would vehemently object to granting such an overly generous Premise License as is being requested. Having drunks outdoors at 1AM is something I experience every Sat and Sun mornings normally around 2/3 AM when they come up Priory Rd from the bars/clubs in town as they walk up towards the hotels in the area shouting/swearing/singing. Any outdoors drinking would be 10ft away from the busiest road going into the town centre. It would also be less than 100ft away from my and fellow residents bedroom windows.</p> <p>Im hoping the Director of ABQ Leisure Ltd (and owner of numerous other hotels in Bournemouth) , Sheikh Ali Abdulla Qassim AlThani, member of the Ruling Family of Qatar (worth £335 billion) will see reason and agree outdoor drinking at 1AM so close to local residents homes is going to cause considerable distress and annoyance to our quality of life. Many of us have invested our life savings into what we had hoped would be an enjoyable environment to live in once we had retired.Im sure the Sheikh will be able to absorb the financial loss of a few £s each night. I am urging you to do the right thing and grant a Premise License somewhat more restrictive (no outdoors drinking; close the bar at 11pm midnight perhaps) to what is being requested. After all, the majority of hotel guests I see arriving from my balcony are elderly people in coaches with walking sticks and walking frames. Not the type of guests who want to hear drunken patrons below their hotel bedrooms.</p> <p>Many thanks from a concerned full time long term resident of Bournemouth.</p> <p>Phillip Ray</p>
22	Stewart Green 	<p>1st Email</p> <p>Dear Sir/madam I wish to object to the above. This will only attract more poor behaviour to the area as well as creating the inevitable noise and rubbish. Worst of all the very steep road and narrow pavements will present a significant safety issue only exacerbated by people the worse for wear with drink who are likely to either stumble into the road themselves or force others to do so. Stewart Green </p> <p> </p> <p>2nd Email</p> <p>Hi,</p> <p>thank you for the application details. I accept that the application is the restoration of a lapsed license , however I note in section J that although in all other sections the supply of alcohol is to bona fide residents and their guests to be consumed on the premises, this section states that alcohol will be supplied for consumption both on</p>

		and off the premises increasing the risk of antisocial behaviour, noise etc around the hotel Regards Stewart Green
23	Keith Lucas 	<p>Dear Ms King,</p> <p>I am writing today to object to any increase to timing for The Trouville Hotel alcohol license. I understand they are applying to sell alcohol 7 days a week until 1.00AM both indoors and outdoors.</p> <p>As I live directly opposite the hotel in , with a balcony looking directly at the hotel, I believe this will increase noise and light and cause me disturbance.</p> <p>Any increase in licensing scope will no doubt impact all those resident across Priory Road in East and West Coast from a noise perspective, as noise travels far and wide at night. It is the lateness of the outside license which gives the most concern, due to it being directly opposite Coast, which is a residential complex.</p> <p>I have copied in Hazel Allen, our Councillor, as I believe many residents will object and she will hopefully be protecting our interest.</p> <p>Yours sincerely Keith Lucas</p>
24	Anonymous	<p>Re: Objection to Alcohol License Extension Application at The Trouville Hotel</p> <p>Dear Sir/Madam,</p> <p>I am writing to formally object to the application for an extension of alcohol licensing hours for The Trouville Hotel located at Priory Road, Bournemouth Dorset. It is located directly in front of our apartment block on Priory Road. Coast apartments occupy the corner of Priory Road and Beacon Road, directly in front of the Trouville Hotel.</p> <p>Grounds for Objection:</p> <p>1. Public Nuisance: Extending the licensing hours is likely to result in increased noise levels from patrons leaving the premises in the early hours. This noise will disrupt the peace and quiet of the neighborhood, particularly affecting residents' sleep and overall quality of life.</p> <p>2. Crime and Disorder: Extending the hours during which alcohol is available could lead to an increase in antisocial behavior, including vandalism, littering, and public intoxication. The risk of crime and disorder in the neighborhood will be heightened, making it less safe for residents.</p> <p>3. Public Safety: Longer licensing hours may result in an increased risk of accidents and injuries, both inside and outside the premises. There could be a higher</p>

		<p>likelihood of road accidents due to drunk driving and potential physical altercations among patrons.</p> <p>4. Protection of Children from Harm</p> <p>The extended hours may increase the exposure of children and young people in the area to late-night disturbances, drunken behavior, and other inappropriate activities. This could adversely affect their safety and well-being.</p> <p>Given these concerns, I strongly urge the licensing authority to reject the application for the extension of alcohol licensing hours at The Trouville Hotel. The potential negative impact on public nuisance, crime and disorder, public safety, and the protection of children from harm significantly outweighs any potential benefits of extending the licensing hours.</p> <p>Thank you for considering my objection. I hope the licensing authority will take these concerns into account when making a decision.</p> <p>Yours sincerely,</p>
25	Jim & Christine Mackenzie 	<p>We would like to object strongly to the application by the Trouville Hotel Bournemouth for extended hours and outside space. This should be rejected on the grounds that it would cause noise and disruption and possible anti social behaviour for local residents such as ourselves. Please confirm receipt of this.</p> <p>Jim & Christine Mackenzie</p>
26	Mrs Bridget Walker 	<p>Dear Sir/Madam</p> <p>RE: ABQ Leisure Limited licensing application relating to Trouville Hotel 5-7 Priory Road Bournemouth BH2 5DH</p> <p>I am the owner of  and I writing to register my objection to the application for the proposed supply of alcohol for consumption on and off the premises, regulated entertainment and the provision of late night refreshment until 1am daily at the Trouville Hotel.</p> <p>This is primarily a residential part of Bournemouth, and to grant this application to extend the hours from the existing license would greatly increase the disturbance to residential occupiers and those holiday makers and visitors that do not wish to stay up late, or drinking late. People need to be able to sleep without being kept awake night after night by loud beating music and drunken antisocial behaviour including shouting, arguing, singing, fighting, being sick and defecating in public places.</p> <p>Bournemouth is not just a holiday destination. A majority of people live and work there and need a good night's sleep to function properly. Coast is opposite the Trouville Hotel and the residents who live there (again, a majority, as there are few holiday lets licensed there) will suffer greatly from these proposed extended hours and loud music. The benefit to a few people visiting the Trouville Hotel for company profit does not justify significantly destroying the quality of life for so many living at Coast and in the surrounding area on a proposed daily basis all year round, particularly when there are plenty of other places people/visitors can visit to drink and listen to music in Bournemouth.</p> <p>There is no shortage of such licensed places in Bournemouth already, and Bournemouth residents should not have to pay through Council Tax contributions for the further mess and clean up that will be required as a result of extending drinking hours at the Trouville Hotel in the immediate surrounding area or beyond, and the further burdening on valuable police resources dealing with more antisocial behaviour as a result.</p>

		<p>I, along with the other Coast residents will continue to follow and object to this application which only detract to a significant degree from the quality of life of people living in the area around the Trouville Hotel and further burden council clean up and policing resources.</p> <p>Please do not grant this application.</p> <p>Yours faithfully</p> <p></p> <p>Bridget Walker</p>
27	Dinesh Mahathevan 	<p>Sir/Madam,</p> <p>As a resident of  (across the road from The Trouville Hotel), I will strongly object to the extra Premise Alcohol License that is being requested.</p> <p>Having disorderly drunks from 10:00am to 01:00 is something I would rather live without.</p> <p>regards,</p> <p>Dinesh</p> <p></p>

LICENSING SUB-COMMITTEE



Report subject	Pirata, 125 Charminster Road, Bournemouth, BH8 8UH
Meeting date	3 July 2024
Status	Public Report
Executive summary	To consider an application by Dorset Police for the review of the premises licence as they no longer have confidence in the licence holder or designated premises supervisor (DPS) to uphold the licensing objectives.
Recommendations	<p>It is RECOMMENDED that:</p> <p>Members consider the following options:-</p> <ul style="list-style-type: none"> (a) Modify the conditions of the licence; and/or (b) Exclude a licensable activity from the scope of the licence; and/or (c) Remove the Designated Premises Supervisor; and/or (d) Suspend the licence for a period not exceeding three months; or (e) Revoke the licence; or (f) Leave the licence in its current state. <p>Members are asked to make a decision at the end of the hearing after all relevant parties have been given the opportunity to speak. Members must give full reasons for their decision.</p>
Reason for recommendations	<p>Where a review application by a responsible authority, or any other person, has been received the scheme of delegation set out in the Council's Constitution states that these applications should be dealt with by the Sub-Committee.</p> <p>The Licensing Authority may only consider aspects relevant to the application that have been raised in the application.</p>

Portfolio Holder(s):	Councillor Kieron Wilson – Housing and Regulatory Services
Corporate Director	Jillian Key - Wellbeing
Report Authors	Sarah Rogers – Principal Licensing Officer
Wards	Talbot & Branksome Woods
Classification	For Decision

Background

1. The application for review of the premises licence, under Section 51 of the Licensing Act 2003, by Dorset Police was received on 15 May 2024.
2. Dorset Police believe that the premises have undermined all four licensing objectives - the prevention of crime and disorder, prevention of public nuisance, public safety and the protection of children from harm licensing objectives.
3. A copy of the review application is attached at Appendix 1.
4. The premises have had the benefit of a premises licence since January 2007 and were transferred to the current licence holder and DPS in January 2020. No changes to the terms and conditions of the licence have been sought since grant. A copy of the current licence is attached at Appendix 2.
5. It is only since 2020 that information has been received regarding concerns over the premises from Dorset Police which are highlighted in the review application. Prior to that time no complaints were received and no concerns raised to the licensing authority.

Consultation

6. A copy of the review application was served on all responsible authorities and the licence holder on 15 May 2024.
7. The Licensing Officer attended the premises on 16 May 2024 and displayed a site notices on the premises and another on a lamppost directly opposite. Two further notices were placed in the main public noticeboards of the council offices in Bourne Avenue and St Stephen's Road. A notice was also published on the council's website.
8. No representations were received from any of the other responsible authorities or any other person.

Options Appraisal

9. Before making a decision, Members are asked to consider the following matters: -
 - The application made by Dorset Police and supplementary evidence provided.
 - The submissions made by or made on behalf of the premises licence holder.

- The relevant licensing objectives, namely the prevention of crime and disorder, prevention of public nuisance, public safety and the protection of children from harm.
- The Licensing Act 2003, Regulations, Guidance and the Council's Statement of Licensing Policy.

Summary of financial implications

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

Summary of legal implications

11. If Members decide on an option available to them which Dorset Police or the premises licence holder does not agree to, they may appeal to the Magistrates' Court within a period of 21 days beginning with the day that they are notified, in writing, of the decision.

Summary of human resources implications

12. There are no human resources implications.

Summary of sustainability impact

13. There are no sustainability impact implications.

Summary of public health implications

14. There are no public health implications

Summary of equality implications

15. There are no equality implications.

Summary of risk assessment

16. There are no risk assessment implications.

Background papers

BCP Council – Statement of Licensing Policy

[SOLP-2020-2025 \(bcp-council.gov.uk\)](https://www.bcp-council.gov.uk/2020-2025-solp)

Hearing Regulations

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

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

[Revised Guidance issued under section 182 of the Licensing Act 2003 \(publishing.service.gov.uk\)](https://publishing.service.gov.uk/guidance/section-182)

Appendices

- 1 – Copy review application and supplementary evidence
- 2 – Location plan
- 3 – Copy current premises licence

BCP Council

Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

I Sergeant Gareth Gosling on behalf of the Chief Officer of Dorset Police

(Insert name of applicant)

apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description	
Pirata 125 Charminster Road	
Post town Bournemouth	Post code (if known) BH8 8UH

Name of premises licence holder or club holding club premises certificate (if known)
Enrico GUADAGNO

Number of premises licence or club premises certificate (if known)
BH093467

Part 2 - Applicant details

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

☐

2) a responsible authority (please complete (C) below)

☒

3) a member of the club to which this application relates (please complete (A) below)

☐

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick ✓ yes

Mr

☐

Mrs

☐

Miss

☐

Ms

☐

Other title
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick ✓ yes

☐

**Current postal
address if
different from
premises
address**

Post town

Post Code

Daytime contact telephone number

**E-mail address
(optional)**

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Drug & Alcohol Harm Reduction Team Bournemouth Police Station 5 Madeira Road Bournemouth Dorset BH1 1QQ
Telephone number (if any)
E-mail address (optional) licensing@dorset.pnn.police.uk

This application to review relates to the following licensing objective(s)

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please tick one or more boxes ✓

<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input checked="" type="checkbox"/>

Please state the ground(s) for review (please read guidance note 2)

The Prevention of Crime and Disorder, Public Safety & Protection of Children from Harm

Over the past 12 months there have been regular reports of concern reported by the public and Police Officers regarding this premises, raising concerns that the premises is presenting a risk to some of the most vulnerable in our communities.

Police Licensing Officers and our partners have had cause to attend the premises and have identified breaches of the existing premises licence, alongside other issues that present concerns of public safety.

Section 11.28 of the Revised Guidance issued under Section 182 of the Licensing Act 2003 by the Home Office states that “*Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance – should be seriously considered.*”

Dorset Police have attempted to engage the current operator to understand the significance of compliance both with licence conditions and ensuring that the licensing objectives are consistently being promoted. Dorset Police have recently become concerned that the operator is no longer willing to engage with our officers or implement any improvements, which we believe should now be brought to the attention of the BCP Council Sub-Committee for their consideration.

Dorset Police no longer have confidence in the DPS or Premises Licence Holder to uphold the licensing objectives at this premises.

Please provide as much information as possible to support the application (please read guidance note 3)

This application for a review of the premises licence for Pirata, 125 Charminster Road, Bournemouth, is being submitted by Dorset Police as we can demonstrate that this premises has undermined the licensing objectives of the Prevention of Crime & Disorder, Public Safety and the Protection of Children from Harm.

It is and always has been the intention of Dorset Police Drug & Alcohol Harm Reduction Team to engage and support licensees throughout Dorset to promote the four licensing objectives of Preventing Crime & Disorder, Preventing Public Nuisance, Promoting Public Safety and Protecting Children from Harm.

It is our expectation that all licensees will endeavour to meet these objectives and fulfil their duty as licensees with responsibilities to uphold these objectives and meet the conditions of their premises licence.

Dorset Police are receiving increased reports of concern regarding this premises, which includes intelligence and evidence which links the operator of this premises with Class A drugs, their lack of welfare and safeguarding for customers and staff (particularly relating to incidents of assault), their inability to meet key conditions of their premises licence, and that the operator no longer wishes to engage with Dorset Police, removing our ability to engage positively with the premise to encourage and support improvement.

Regarding our concerns that the operators of this premises are involved in Class A drugs, Dorset Police have received considerable intelligence from the public which indicates that the operator is supportive of the use of Class A drugs within their premises. We will relentlessly pursue anyone that is supporting or facilitating the use and distribution of Class A drugs in our communities, particularly when linked to a Licensed Premises.

Whilst further detailed information will be provided for the benefit of the members of the Sub-Committee in due course, including the addition of video footage, Dorset Police have evidence that the Licence Holder and Designated Premises Supervisor for this premises has consumed Class A drugs within the premises.

Dorset Police have received two reports of the Premises Licence Holder engaging in sexual activity with another within the public areas of the premises, with at least one of these occasions being visible from the public area outside, and therefore within the sight of passing children and other members of the public conducting their business in this busy area.

Both occasions have allegedly occurred whilst the Premises Licence Holder was operating the premises whilst intoxicated through drink and/or drugs. There have been further incidents, not directly associated with the premises, which supports the view that the Premises Licence Holder is frequently under the influence whilst responsible for the delivery of licensed activities.

Most recently, the Premises Licence Holder failed to produce CCTV footage or effectively manage an incident of violence that emanated from Pirata and escalated in the street outside. This particularly vicious incident that involved several customers and partially obstructed traffic along Charminster Road, led to several females being injured, one of whom appeared to be rendered unconscious, whilst the Premises Licence Holder, responsible for the premises on that evening, failed to act to safeguard any of the victims or de-escalate the situation.

Tackling Violence Against Women & Girls is a priority for Dorset Police and this behaviour must not be tolerated and formal action must always be supported by licence holders and their staff.

Licensing Officers from Dorset Police have attempted to engage with the Licence Holder following reports of incidents of concern at the premises and breaches of the existing premises

licence being identified. The Premises Licence Holder has elected not to respond to the support and advice being offered, which has led to the submission of this Application for Review of a Licensed Premises.

The Section 182 Guidance issued under the Licensing Act 2003 envisages at section 11.28 that *‘Police...and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime’* and that *‘where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance – should be seriously considered’*.

Dorset Police, through our Drug & Alcohol Harm Reduction Team, working with other colleagues within Dorset Police and partners in BCP Council and other responsible authorities, support licensed premises to provide value to their communities and to do so compliantly and in promotion of the licensing objectives. This premises has been identified as not operating to the high standards that are expected by Dorset Police and our partners.

Dorset Police invite the Sub-Committee to consider all of the options available to them under the Licensing Act 2003 with particular consideration to be given to revocation of the Premises Licence as we do not consider at this time that the other options available to the Sub-Committee would sufficiently meet the intentions of Licensing Act 2003 Section 182 Guidance given that the licence holder has consistently failed to meet the conditions of their licence and been subject of many other concerns associated with public safety.

As part of our Supplementary Document, which will be submitted in advance of the hearing, Dorset Police will provide observations associated with each of the outcomes available to the members of the Sub-Committee. This will also likely include an updated schedule of conditions that the members of the Sub-Committee may wish to impose on the existing licence if the revocation of the licence is not considered to be the most appropriate outcome.

It is anticipated that the licence holder may seek to engage in mediation during the forthcoming period of consultation, however, Dorset Police are unlikely to endorse any outcome other than the revocation of the premises licence due to the association of the Licence Holder with Class A drugs.

Whilst fiscal matters are not of concern to the Sub-Committee; if the Licensing Sub-Committee were to revoke the premises licence, Dorset Police are of the view that the business will remain viable given that the community is made up of residential and commercial premises with a high occupancy rate.

Further details of our concerns will be prepared for the benefit of the Sub-Committee members in advance of the hearing.

Have you made an application for review relating to the premises before

☐

If yes please state the date of that application

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

If you have made representations before relating to the premises please state what they were and when you made them

Please tick ✓

yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate ☒
- I understand that if I do not comply with the above requirements my application will be rejected ☒

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

Part 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature

.....

Date **15th May 2024**

.....

Capacity **Police Sergeant**

.....

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.



Pirata, 125 Charminster Road, Bournemouth

This representation is in support of an Application for Review of a Licensed Premises submitted on behalf of Dorset Police. This report is intended to provide both the members of the Licensing Sub-Committee and the licence holder (and their representative) with additional information, context, and evidence in support of the representation. This representation is being completed and submitted as soon as practicable for the benefit of all parties. Whilst all details are correct at the time of completion, Dorset Police reserve the right to amend / introduce additional information and evidence in advance of the hearing.

Background

Pirata is a small bar located on Charminster Road, Bournemouth, which is a busy street comprising a variety of commercial and residential properties at the centre of this vibrant suburb of Bournemouth. The premises has been called a variety of different names over many years. The current premises licence has been held by Mr Enrico Guadagno since the licence was issued to him on the 23rd January 2020. Mr Guadagno is also the Designated Premises Supervisor (DPS) and primary member of staff responsible for the delivery of licensable activities at this premises.

Records held by Dorset Police demonstrate that this premises, and Mr Guadagno, have come to the attention of Dorset Police since October 2021. During this time, Dorset Police have attempted to engage and support Mr Guadagno to achieve improvements and promote the licensing objectives, however, you will note from the below summary that these efforts have failed.

Concerns

On the 10th October 2021 Mr Guadagno was convicted of drink driving and received a 40-month ban from driving as a consequence. This is not the standard of behaviour that is expected of a licensee, who is expected to consistently conduct themselves in accordance with the law. This incident, whilst not brought immediately to the attention of the Drug & Alcohol Licensing Team, undermined the confidence in Mr Guadagno to be capable of delivering safe and compliant licensable activities.

Other concerns can be categorised as follows and will be further explained below –

- Breach of Conditions of existing premises licence
- Mismanagement of violent incidents
- Use of Class A drugs within the premises

Breach of Conditions

Many of the current conditions are themselves not enforceable due to the wording that has been used, however, following visits conducted by Dorset Police, breaches of the following conditions have been apparent –

- 2.3 ...alcohol will not be served to anyone who is drunk
- 2.5 There will be a strict zero tolerance to drugs and alcohol abuse
- 2.8. Staff shall be trained in-house to deal with public safety and well being.
- 2.10. Staff will also be trained to deal with any person who appear drunk, in a safe and appropriate manner by not serving them alcohol.
- 2.19. The tables and chairs in the outside area shall be removed at 22:00 each Day.

Whilst relatively minor in nature, these breaches demonstrate that there has been a lack of control over the premises prior to our visits. During the most recent visit on the 12th October 2023, the DPS was invited to address these conditions and requested advice as to how to remove conditions from the premises licence.

A further email was sent to the DPS with suggested conditions that might support better promotion of the licensing objectives, alongside the removal of conditions that were operationally challenging for them to meet, including the moving of chairs and tables at the end of each evening. No response was received, and no response was received to the follow-up email sent to the licence holder on the 3rd April 2024.

Mismanagement of Violent Incidents

There has been considerable community intelligence which suggests that it is common for incidents of disorder not to be reported to Police or recorded at the premises. Most notably, an incident which occurred in the early hours of the 7th April 2024 involved a group of adults involved in a confrontation as they left Pirata. CCTV footage from elsewhere captured one primary aggressor assaulting several females, appearing to cause one of the females to become unconscious.

When asked to provide an account of the incident, the licence holder provided a muted version of events and declined to support the Police investigation with a witness statement. When asked to produce the CCTV from within the premises, the licence holder stated that the CCTV system was working, however, had been turned off at the time that this incident had occurred.

CCTV footage from nearby clearly shows that the licence holder has made minimal efforts to intervene and was known to have visited a nearby licensed premises whilst the incident continued to unfold, and medical attention was required. No call had been made to the Police by the licence holder and the premises was left unattended.

Use of Class A drugs within the premises

Dorset Police have received several separate intelligence reports from a variety of sources between October 2022 and May 2024 that the licence holder is involved in the use of drugs at Pirata during operating hours.

There have been some additional intelligence reports that the licence holder is linked to the supply of drugs to young people, however, this has not been corroborated at this time.

Most concerningly, Dorset Police have received evidence that corroborates that the licence holder is linked to the use of drugs within the premises during operating times. This evidence will be shared with members of the Sub-Committee and the respondent in due course.

The use of any illegal substance within licensed premises will not be tolerated. It is unfortunate that despite the efforts of licence holders to implement measures to discourage and prevent drug use within licensed premises, the presence of drugs within licensed premises remains a constant challenge for many licensed premises.

The intelligence and evidence available to Dorset Police indicate that the licence holder is encouraging the use of drugs at the premises.

Available Outcomes to the Sub-Committee

To assist the members of the Sub-Committee in their determination, Dorset Police make the following submissions in relation to the available outcome options in respect of this Application for Review of a Premises Licence.

Take No Action

Dorset Police are concerned that not only has this premises been brought to our attention for several reasons on numerous occasions over the past 12 months, but also that the licence holder is failing to engage with our team to achieve the necessary improvements to ensure that the licensing objectives are being consistently promoted.

It is accepted that there may be a requirement for support and engagement to achieve compliance, thereby providing a valuable asset for the community. Ensuring that the premises is safe and not presenting a risk to the community is imperative.

Dorset Police are concerned, however, that despite the efforts of Dorset Police and our partners to seek improvements, this premises continues to undermine the licensing objectives.

The concerns identified by Dorset Police and those highlighted by the public, demonstrates that taking no action is not an appropriate determination following this hearing.

Exclude Licensable Activities from the Premises Licence

The current Premises Licence permits the following licensable activities -

Films

Monday – Sunday 20:00 – 23:00

Exhibition of films will take place indoors.

Live Music

Monday – Sunday 18:00 to 02:00

Performance of live music will take place indoors.

Recorded Music

Monday – Sunday 08:00 to 03:00

Playing of recorded music will take place indoors.

Performances of Dance

Monday – Sunday 18:00 to 02:00

Performance of dance will take place indoors.

Late Night Refreshment

Monday – Sunday 23:00 to 03:00

Provision of late-night refreshments will take place indoors and outdoors.

Supply of Alcohol

Monday – Sunday 10:00 to 02:00

Whilst daytime operating is permitted, this premises is rarely open during daytime hours and is instead operated principally as a late-night bar with entertainment. Dorset Police cannot provide any evidence which suggests that reducing the hours permitted for the sale of alcohol or other licensable activity will reduce the likelihood of the licensing objectives being undermined.

Sub-Committee members may wish to consider this option if it was intended to significantly alter the impact of this premises by reducing the operating hours of the premises. Whilst not necessarily applicable to this premises, Dorset Police receive significantly less crime and disorder concerns associated with premises with terminal hours of 2300hrs or earlier.

Dorset Police accept that if no licensable activities were taking place the premises could remain operational and that many of the concerns highlighted above would remain. This would then be managed by the authorities under legislation outside of the Licensing Act 2003.

Modify / Add Existing Conditions

If the Sub-Committee members were inclined to consider modifying the existing conditions, Dorset Police draw the attention of the members to the existing conditions attached to the Premises Licence, which were agreed some time ago. Several of these conditions are no longer considered appropriate to this premises which has evolved considerably through the various changes in ownership, without any significant changes to the premises licence.

Dorset Police do not consider that any further conditions would resolve the concerns that have been detailed above, however, if the members of the Sub-Committee were inclined to allow the Premises Licence to remain in place, Dorset Police would ask that consideration be given to the following amendments to the conditions attached to the existing premises licence-

~~2.1. Films will be shown for their musical dance content and shown to an all ticket audience, on special dates, with restricted entrance.~~

~~2.2. Live music shall be played on special days and entrance restricted and controlled.~~

2.3. Staff will also be trained not to serve alcohol to anyone who is under the legal age of 18 (unless accompanied by parents or an adult), and identification of anyone who appears to be under 18 will be checked. In addition alcohol will not be sold to any person who appears to be drunk.

Replace with:

All staff working at the premises concerned with the sale of alcohol shall be trained in accordance with an accredited training scheme on the law relating to prohibited sales, the age verification policy adopted by the premises and the conditions attaching to the premises licence. Refresher training shall be provided at least once every 6 months. A record shall be maintained of all staff training and that record shall be signed by the person receiving the training and the trainer. The records shall be kept for a minimum of 12 months and made available for inspection by police, licensing or other authorised officers.

~~2.4. Drinks will be served in plastic containers on event days and consumption in the outside licensed area shall be restricted until 23.00 hrs.~~

~~2.5. There will be a strict zero tolerance to drugs and alcohol abuse.~~

2.6. Entrance numbers shall be restricted.

Replace with :

*There shall be no more than **** customers on premises at any time (check with your Fire Risk Assessment)*

2.7. Fire exits shall be kept clear and any hazards removed.

~~2.8. Staff shall be trained in-house to deal with public safety and well being.~~

2.9. Outdoor area shall be swept and debris cleared regularly.

~~2.10. Staff will also be trained to deal with any person who appear drunk, in a safe and appropriate manner by not serving them alcohol.~~

2.11. Customers shall be asked to leave premises quietly and notices shall be displayed detailing such.

~~2.12. Smokers shall be restricted to the outside licensed area and asked to respect neighbours.~~

2.13. All doors and windows will be kept closed after 2130 hours on any day when regulated entertainment takes place (except for access and egress). The exception being when incidental music only is being played (e.g. music played at a low level in the background) when all doors and windows will be closed after 2300 hours).

2.14. Live music shall consist of no more than two performers at any one time.

2.15. No rubbish including bottles will be moved, removed or placed in outside areas between 23:00 and 08:00.

2.16. Before the variation takes effect in relation to recorded music and live music a noise limiter shall be installed and set to a level to the satisfaction of the Environmental Health Officer. Only when written approval is given shall the variation (in relation to recorded and live music) take effect.

2.17. There shall be no more than 2 events per week which involve the provision of live music and/or recorded music until 02:00. (Except on Bank Holiday weekends when there can be up to 3 such

events). At all other times the provision of live music shall cease at 00:00 hrs and the provision of recorded music shall cease at 01:00.

2.18. The outside pavement area shall only have 2 tables and 4 chairs at any one time.

~~2.19. The tables and chairs in the outside area shall be removed at 22:00 each Day.~~

2.20. After 23:00 only customers wishing to smoke shall use the outside area.

2.21. There shall be no consumption of alcohol ~~and/or food~~ after 23.00 in the outside area.

2.22. There shall be appropriate signage advising customers of the arrangements outside.

2.23. There shall be active staff monitoring of the outside area when the premises is open.

~~2.24. No children shall be permitted in the bar on events nights, except for dining times and family parties.~~

~~2.25. Young children should be accompanied by adults for dining before 19:00.~~

~~2.26. Identification shall be sought from any person who appears to be under the age of 21 before the sale of alcohol.~~

~~2.27. Children will no be served alcohol and staff will be trained to abide by the laws regarding the sellin or serving of alcohol to children who are under 18, unless the children are accompanied by parents or adults. If there is any doubt to the age of the person wishing to buy alcohol, staff will be trained to ask for proof of identification to confirm the persons age.~~

NEW Conditions proposed -

An incident log shall be kept at the premises. The log shall include the date and time of the incident and the name of the member of staff who has been involved. and made available on request to an authorised officer of the Council or the Police, which shall record the following:

- (a) any complaints received
- (b) any incidents of disorder
- (c) any faults in the CCTV system /or searching equipment / or scanning equipment
- (d) any refusal of the sale of alcohol
- (e) any visit by a relevant authority or emergency service
- (f) all crimes reported to the venue
- (g) all ejections of patrons
- (h) all seizures of drugs or offensive weapons

This log to be checked on a weekly basis by the DPS of the premises.

A personal Licence holder to be on the premises at all times that licensable activities are provided.

A minimum of 2 staff to be employed on the premises at all times that licensable activities are provided.

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

A CCTV system shall be installed to cover all entry and exit points enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record and

cover areas where alcohol is kept for selection and purchase by the public, whilst the premises is open for licensable activities. It shall operate during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with correct date and time stamping. Recordings shall be made available immediately upon the request of Police or an authorised officer of the council throughout the preceding 31 day period. The CCTV system shall be updated and maintained according to police recommendations.

A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.

CCTV shall be downloaded on request of the Police or authorised officer of the council. Appropriate signage advising customers of CCTV being in operation, shall be prominently displayed in the premises.

A documented check of the CCTV shall be completed weekly to ensure all cameras remain operational and the 31 days storage for recordings is being maintained.

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

There must be a minimum of 2 SIA Door Supervisors to be employed Thursday – Saturday, and any day preceding a Bank Holiday from 21:00 – close and the last customer has dispersed from the vicinity. A Risk Assessment must be conducted to determine any additional SIA resources and the outcome of that risk assessment to be met and available for inspection by an authorised person or Dorset Police upon request.

An SIA Log Book to be completed detailing the name and 16 digit badge number of the SIA on duty and the register signed by the DPS or duty manager at the end of each shift. This log must always remain on the premises.

Dorset Police do not consider that these conditions would fully address the concerns detailed above. No comment have been made in respect of conditions that relate to Public Nuisance which are the responsibility of BCP Council Environmental Health.

These proposals would simply update the current conditions attached to the existing premises licence and add conditions that are commensurate to this type of premises under appropriate management.

Remove the Designated Premises Supervisor

Paragraph 11.21 of the Revised Guidance under Section 182 of the Licensing Act 2003 states that, *“licensing authorities should be alive to the possibility that the removal and replacement of the designated premises supervisor may be sufficient to remedy a problem where the cause of the identified problem directly relates to poor management decision made by the individual”*.

Dorset Police can evidence that the current Premises Licence Holder and DPS is responsible for the mismanagement of this premises and is the cause of much of the concern detailed above. They have failed to meet the conditions of the premises licence, support their customers to do the same and have been the subject of some of the more serious concerns highlighted above.

If the members of the Sub-Committee have no confidence in the current DPS, who is the same person as the PLH, Dorset Police invite the members of the Sub-Committee to reflect this by revoking the Premises Licence. The only other alternative would be to transfer the Premises Licence to another PLH, which is not an option available to members of this Sub-Committee.

Suspend the licence for a period (not exceeding 3 months)

Any temporary suspension of this Premises Licence is unlikely to result in any substantial improvement as we have, together with our partners, attempted to support and encourage improvement at this premises on several occasions over the past 12 months, with no success.

Dorset Police would only support a suspension of the Premises Licence if the Sub-Committee members considered it necessary to assist the Premises Licence Holder to put any necessary measures in place.

Revoke the Licence

Dorset Police support the view that this option should be a last resort for the Sub-Committee. Whilst fiscal issues are outside of the considerations of the Sub-Committee, Dorset Police consistently adopt a proportionate approach, wherever possible, to remain sensitive to commercial viability of businesses and to ensure that we support an outcome which reflects the concerns identified. If this premises were to have the permission for the sale of alcohol revoked, they could diversify to other activities or purpose.

Dorset Police acknowledge the value that licensed premises add to communities as places of social and economic value, however, where the presence of a licensed premise becomes detrimental to a community or presents a risk to those that enjoy the use of a licensed premise, appropriate action must be taken to seek improvement and address those concerns.

Dorset Police have identified and continue to receive reports of concerns associated with this premises. No further engagement tools are available to Dorset Police that will support the management of this premises to improve their operating practices to enable compliance and if this Premises Licence were to remain in effect, then it is likely that the conditions of the licence will continue to be breached, mismanagement will continue to occur, and the licensing objectives will be undermined.

Conclusion

Dorset Police invite the Sub-Committee to follow the Section 182 Guidance, issued by the Secretary of State, which invites the members of the Sub-Committee to consider the above options in their determination. It is our view that to avoid the revocation of the Premises Licence, the members of the Sub-Committee should be satisfied that one of the alternative outcomes will mitigate the concerns that have been highlighted above.

This premises has benefitted from a disproportionately high level of support and intervention than other premises of a similar nature and size throughout the BCP Council area. Dorset Police and our partners recognise our role to engage positively and support licence holders to achieve compliance and to uphold the licensing objectives. Whilst Dorset Police value the significance of each of the licensing objectives, concerns are heightened when there is a risk to the prevention of crime and disorder, where immediate action is prioritised.

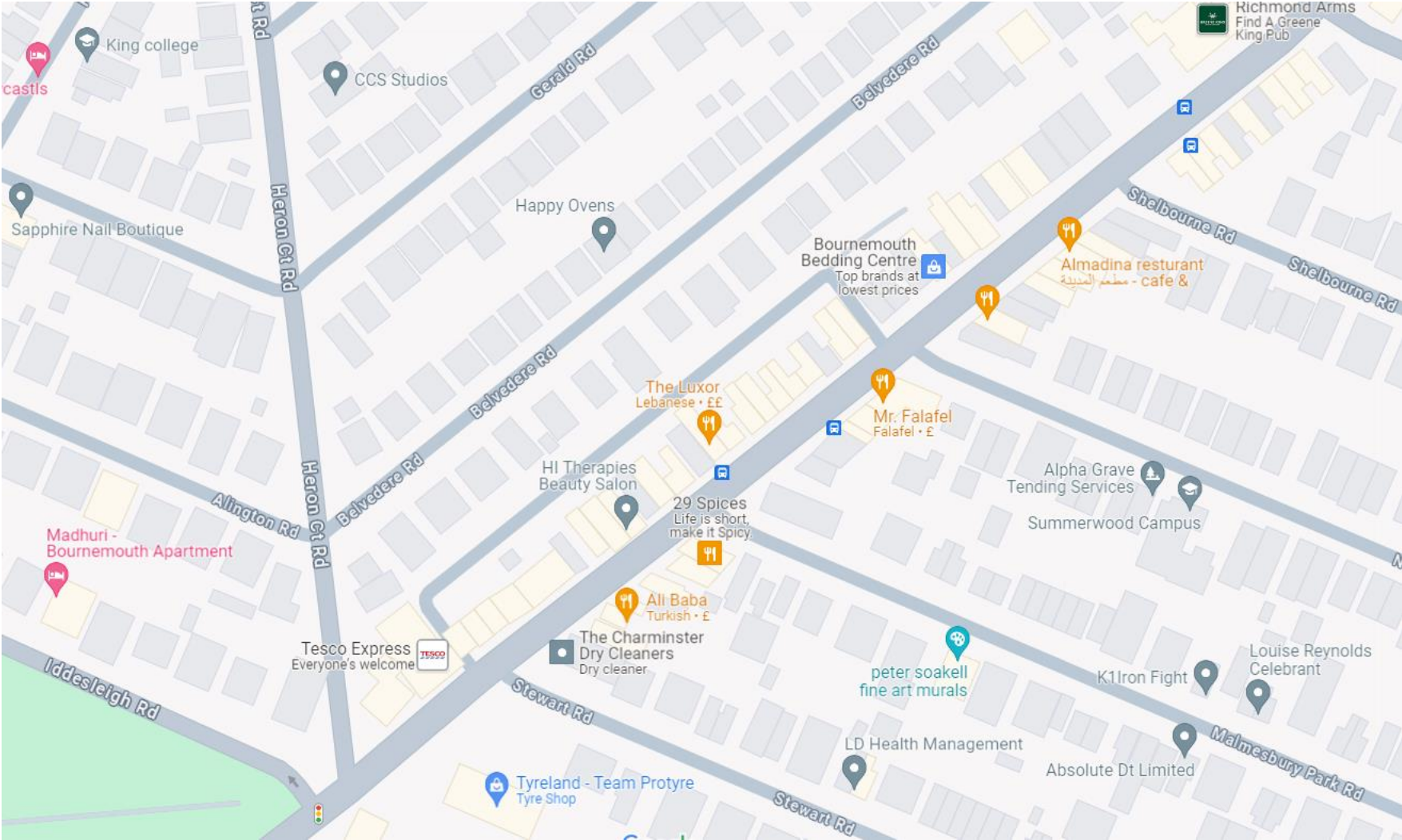
This is particularly the case for matters where violence against women and girls (VAWG) is apparent, which has been associated to this premises as has been evidenced. Dorset Police invite the members of the Sub-Committee to consider this report, alongside the appendices and CCTV footage, and support us to ensure that we only support licensed premises that operate to the highest standard in the BCP Council area.

The association between class A drugs and the licence holder, coupled with violence, cannot be ignored. Dorset Police consider that revocation of this licence would be proportionate in support of our efforts to tackle the use of Class A drugs in our communities, particularly when associated with licensed premises.

Dorset Police do not intend to repeat our above concerns to the members of the Sub-Committee during the hearing, however, as the Licensing Authority's main source of advice on matters relating to crime and disorder, we will be pleased to answer any further questions that you may have during the hearing.

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APPENDIX 2



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Premises Licence Part A

Premises licence number: BH093467

Postal address of premises, or if none, ordnance survey map reference or description:	
Pirata 125 Charminster Road	
Post town: Bournemouth	Post Code: BH8 8UH
Telephone number: 01202 511911	

Licensable activities authorised by the licence:
Live Music Recorded Music Performances of Dance Late Night Refreshment Supply of Alcohol

The times the licence authorises the carrying out of licensable activities:
Films Monday - 20:00 – 23:00 Tuesday - 20:00 – 23:00 Wednesday - 20:00 – 23:00 Thursday - 20:00 – 23:00 Friday - 20:00 – 23:00 Saturday - 20:00 – 23:00 Sunday - 20:00 – 23:00 Exhibition of films will take place indoors.
Live Music Monday - 18:00 to 02:00 Tuesday - 18:00 to 02:00 Wednesday - 18:00 to 02:00 Thursday - 18:00 to 02:00 Friday - 18:00 to 02:00 Saturday - 18:00 to 02:00 Sunday - 18:00 to 02:00 Performance of live music will take place indoors.
Recorded Music Monday - 08:00 to 03:00 Tuesday - 08:00 to 03:00 Wednesday - 08:00 to 03:00 Thursday - 08:00 to 03:00 Friday - 08:00 to 03:00 Saturday - 08:00 to 03:00 Sunday - 08:00 to 03:00 Playing of recorded music will take place indoors.
Performances of Dance Monday - 18:00 to 02:00 Tuesday - 18:00 to 02:00 Wednesday - 18:00 to 02:00 Thursday - 18:00 to 02:00 Friday - 18:00 to 02:00 Saturday - 18:00 to 02:00 Sunday - 18:00 to 02:00 Performance of dance will take place indoors.

Late Night Refreshment

Monday - 23:00 to 03:00

Tuesday - 23:00 to 03:00

Wednesday - 23:00 to 03:00

Thursday - 23:00 to 03:00

Friday - 23:00 to 03:00

Saturday - 23:00 to 03:00

Sunday - 23:00 to 03:00

Provision of late-night refreshments will take place indoors and outdoors.

Supply of Alcohol

Monday - 10:00 to 02:00

Tuesday - 10:00 to 02:00

Wednesday - 10:00 to 02:00

Thursday - 10:00 to 02:00

Friday - 10:00 to 02:00

Saturday - 10:00 to 02:00

Sunday - 10:00 to 02:00

The opening hours of the premises:

Monday - 07:00 to 03:00

Tuesday - 07:00 to 03:00

Wednesday - 07:00 to 03:00

Thursday - 07:00 to 03:00

Friday - 07:00 to 03:00

Saturday - 07:00 to 03:00

Sunday - 07:00 to 03:00

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

Alcohol will be consumed on the premises.

Part 2

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

Mr Enrico Guadagno

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

Mr Enrico Guadagno

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol:
--

BH101861

Bournemouth Borough Council

Annex 1 – Mandatory conditions

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

- 1.1. There shall be no sale or supply of alcohol when there is no designated premises supervisor in respect of this premises licence or at a time when the said premises supervisor does not hold a personal licence or when his/her licence is suspended.
- 1.2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
- 1.3. Admission of children (under the age of 18) to any exhibition of films must be restricted in accordance with the film classification body designated as the authority under Section 4 of the Video Recordings Act 1984.
- 1.4. Where the film classification is not specified or the relevant licensing authority has notified the premises licence holder under Section 20 (3)(b) of the Licensing Act 2003, the admission of children

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

- 1.5.
 1. The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 2. In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises –
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to -
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti- social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
- 1.6. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

1.7.

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

1.8. The responsible person must ensure that -

- (c) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
- (d) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (e) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

The Licensing Act 2003 (Mandatory Conditions) Order 2014

1.9.

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

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

Where –

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

- (h) “relevant person” means, in relation to premises in respect of which there is in force a premises licence -
 - (vii) the holder of the premises licence,
 - (viii) the designated premises supervisor (if any) in respect of such a licence, or
 - (ix) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
 - (i) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
 - (j) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
6. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
7. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 – Conditions consistent with the operating schedule

General

- 2.1. Films will be shown for their musical dance content and shown to an all ticket audience, on special dates, with restricted entrance.
- 2.2. Live music shall be played on special days and entrance restricted and controlled.

Prevention of Crime & Disorder.

- 2.3. Staff will also be trained not to serve alcohol to anyone who is under the legal age of 18 (unless accompanied by parents or an adult), and identification of anyone who appears to be under 18 will be checked. In addition alcohol will not be sold to any person who appears to be drunk.
- 2.4. Drinks will be served in plastic containers on event days and consumption in the outside licensed area shall be restricted until 23.00 hrs.
- 2.5. There will be a strict zero tolerance to drugs and alcohol abuse.
- 2.6. Entrance numbers shall be restricted.

Public Safety

- 2.7. Fire exits shall be kept clear and any hazards removed.
- 2.8. Staff shall be trained in-house to deal with public safety and well being.
- 2.9. Outdoor area shall be swept and debris cleared regularly.

- 2.10. Staff will also be trained to deal with any person who appear drunk, in a safe and appropriate manner by not serving them alcohol.

Prevention of Public Nuisance

- 2.11. Customers shall be asked to leave premises quietly and notices shall be displayed detailing such.
- 2.12. Smokers shall be restricted to the outside licensed area and asked to respect neighbours.
- 2.13. All doors and windows will be kept closed after 2130 hours on any day when regulated entertainment takes place (except for access and egress). The exception being when incidental music only is being played (e.g. music played at a low level in the background) when all doors and windows will be closed after 2300 hours.
- 2.14. Live music shall consist of no more than two performers at any one time.
- 2.15. No rubbish including bottles will be moved, removed or placed in outside areas between 23:00 and 08:00.
- 2.16. Before the variation takes effect in relation to recorded music and live music a noise limiter shall be installed and set to a level to the satisfaction of the Environmental Health Officer. Only when written approval is given shall the variation (in relation to recorded and live music) take effect.
- 2.17. There shall be no more than 2 events per week which involve the provision of live music and/or recorded music until 02:00. (Except on Bank Holiday weekends when there can be up to 3 such events). At all other times the provision of live music shall cease at 00:00 hrs and the provision of recorded music shall cease at 01:00.
- 2.18. The outside pavement area shall only have 2 tables and 4 chairs at any one time.
- 2.19. The tables and chairs in the outside area shall be removed at 22:00 each Day.
- 2.20. After 23:00 only customers wishing to smoke shall use the outside area.
- 2.21. There shall be no consumption of alcohol and/or food after 23.00 in the outside area.
- 2.22. There shall be appropriate signage advising customers of the arrangements outside
- 2.23. There shall be active staff monitoring of the outside area when the premises is open.

The protection of children from harm

- 2.24. No children shall be permitted in the bar on events nights, except for dining times and family parties.
- 2.25. Young children should be accompanied by adults for dining before 19:00.
- 2.26. Identification shall be sought from any person who appears to be under the age of 21 before the sale of alcohol.
- 2.27. Children will not be served alcohol and staff will be trained to abide by the laws regarding the selling or serving of alcohol to children who are under 18, unless the children are accompanied by parents or adults. If there is any doubt to the age of the person wishing to buy alcohol, staff will be trained to ask for proof of identification to confirm the person's age.

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

None attached

Annex 4 – Plans

This licence is issued in accordance with the plan 093467, dated 05 December 2006, as attached.

Premises Licence Plan.

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1. *What are the main components of a business plan?*
 2. *How does a business plan help in securing funding?*
 3. *What are the key financial ratios to monitor?*
 4. *How can a business plan be used for strategic planning?*
 5. *What are the common mistakes to avoid when writing a business plan?*

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STILLER, RICHARD M. JR.

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status powered with secondary battery power supply. Provide a
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Steel beams carrying two-story construction for the entrance, 1987, using outer layer of 12-in. "Cypsel" wall footing on 18-in. concrete slabs 20 in. at a slope 2:1. Outer projections with 100% structural emphasis design. Steel is painted with mineral epoxy around plate in this area. Through wall four as first step and second step surface the roof.

Days in restaurant and kitchen work, All missing
 paid. Allow to study waiters/waitresses
 1.27 w/ student approved handwriting (phonetic
 correction)

EMERGENCY LIGHTING.

EMERGENCY LIGHT FITTING, NON-HAARFRAED PAKT THUIS
HELE BATTERIJ BACK-UP (GL TO BUS 3256 PL 115N
(SUPPLY AND FIT)

**WANT TO EMERGENCY SOFTWARE? GET A
YEARLONG SUBSCRIPTION TO CD PRODUCTIONS
(SUSPENSE AND FUN)**

BANGKOK

DOORS

NEW YORK FIRE DOOR WITH GOLD EMBROIDERED
WARRANTY STITCHES & FOUR COLORED BRASS TRAILS
AND STOPS TO BE SET IN TO 14 AND REFER TO
DOOR SCHEDULE FOR DOOR STOPS

[illegible]

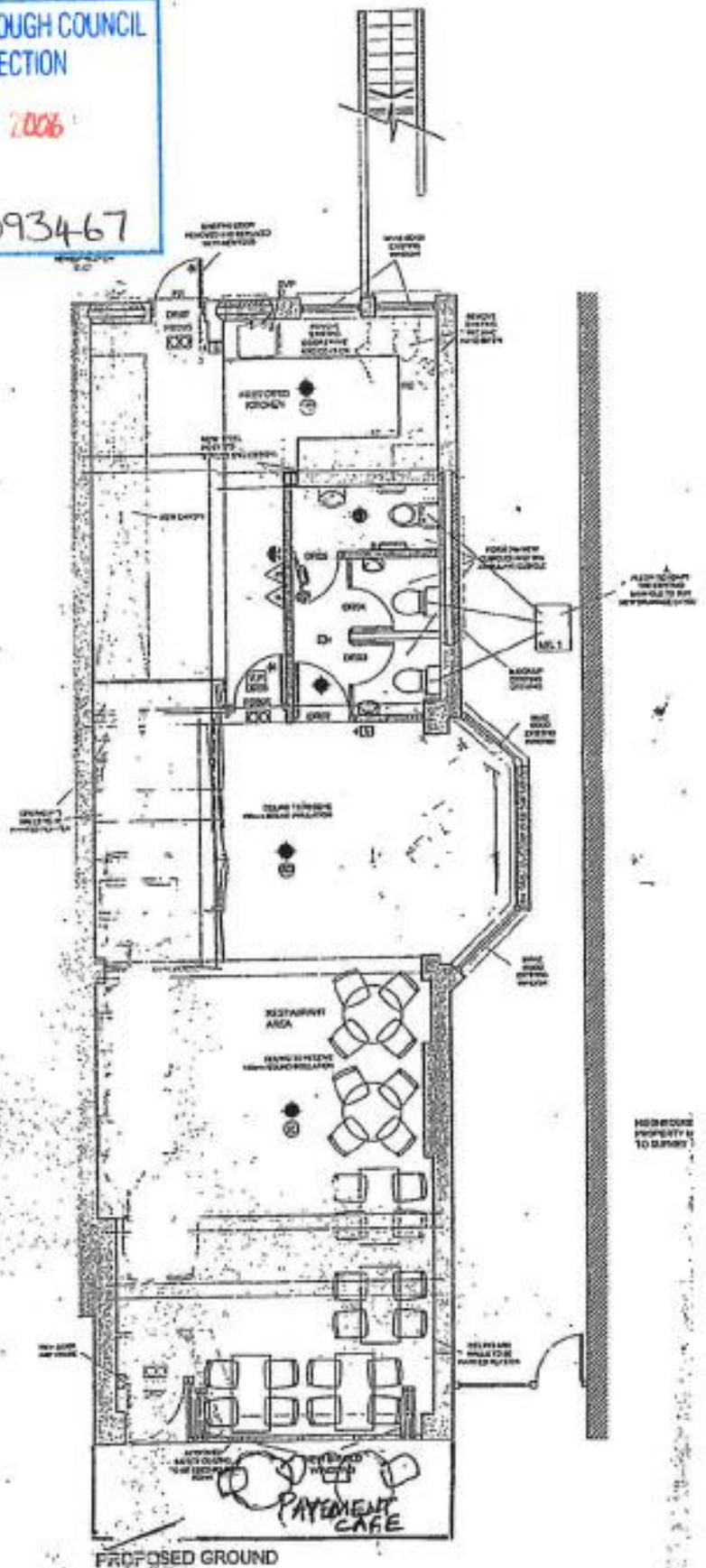
SCA BOOKS FIFTEEN MINUTE DEVICE TO RELEASE DOOR ON ALARM ACTIVATION

BOURNEMOUTH BOROUGH COUNCIL
LICENSING SECTION

05 DEC 2006

APPROVED

REF. No. M 093467



Premises Licence Part B

Premises licence number: BH093467

Postal address of premises, or if none, ordnance survey map reference or description:	
Pirata 125 Charminster Road	
Post town: Bournemouth	Post Code: BH8 8UH
Telephone number: 01202 511911	

Licensable activities authorised by the licence:
Live Music, Recorded Music, Performances of Dance, Late Night Refreshment, Supply of Alcohol

The times the licence authorises the carrying out of licensable activities:
Films (Indoors) Monday to Sunday - 20:00 to 23:00 Live Music (Indoors) Monday to Sunday - 18:00 to 02:00 Recorded Music (Indoors): Monday to Sunday - 08:00 to 03:00 Performances of Dance (Indoors): Monday to Sunday - 18:00 to 02:00 Late Night Refreshment: Monday to Sunday - 23:00 to 03:00 Supply of Alcohol: Monday to Sunday - 10:00 to 02:00

The opening hours of the premises:
Monday to Sunday – 07:00 to 03:00

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

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

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

State whether access to the premises by children is restricted or prohibited:
See Conditions 1.3 and 1.4

Issued: 03 January 2007
Revised: 23 January 2020 [Transfer and Vary DPS]



Mrs Nananka Randle
Licensing Manager

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