

Notice of Licensing Sub-Committee

Date: Tuesday, 20 May 2025 at 10.00 am

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



Membership:

Cllr D A Flagg

Cllr E Harman

Cllr P Hilliard

Reserves:

Cllr A Chapmanlaw (1)

Cllr A Keddie (2)

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

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

<https://democracy.bcpCouncil.gov.uk/ieListDocuments.aspx?MIId=5868>

If you would like any further information on the items to be considered at the meeting please contact: Michelle Cutler on 01202 128581 or email democratic.services@bcpCouncil.gov.uk

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

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

GRAHAM FARRANT
CHIEF EXECUTIVE

12 May 2025

**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
The protocol for public speaking at Licensing Sub Committee hearings is included with the agenda sheet for noting. | 5 - 10 |
| 5. Chicken n Beer 58-58a Stanfield Road Bournemouth BH9 2NP
To consider an application by Dorset Police for the review of the premises licence following a visit by HM Immigration Enforcement where they discovered 2 illegal workers employed at the premises.

Dorset Police no longer have confidence in the premises licence holder to uphold the prevention of crime and disorder licensing objective.

This matter is brought to the Sub Committee for determination. | 11 - 48 |
| 6. Harry Ramsden, East Beach, Undercliff Drive, Bournemouth, BH1 2EZ
Deep Blue Restaurants Limited have made an application to vary the premises licence for Harry Ramsden, East Beach, Undercliff Drive, Bournemouth to permit the provision of the existing licensable activities to take place outdoors and for the off-sale supply of alcohol.

This matter is brought to the Licensing Sub Committee for determination. | 49 - 104 |

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.

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LICENSING COMMITTEE AND SUB COMMITTEE – PROTOCOL FOR PUBLIC SPEAKING

1. Introduction

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

2. Conduct of Hearings

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

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

3 General points

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

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

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

Appendix A

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

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

Appendix B

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

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

Adopted by the Licensing Committee on 7.12.23

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LICENSING SUB-COMMITTEE



Report subject	Chicken n Beer 58-58a Stanfield Road Bournemouth BH9 2NP
Meeting date	20 May 2025
Status	Public Report
Executive summary	<p>To consider an application by Dorset Police for the review of the premises licence following a visit by HM Immigration Enforcement where they discovered 2 illegal workers employed at the premises.</p> <p>Dorset Police no longer have confidence in the premises licence holder to uphold the prevention of crime and disorder licensing objective.</p>
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; and/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 relevant aspects that have been raised in the application.</p>

Portfolio Holder(s):	Councillor Kieron Wilson – Housing and Public Protection
Corporate Director	Graham Farrant – Chief Executive
Report Authors	Sarah Rogers – Principal Licensing Officer
Wards	Wallisdown & Winton West
Classification	For Decision

Background

1. An application for review of the premises licence, under Section 51 of the Licensing Act 2003, was made by Dorset Police on 25 March 2025.
2. Dorset Police have applied to review on the basis that there is evidence that the premises are associated with employing illegal workers contrary to immigration legislation. A copy of the review application and supplementary evidence in support is attached at Appendix 1.
3. HM Immigration Enforcement conducted a visit to the premises on 14 February 2025 following receipt of intelligence received by them surrounding an allegation of illegal working at the premises.
4. HM Immigration Enforcement (on behalf of the Secretary of State) are a responsible authority under the Licensing Act in their own right and have the power of entry into licensed premises if they suspect an offence under any of the Immigration Acts is being committed in connection with the carrying on of a licensable activity. As a responsible authority they may apply for the review of a licence at any time.
5. The premises have had the benefit of a premises licence since December 2021. A copy of the current premises licence is attached at Appendix 2.

Consultation

6. A copy of the review application was served on all responsible authorities and the licence holder on 25 March 2025.
7. The Principal Licensing Officer attended the premises on 26 March 2025 to display the site notice. One notice was displayed to the left of the front door and another tied to a lamppost outside on the main street. Spare copies of the notice were posted under the front door as nobody was on site at the time of the visit.
8. Two further notices were placed on the main public noticeboards of the Council offices at Bourne Avenue and St Stephen's Road. A notice was also published on the Council's website.
9. HM Immigration Enforcement made a representation in support of the review application on 16 April 2025. A copy of their representation is attached at Appendix 3.
10. No representations were received in support of the review application from any of the other responsible authorities or any other person.

11. For information and update, regarding the Tuberculosis (TB) and food hygiene concerns raised at the time of HM Immigration Enforcement's visit, attached at Appendix 4 is an email from Senior Environmental Health Officer Andrew Hill dealing with these points.
12. By allowing someone who the licence holder knew to have been diagnosed with TB be involved in food handling at the premises could be considered to undermine the public safety licensing objective. Please note the detail of the food safety issues have been dealt with under different legislation.

Options Appraisal

13. Before making a decision, Members are asked to consider the following:-
 - The application made by Dorset Police.
 - The submissions made by or on behalf of the premises licence holder.
 - The relevant licensing objectives, namely the prevention of crime and disorder and public safety.
 - The Licensing Act 2003, Regulations, Guidance and the Council's Statement of Licensing Policy.

Summary of financial implications

14. 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

15. 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

16. There are no human resources implications.

Summary of sustainability impact

17. There are no sustainability impact implications.

Summary of public health implications

18. There are no public health implications.

Summary of equality implications

19. There are no equality implications.

Summary of risk assessment

20. There is no requirement for a risk assessment.

Background papers

BCP Council – Statement of Licensing Policy

[SOLP-2020-2025](#)

Hearing Regulations

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

Revised Guidance issued under Section 182 of the Licensing Act 2003 (February 2025)

[Revised guidance issued under section 182 of the Licensing Act 2003 \(February 2025\) \(accessible version\) - GOV.UK](#)

Appendices

- 1 – Copy Review Application
- 2 – Copy Current Premises Licence
- 3 – Copy Representation – HM Immigration Enforcement
- 4 – Copy EHO Email

**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	
Chicken n Beer 58 Stanfield Road	
Post town Bournemouth	Post code (if known) BH9 2NP

Name of premises licence holder or club holding club premises certificate (if known)
Mr Roy Francis

Number of premises licence or club premises certificate (if known)
BH189999

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
Poole Police Station
Wimborne Road
Poole
Dorset

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

Please state the ground(s) for review (please read guidance note 2)The Prevention of Crime and Disorder

Dorset Police bring this premises licence before the members of the Licensing Sub-Committee for review on the basis that there is evidence that this premises is associated with employing illegal workers contrary to immigration legislation.

In consultation with partners from HM Immigration, Compliance and Enforcement Team (Home Office), Dorset Police no longer have confidence in the Premises Licence Holder to uphold the licensing objectives.

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 the premises known *Chicken n Beer*, is being submitted by Dorset Police as we can demonstrate that this premises has undermined the licensing objective to Prevent Crime & Disorder.

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.

Partners from the South Central Immigration, Compliance and Enforcement Team within HM Immigration Service conducted a visit to this premises on Friday 14th February 2025 following receipt of intelligence which indicated that Immigration offences were routinely being committed at that premises.

The lead officer in that operation has provided evidence highlighting key concerns and the impact that premises that are responsible for committing Immigration offences have on our communities. The Premises Licence Holder is directly associated with the offences and further details of these offences, including the arrest of two individuals for working illegally at the premises, will be submitted in the Supplementary Submission to follow.

Section 11.27 of the Revised Guidance issued under Section 182 of the Licensing Act 2003 states that, *“There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously. These are -... the use of the licensed premises for employing a person who is disqualified from that work by reason of their immigration status in the UK;”*

Section 11.28 continues, *“It is envisaged that licensing authorities, the police, the Home Office (Immigration Enforcement) and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. 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.”*

The Guidance identifies that this activity is sufficiently serious to justify revocation of the premises in the first instance. Members of the Sub-Committee will note from the statement of the lead officer that individuals associated with this premises, including the Premises Licence Holder, should have had regard to the requirements when employing individuals into their business, further supporting the necessity to consider revocation of this premises licence.

Dorset Police, through our Drug & Alcohol Harm Reduction Team, working with other colleagues within Dorset Police and our external partners, support licensed premises to provide value to their communities and to do so compliantly and in promotion of the licensing objectives. This premises, having been under the control of the existing operator for some time, has been identified as not operating to the high standards that are expected by Dorset Police and our partners.

Dorset Police are committed to supporting our partners to relentlessly pursue those premises that cause harm to any of our communities, and in doing so, support compliant businesses adding social and economic value to the community.

Dorset Police invite the Sub-Committee to consider all the options available to them under the Licensing Act 2003 with consideration to be given to revocation of the Premises Licence if the members of the Sub-Committee cannot be reassured that the operator is able to deliver licensable activities compliantly and in promotion of the licensing objectives.

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

☐

If yes please state the date of that application

Day	Month	Year

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 **25th March 2025**

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)



Immigration Enforcement

Immigration representation in support of an application for the review of a premises licence.

On behalf of the Secretary of State, Home Office (Immigration Enforcement) makes representations in support of the following application for the review of a premises licence, relating to the prevention of crime and disorder objective, including the prevention of illegal working and immigration crime in licensed premises.

IE wishes to make representations on an application for a review of a premises licence.

Details of Premises:			
Premises Licence Holder:			
Roy Prashanthan FRANCIS			
Name and Address of Premises:			
Chicken n Beer, 58 Stanfield Road, Bournemouth			
Post Town:	Dorset	Post Code:	BH9 2NP

Representations are being made for the following reasons:

Intelligence was received by the Home Office surrounding allegations of illegal working at the **Chicken n Beer, 58 Stanfield Road, Bournemouth, BH9 2NP**. An enforcement visit was therefore requested to be conducted to investigate this allegation.

Following this visit, Home Office Immigration Enforcement (HOIE) considers that **Roy Prashanthan FRANCIS** (director of **Chicken n Beer Ltd**, Co House number: 14590559.) is not taking suitable measures to prevent crime and disorder. Following our enforcement visit it was found that the business has employed 2 illegal workers which is prohibited under the Licensing Act 2003 and the Immigration Act 1971 (as amended).

Employing illegal workers in the UK has the following impact on the community and society as a whole: -

- It deprives HMRC and the Government of revenue by non-payment of tax and national insurance.
- It exploits the undocumented by paying them less than the minimum wage and provides no employment or income protection.
- It encourages those without permission to work to seek similar employment.
- It allows a business to unfairly undercut other businesses by employing cheap labour.
- Illegal workers are often housed in cramped and unsatisfactory conditions by the employer as part of their working arrangement.

HOIE supports the review from the Dorset Police Drug & Alcohol Harm Reduction Team regarding the following business:-

Chicken n Beer, 58 Stanfield Road, Bournemouth, BH9 2NP.

HOIE conducted an enforcement visit to **Chicken n Beer, 58 Stanfield Road, Bournemouth, BH9 2NP** just after **17:30** on the **14/02/2025**. During this visit **Chicken n Beer** was found to be employing 2 illegal workers, potentially a 3rd but this person managed to evade Immigration Officers, possibly by entering the premises above the business. Below is a full breakdown of each of the findings by Immigration Enforcement during the visit.

During this visit, HOIE encountered 1 Indian (IND) female who was the target of the visit who fled out to the back of the premises when spoken to by ICE on entry, and 1 Indian (IND) male who also fled out the back of the premises when we entered; both were suspected of illegal working, based on the intelligence that had been received. The shop was open to the public and holds a Premises License which permits the business to sell alcohol - Licensable Activity. Upon entry, there were no customers present although there were customers using the shop during our visit. The female target of the visit was behind the counter and preparing food to put into boxes for the delivery drivers/riders. She was initially spoken to by the OIC to explain to her why we were there, explain our Power of Entry, and serve the relevant documents to effect a lawful entry, however she started walking towards the back of the property with 2 other males, who went out of line of sight of the 2 Immigration Officers (myself and [REDACTED]) at the front counter. We subsequently received radio messages from the external cover Officers at the premises to say that there were runners out the back. 2 were eventually apprehended but the 3rd managed to elude the Officers, possibly by going upstairs to the property above the business premises, where we had no Power of Entry.

It is a point of note that **FRANCIS** arrived shortly after we entered, and [REDACTED] asked **FRANCIS** if he knew [REDACTED], and showed him an image of her, and he confirmed that she no longer worked at the premises and had not done so for a couple of months and that he knew her as "[REDACTED]".

The details of the 1 x IND female encountered are as follows:-

[REDACTED], Indian (IND) female. [REDACTED] entered the UK on a student visa on 16/08/2023 but failed to fully engage on her course which led to her visa being curtailed and leave expiring on 21/05/2024, at which point she became an Overstay in the United Kingdom with no right to work. [REDACTED] subsequently made a claim outside the rules, the terms and conditions of which included **NO RIGHT TO WORK**.

[REDACTED] was interviewed in relation to employment at the business, where she named **Roy Prashanthan FRANCIS**, as the person who had employed her and tells her when to work.

During interview [REDACTED] admitted that she had been working at **Chicken n Beer** for a month and a half.

During interview, [REDACTED] that on the day we visited, she was working, taking orders and bagging them for customers and delivery people (sic).

During interview, [REDACTED] stated that she provided an image of her passport and her Asylum Registration Card (ARC) which stated **No Right to Work** on it, to **FRANCIS**. She stated that **FRANCIS** noticed the **No Right to Work** condition on it and mentioned it to her, but [REDACTED] said she stated to **FRANCIS** that she really needed the work, so he allowed her to work at **Chicken n Beer** regardless.

During interview, [REDACTED] admitted that she did not have a contract to work at **Chicken n Beer**.

During interview, [REDACTED] admitted to being paid £7 per hour, which is well below minimum wage which currently stands at £11.44.

During interview, [REDACTED] stated that she is paid her wages cash in hand which brings into question whether this wage goes through the books of the business, with the relevant tax and National Insurance contributions being made.

During interview, [REDACTED] admitted to working at least 15 hours per week but that days and hours vary because **FRANCIS** will call her when he needs people to work.

During interview, [REDACTED] confirmed that **FRANCIS** had provided her with the black chef's smock that had her name in it, and that he told her to look after it.

During interview, [REDACTED] admitted to having Tuberculosis and that **FRANCIS** knew about this. She stated that **FRANCIS** told her to go and get another test but appeared to continue to allow her to work there regardless.

Tuberculosis is a Notifiable Disease and must be notified to the relevant authorities within 3 days of discovery. **FRANCIS** does not appear to have notified the Environmental Health authorities at Southampton Council as they were not aware of this when I finally managed to contact them.

Given that **FRANCIS** is in charge of a food outlet and

Given that [REDACTED] is working preparing food in a working kitchen, in close contact with other members of staff and was not taking any apparent precautionary methods to prevent any spread of the disease by way of facemasks or gloves, although she should not have been working at the premises at all until she had been given the all clear and

Given that [REDACTED] is dealing with multiple potential vectors in the form of customers and delivery drivers and

Given that [REDACTED] has potentially significantly increased the risk to Public Health

it is not unreasonable to expect **FRANCIS** to have taken adequate precautionary measures with regard to his business, staff and customers and followed the requisite Government guidelines for reporting a notifiable disease and seeking guidance for the same, all of which **FRANCIS** appears to have failed to have done in this instance. This constitutes a considerable risk to Public Health.

The details of the 1 x IND male encountered are as follows:-

[REDACTED] – IND male. Subj was refused a visa and Leave to Enter the UK on 14/03/2022. [REDACTED] then entered the UK illegally by way of a small boat. [REDACTED] subsequently made a claim outside the rules but failed to engage with the Home Office in respect of this claim, failed to report to his Immigration Bail as directed by the Home Office, and was circulated on the Police National Computer as an Immigration Absconder on 28/02/2024 which was still current at time of our encounter with [REDACTED]. [REDACTED] had no permission to work in the UK. [REDACTED] was one of the 3 persons who ran from Immigration when we entered the premises.

During interview, [REDACTED] confirmed he was working at **Chicken n Beer** as a cleaner.

During interview, [REDACTED] admitted to working 3 hours per day at **Chicken n Beer**.

During interview, [REDACTED] admitted to earning £6 per hour which is well below the minimum wage which currently stands at £11.44.

During interview, [REDACTED] confirmed that it was **FRANCIS** who gave him the job at **Chicken n Beer**.

During interview, [REDACTED] confirmed that **FRANCIS** had asked him for documents that confirmed he was able to work in the UK.

During interview, [REDACTED] admitted that he had not provided any documents to **FRANCIS** to confirm he was able to work in the UK.

During interview, [REDACTED] confirmed that **FRANCIS** still permitted him to work at **Chicken n Beer** despite him not providing any documents to confirm he was lawfully able to work in the UK.

During interview, [REDACTED] stated that the reason he had been encountered in the kitchen was because he was cooking something for himself. However, he was wearing the same black branded chef's smock as the other staff at the premises.

During interview, [REDACTED] stated that he did not serve any alcohol when he was working at the premises.

During interview, [REDACTED] stated that he had not received any training to work at **Chicken n Beer**.

During interview, [REDACTED] stated that he had been working at **Chicken n Beer** for 22 days.

The owner, **Roy Prasnathan FRANCIS** was not initially present at the premises when we arrived, however he did come to the premises shortly thereafter, however refused to be interviewed at the time as he stated he was too busy, and to call him between 14:00 and 16:00 the following day.

I made 3 attempts the following day to contact **FRANCIS** for the purposes of conducting the interview as requested. 1st attempt was at **14:33**; **FRANCIS** stated he was unable to take the call as he was driving and would call me back within the next 45 minutes.

No return call was received so I made the second attempt at **15:48** which was eventually answered, and cut off. I made a final attempt at **15:49** and this time the call was answered by **FRANCIS** and the interview conducted.

Employer Interview 1 – In respect of [REDACTED]

During interview, **FRANCIS** stated that he had not employed [REDACTED] yet.

During interview, **FRANCIS** stated that he did not know [REDACTED] by any other name, despite earlier saying that he knew her as "[REDACTED]".

During interview, **FRANCIS** stated that he checked [REDACTED] had a visa and a BRP card.

During interview, I asked how **FRANCIS** knew the BRP was valid, and he stated it was because it had an expiry date on it.

During interview, I asked **FRANCIS** if he was aware of the Gov.UK Right to Work Checks and how to conduct them, and if he had conducted the correct and relevant checks in respect of [REDACTED] and **FRANCIS** confirmed that he was aware of these checks but had not conducted them in respect of [REDACTED].

During interview I asked **FRANCIS** how much [REDACTED] gets paid, and if this was by cash or bank transfer; **FRANCIS** stated that he doesn't pay her as he hasn't employed her, that he has just helped her out as he knows she is struggling.

During interview, I asked **FRANCIS** how many hours/days [REDACTED] works/trains, and **FRANCIS** stated that [REDACTED] needed to be trained, so she doesn't work any regular hours, a maximum of 10/15 hours per week.

During interview, I asked **FRANCIS** if he had provided [REDACTED] with a contract, and **FRANCIS** stated that he had not employed [REDACTED] as he was waiting for her ARC card, and that the idea was that he would employ her and she would pay him back for the money he has provided for her.

During interview, I asked **FRANCIS** if he had provided [REDACTED] any food hygiene standards training, and **FRANCIS** stated that he had not, he had only taken her through the basics and that he would not allow her to work unless she was wearing an apron, hairnet and gloves (there was no sign of a hairnet when we encountered her).

During interview, I asked **FRANCIS** how long [REDACTED] had been working at **Chicken n Beer**, and **FRANCIS** stated since 1st January 2025.

During interview, I asked **FRANCIS** what duties [REDACTED] performed at **Chicken n Beer**, and **FRANCIS** stated "packing, errrrr so far I have only shown her how to pack things and making sides I think" (sic).

During interview, I asked **FRANCIS** if he was aware of [REDACTED]'s immigration status and he stated "That she claimed asylum? Yes".

During interview, I asked **FRANCIS** if he provided [REDACTED] with the uniform she was wearing and he stated "(pause)...Yes".

During interview, I asked **FRANCIS** why he had stated to the Immigration Officers, when asked if [REDACTED] worked there, he said no, and **FRANCIS** stated that "The name you provided was [REDACTED], not just [REDACTED]. Her surname is different so I didn't think it was her". (sic).

During interview, I asked **FRANCIS** "So you didn't think that the name [REDACTED] related to the person you have working at your premises might be the same person" to which **FRANCIS** stated "The document you showed me was for [REDACTED], not just [REDACTED]. Her surname starts with a [REDACTED]". (sic).

During interview, I asked **FRANCIS** "When looking at the document [REDACTED] said she showed you, it clearly states work was not permitted, yet you still employed her. Please explain why" and **FRANCIS** stated that "This is not true at all. If she gave me an ARC card I would have done the necessary checks and got the sharecode." (This statement shows that **FRANCIS** is au fait with what is required regarding the checks that are required).

During interview I asked **FRANCIS** "[REDACTED] confirmed to Immigration Officers that she had TB, that she told you and you still employed her. TB is a Notifiable Disease. Did you notify Environmental Health? If so, when and how?", to which **FRANCIS** stated "She never told me about TB, I only know about the domestic".

During interview I asked **FRANCIS** if he had anything else he wanted to ask me about [REDACTED] and **FRANCIS** stated "Yes, you said she'd shown you her ARC card, when did she get it? (I checked on Home Office systems and advised him it was in December last year as she had applied in November).

FRANCIS then asked about the BRP. I explained that just because a person is in possession of what appears to be a valid in date BRP, this does not prove extant leave and work permissions, especially if the leave has been cancelled or curtailed, as it had in this case, and the reason why checks should always be conducted regardless. Had **FRANCIS** conducted the relevant checks he said he did in September, he would have seen that [REDACTED]'s leave had been curtailed in [REDACTED] and expired on [REDACTED].

Employer Interview 2 – In respect of [REDACTED]

During interview with **FRANCIS** regarding [REDACTED], I asked **FRANCIS** if he had employed [REDACTED] at Chicken n Beer, and **FRANCIS** stated "Again, same story with [REDACTED], his real name is different on the document he gave me when he asked me for a job and food as he was struggling."

During interview with **FRANCIS** I asked him how [REDACTED] had obtained the job, and **FRANCIS** stated "He just walked in".

During interview with **FRANCIS** I asked him if he knew [REDACTED] by any other name, and **FRANCIS** stated "His nickname, [REDACTED]. I do not know him as [REDACTED]."

During interview with **FRANCIS** I asked him if he had requested [REDACTED] to provide proof of his Right to Work in the UK and **FRANCIS** stated "Yes, to provide documents once trained" (sic).

During interview with **FRANCIS** I asked him what the name on the documents that [REDACTED] had provided, what name was that in, and **FRANCIS** stated "The document he gave me showed the name of [REDACTED]. No date of birth on it. It's a BRP".

During interview with **FRANCIS** I told him that, after running checks on the details of the BRP regarding [REDACTED], and seeing an image of [REDACTED] that they are definitely not the same person, **FRANCIS** stated "I haven't done checks on him ([REDACTED]), I only do the checks after I complete their training and after they bring their original documents. He said he would bring his original documents as he's applying for an extension." (sic).

During interview with **FRANCIS** I again asked if he was aware of the Gov.UK Right to Work checks and he gave the same answer as he had given for [REDACTED].

During interview with **FRANCIS** I asked how much [REDACTED] was paid and is that weekly/hourly/monthly, and **FRANCIS** stated "No, I don't give him any money and he doesn't get paid. He gets nothing. He sometimes asks for food, I took him on to train him making certain dishes for Asian/Sri Lankan dishes which he said he can cook." (sic).

During interview with **FRANCIS** I asked how many hours [REDACTED] works/trains per week, and he stated "No set hours, in training I allow them to call me to see if I'm on the premises then he can come, he has been here 3/4 days, 4-5 hours per day." (sic)

During interview with **FRANCIS** I asked if he had provided [REDACTED] with a contract and he stated "No, not yet, he's just training. I've tried other people for Sri Lankan food but they've not worked out, so he ([REDACTED]) is the next candidate."

During interview with **FRANCIS** I asked if he provided [REDACTED] with any food hygiene standards training and he stated "Again, I showed him the basic stuff, still give him the apron, hairnet and gloves as I'm strict that that needs to be followed."

During interview with **FRANCIS** I asked how long [REDACTED] had been working at Chicken n Beer and he stated "3/4 days".

During interview with **FRANCIS** I asked what duties [REDACTED] carried out at Chicken n Beer and he stated "Trialling out the Sri Lankan cooking, I asked him to make Sri Lankan food. He does cooking and food prep."

During interview with **FRANCIS** I asked if [REDACTED] ever served alcohol and he stated "No".

During interview with **FRANCIS** I put to him that [REDACTED] had stated he had been working at Chicken n Beer for 22 days, **FRANCIS** stated "No. I remember he moved from [REDACTED] to Winton about a month ago. I dispute he has been working here 22 days, it's only 3 or 4."

During interview with **FRANCIS** I put to him that [REDACTED] had stated that he is paid £6 per hour, was that correct, and **FRANCIS** stated "No. I've not given him any money, food yes, no money."

At the end of the interview, I asked **FRANCIS** if there was anything he wanted to ask me about [REDACTED], and he stated "Yes. What was the name you said? [REDACTED]? So the document I have was fake? (I confirmed that potentially yes, it was). Also, I understand that [REDACTED] hid when you guys entered, if he was doing nothing wrong he'd still be in the kitchen."

LICENSING OBSERVATIONS

As OIC, I also spoke to **FRANCIS** surrounding some concerns relating to his license and what we had found on our visit.

FRANCIS stated at the time that he was not available for interview as he was "training staff". The staff were working unsupervised when we entered and **FRANCIS** was not even on the premises. Even when he was on the premises, he kept disappearing and taking phone calls. During our presence there, there was no real evidence of any training or coaching as they all were working autonomously with little to no coaching interaction, either physical or verbal.

FRANCIS stated he has records for employees that he has conducted checks for, in his office and is aware of the procedure.

FRANCIS stated the 2 subjects named in this interview were not employees, they were just training.

FRANCIS stated that it's a waste of time conducting checks until he is ready to employ them.

FRANCIS explained that it takes time and effort to train people only for them just to leave, so he doesn't conduct the checks until they have passed training and are about to be employed.

I explained to **FRANCIS** that he should not let anyone over the threshold of his business before conducting these checks, regardless of whether it is just for training, or actual employment, as the importance of these checks has been aptly demonstrated today as both people we arrested were immigration offenders, 1 was an Absconder from Immigration Bail and the other had no right to work.

I explained that regardless of whether anyone was paid for their "training" or not, and whether it was employment or training they were receiving, his business was benefitting financially from the work carried out during this "training" which is classed as employment.

I explained that because of the fact that both of the encountered subjects had been seen in uniform and had been working, this is why a CIVIL PENALTY notice for approx £120,000 has been referred to our Civil Penalties Team which could have been avoided had he conducted the checks and shows why they are definitely not a waste of his time to do.

I also stated that often it is of benefit to the employer when ICE visit as we can offer advice regarding the Right to Work Checks in a bid to help a business become, and remain compliant regarding Immigration and Licensing requirements and avoid being fined.

I also advised **FRANCIS** that if he had any other staff that were just training, and that he had not conducted checks on them, to either conduct the checks, or not allow them to continue training there until the correct checks had been conducted and their Right to Work has been confirmed.

OUTCOME

At the time of encounter at **Chicken n Beer on 14/02/2025**, [REDACTED] was considered by the Home Office as a person who had an open application outside the rules, and that [REDACTED] did not hold the requisite permissions to undertake any form of employment, paid or unpaid.

As [REDACTED] was encountered engaging in a form of paid work, it is suspected that a **Breach of Section 15 of the 2006 Immigration Asylum and Nationality Act** has been identified.

At the time of encounter at Chicken n Beer on 14/02/2025, [REDACTED] was an Absconder from Immigration Bail with no open applications with the Home Office.

As [REDACTED] was encountered engaging in a form of paid work, it is suspected that a **Breach of Section 15 of the 2006 Immigration Asylum and Nationality Act** has been identified.

Following our visit, a referral was made to the Home Office Civil Penalties Team who considered all the evidence available and decided to issue of a Civil Penalty on the employer in respect of [REDACTED] and [REDACTED], neither of whom hold the requisite permission to work at **Chicken n Beer**. This penalty was for the sum of **£90,000**.

Following our visit, a referral was made to Environmental Health surrounding the issue of the Notifiable Disease as well as the unhygienic state of the bar. The outcome of this investigation is currently awaited. See Appendix A.

Following our visit, a referral was made to Dorset Fire surrounding the unsafe electric fire in the bar area and the dirt and food encrusted fire extinguisher in the bar area. The outcome of this investigation is currently awaited. See Appendix A.

Following our visit, a referral was made to HMRC as **FRANCIS** appears to be paying the workers in cash with no payslips or any form of contract, which indicates that the correct tax and National Insurance contributions are not being made.

Following our visit, a referral was made to Dorset Licensing regarding the 2 illegal workers found at the premises where the correct RTW checks had not been conducted, which is in contravention of their license.

Following our visit, a referral was made to Dorset Constabulary Drug & Alcohol Harm Reduction Team regarding the 2 illegal workers that had been encountered with a potential 3rd at the premises who had not been encountered as he appeared to have gone upstairs to the premises above the business where we had no Power of Entry.

RIGHT TO WORK CHECKS AND THE PREVENTION OF CRIME AND DISORDER

The objective of the Licensing Act 2003 (the Act) is to provide a clear, transparent framework for making decisions about applications by individuals or businesses wishing to sell or supply alcohol or provide certain types of regulated entertainment and late-night refreshment.

There are four licensing objectives which underpin the Act, and which need to be considered and promoted throughout the licensing process.

The licensing objectives are:

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance and
- the protection of children from harm

Prevention of Crime and Disorder:-

Roy Prasnathan FRANCIS has been found to be employing an illegal worker at his business.

The licence was displayed high up on a wall which was not readily accessible or legible by the public.

Our Civil Penalties Referral Team will have attempted to contact **Roy Prasnathan FRANCIS** to ascertain his side of the story, to assist them with their decision process relating to if a Civil Penalty is warranted, and to what level.

Roy Prasnathan FRANCIS has clearly failed to meet the prevention of crime and disorder objective. The license holder would have been aware of their responsibilities to uphold the licensing objectives as they are clearly defined as part of the premises license application.

It is an offence to work when a person is disqualified to do so, and such an offence can only be committed with the co-operation of a premises license holder or its agents, that being **Roy Prasnathan FRANCIS**. In this case, one employee (██████████) had an open application with the Home Office but was not permitted to work, and was found to be illegally working. ██████████ had entered the UK with a visa that was subsequently curtailed as ██████████ had failed to observe the terms and conditions of the leave to enter the UK as afforded to ██████████ with that visa, and had subsequently failed to leave following that curtailment. ██████████ subsequently made an application outside of the rules, at a later date which is currently in progress, however ██████████ had failed to adhere to the "No Work Permitted" condition as part of that process. In the second case, one employee ██████████ had obtained work using a fraudulent means of identification where the image on that identification was clearly not that of ██████████. ██████████ had entered the United Kingdom illegally, following being refused a visa, and subsequently entered the UK by illegal means, thus circumventing immigration control. ██████████ had made a claim outside the rules but failed to engage with the Home Office in relation to this claim. ██████████ also failed to comply with the terms and conditions of his immigration bail, those being No Work Permitted, and to report to the Home Office. ██████████ was therefore circulated on the Police National Computer as an Absconder from Immigration.

The license holder/employer, **Roy Prasnathan FRANCIS** could have protected himself and prevented crime and disorder by completing a straightforward Right to Work check for both individuals, especially in respect of ██████████ who had provided a false ID in this instance. Had he done so, he would have found that both ██████████ and ██████████ had no permission to work in the United Kingdom.

All employers are duty bound by law to conduct these checks if they wish to avoid being penalised if found to have employed someone who is prohibited from working, and guidance can be found on the Gov.UK website or by using a search engine. Additional information on how to conduct these checks is available online, this includes the Home Office's official YouTube page. The license holder/employer, **Roy Prasnathan FRANCIS** could have quickly and easily confirmed that the potential candidates did **NOT** have the Right to Work.

Whether by willful negligence or willful blindness, an illegal worker was engaged in activity on the premises.

Public Safety:-

One of the persons who was working at the premises was suffering from a Notifiable Disease, circumstances as detailed above. If this worker does have Tuberculosis, this poses a serious risk to Public Safety.

Prevention of Public Nuisance:-

As per Public Safety above.

Protection of Children from Harm:-

As per Public Safety above.

Section 182 guidance of the Licensing Act 2003 at point 11.27 states that certain activity should be treated particularly seriously:

11.27

There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously. These are the use of the licensed premises:

- for the sale and distribution of drugs controlled under the Misuse of Drugs Act 1971 and the laundering of the proceeds of drugs crime;
- for the sale and distribution of illegal firearms; and the laundering of the proceeds of drugs crime;
- for the sale and distribution of illegal firearms;
- for the evasion of copyright in respect of pirated or unlicensed films and music, which does considerable damage to the industries affected;
- for the illegal purchase and consumption of alcohol by minors which impacts on the health, educational attainment, employment prospects and propensity for crime of young people;
- for prostitution or the sale of unlawful pornography;
- by organised groups of paedophiles to groom children;
- as the base for the organisation of criminal activity, particularly by gangs;
- for the organisation of racist activity or the promotion of racist attacks;
- **for employing a person who is disqualified from that work by reason of their immigration status in the UK;**
- for unlawful gambling; and
- for the sale or storage of smuggled tobacco and alcohol.

Details of Responsible Authority

Name and Address:



South Central ICE – Portsmouth,
2nd Floor Norman House,
Kettering Terrace,
Portsmouth,
PO2 7AE

Email address
(optional):



It is clear from the evidence above and the Police's case that two elements of 11.27 have been engaged. 11.28 of the guidance states that it is expected that revocation of the licence – **even in the first instance – should be seriously considered.**

Signatures

Signature of Responsible Authority



Date:

26/03/2025

Capacity:

Responsible
Authority

Premises Licence Part A

Premises licence number: BH189999

Postal address of premises, or if none, ordnance survey map reference or description:	
Freshers Stores 58-58a Stanfield Road	
Post town: Bournemouth	Post Code: BH9 2NP
Telephone number: TBC	

Licensable activities authorised by the licence:
Supply of Alcohol

The times the licence authorises the carrying out of licensable activities:
Supply of Alcohol Monday - 07:00 to 23:00 Tuesday - 07:00 to 23:00 Wednesday - 07:00 to 23:00 Thursday - 07:00 to 23:00 Friday - 07:00 to 23:00 Saturday - 07:00 to 23:00 Sunday - 07:00 to 23:00

The opening hours of the premises:
Monday - 07:00 to 23:00 Tuesday - 07:00 to 23:00 Wednesday - 07:00 to 23:00 Thursday - 07:00 to 23:00 Friday - 07:00 to 23:00 Saturday - 07:00 to 23:00 Sunday - 07:00 to 23:00

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

Part 2

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

Mr Roy P Francis

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

N/A

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

Mr Roy P Francis

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

LBHIL2957

Hillingdon

Annex 1 – Mandatory conditions

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

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

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

- 1.3.
 1. The 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).
- 1.4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- 1.5.
 1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 2. The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried 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.

1.6. The responsible person must ensure that -

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

The Licensing Act 2003 (Mandatory Conditions) Order 2014

1.7.

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

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

Where –

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

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

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

Annex 2 – Conditions consistent with the operating schedule

Prevention of Crime & Disorder.

- 2.1. 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.
 - 2.1.1 Refresher training shall be provided at least once every 6 months.
 - 2.1.2 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.
- 2.2. 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
 - 2.2.1 This log to be checked on a weekly basis by the DPS of the premises.
- 2.3. A CCTV system, shall be installed to cover all entry and exit points enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record and cover areas where alcohol is kept for selection and purchase by the public, whilst the premises is open for licensable activities. It shall operate during all times when customers remain on the premises.

- 2.3.1 All recordings shall be stored for a minimum period of 31 days with correct date and time stamping.
- 2.3.2 Recordings shall be made available immediately upon the request of Police or an authorised officer of the council throughout the preceding 31 day period.
- 2.3.3 The CCTV system shall be updated and maintained according to police recommendations.
- 2.3.4 A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.
- 2.3.5 CCTV shall be downloaded on request of the Police or authorised officer of the council. Appropriate signage advising customers of CCTV being in operation, shall be prominently displayed in the premises.
- 2.3.6 A documented check of the CCTV shall be completed weekly to ensure all cameras remain operational and the 31 days storage for recordings is being maintained.
- 2.4. Posters shall be displayed at the premises and visible from the window asking customers not to congregate by the main door.
- 2.5. Alcohol shall be ancillary to food prepared and served on the premises.

Prevention of Public Nuisance

- 2.6. Adequate provision for rubbish bins shall be provided close to the premises.
- 2.7. Delivery drivers shall be advised to park considerately.
- 2.8. All tables and chairs shall be removed from the outside front area by 20:00 hours each day.
- 2.9. After 20:00, Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.
- 2.10. The premises licence holder shall ensure that any patrons smoking outside do so in an orderly manner and ensure that there is no public nuisance.
- 2.11. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
- 2.12. Loudspeakers shall not be placed outside the premises building.
- 2.13. Disposal of waste bottles into external receptacles where the noise shall be audible to neighbouring properties shall not occur between 23:00 hours and 08:00 hours on the following day.
- 2.14. Arrangements shall be put in place to ensure that waste collection contractors do not collect refuse between 23:00 and 08:00.
- 2.15. The premises shall have suitable lockable containers for waste generated by their operation and be of adequate capacity for the size and nature of the premises.
- 2.16. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
- 2.17. The bi-fold windows shall be kept closed after 21:00 hours, or at any time when regulated entertainment takes place.

Protection of Children from Harm

2.18. A Challenge 25 policy shall be operated at the premises and by delivery drivers 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).

2.18.1 Appropriate signage advising customers of the policy shall prominently displayed in the premises.

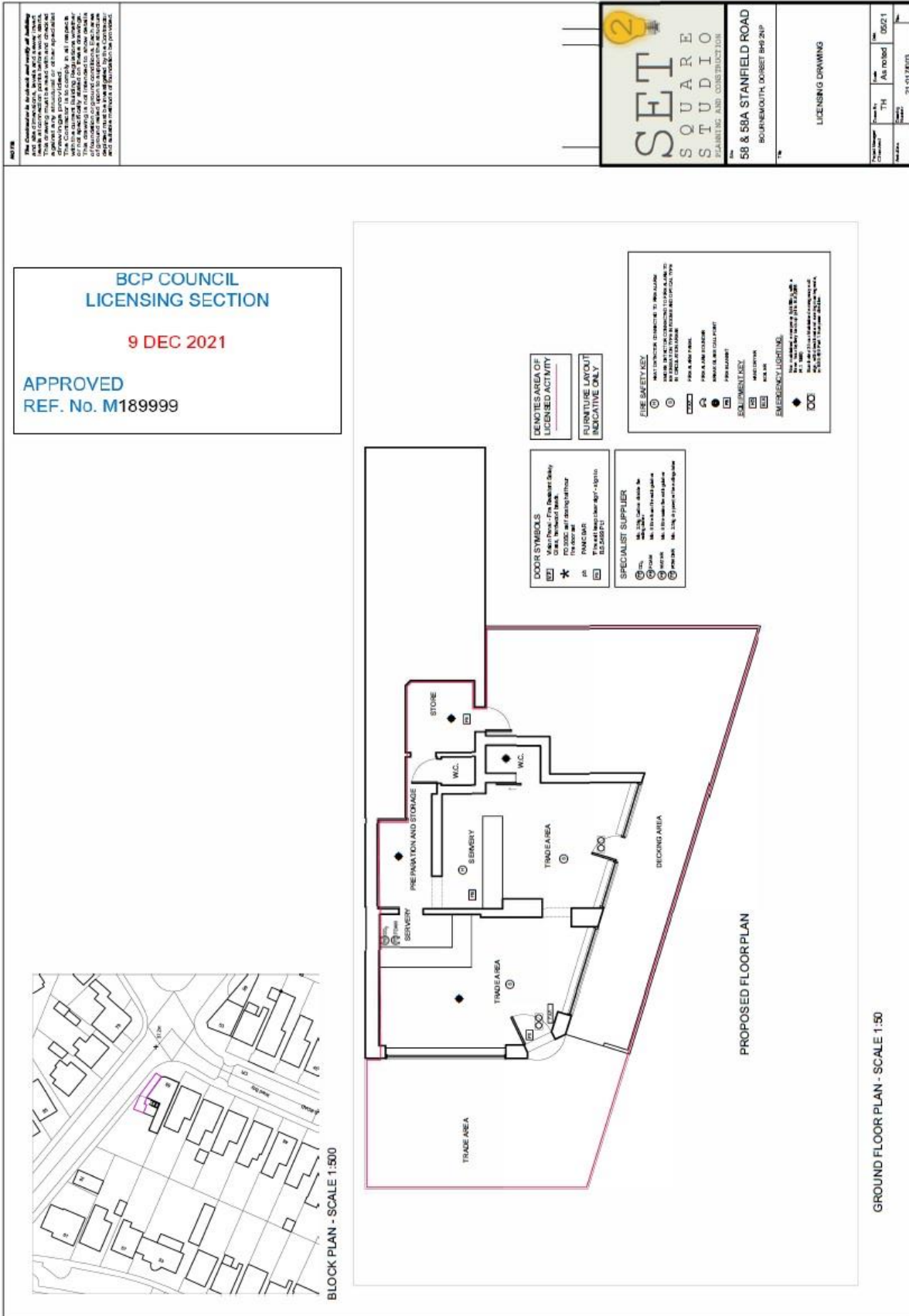
2.19. Any staff employed under the age of 18 shall be constantly supervised.

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

None.

Annex 4 – Plans

This licence is issued in accordance with the plan M189999, dated 9 December 2021, as attached.



Premises Licence Part B

Premises licence number: BH189999

Postal address of premises, or if none, ordnance survey map reference or description:	
Fresher Stores 58-58a Stanfield Road	
Post town: Bournemouth	Post Code: BH9 2NP
Telephone number: TBC	

Licensable activities authorised by the licence:
Supply of Alcohol

The times the licence authorises the carrying out of licensable activities:
Supply of Alcohol: Monday to Sunday - 07:00 to 23:00

The opening hours of the premises:
Monday to Sunday - 07:00 to 23:00

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

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

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

Name of designated premises supervisor where the premises licence authorises the supply of alcohol:
Mr Roy P Francis

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

Issued: 9 December 2021


Mrs Nananka Randle
Licensing Manager

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Immigration Enforcement

Immigration representation in support of an application for the review of a premises licence

On behalf of the Secretary of State, Home Office (Immigration Enforcement) makes representations in support of the following application for the review of a premises licence, relating to the prevention of crime and disorder objective, including the prevention of illegal working and immigration crime in licensed premises.

IE wishes to make representations on an application for a review of a premises licence.

Details of Premises:			
Premises Licence Holder:			
Roy FRANCIS			
Name and Address of Premises:			
Freshers Stores t/a Chicken N Beer 58 - 58 Stanfield Road			
Post Town:	Bournemouth	Post Code:	BH9 2NP

Representations are being made for the following reasons:

The Licensing Act 2003 outlines 4 objectives that are to be upheld, the Home Office (Immigration Enforcement) is concerned regarding the prevention of crime and disorder.

Home Office (Immigration Enforcement) considers that the premises license holder Roy FRANCIS is not taking suitable measures to prevent crime and disorder. The business has employed illegal workers which is prohibited under the Licensing Act 2003 and the Immigration Act 1971 (as amended).

Employing illegal workers in the UK has the following impact on the community and society as a whole:

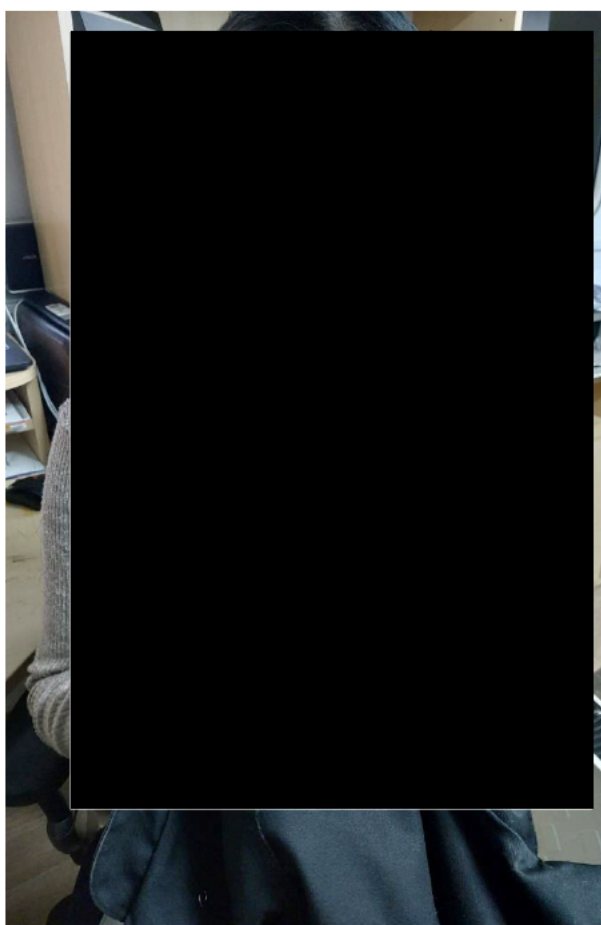
- It deprives HMRC and the Government of revenue by non-payment of tax and national insurance.
- It exploits the undocumented by paying them less than the minimum wage and provides no employment or income protection.
- It encourages those without permission to work to seek similar employment.
- It allows a business to unfairly undercut other businesses by employing cheap labour.
- Illegal workers are often housed in cramped and unsatisfactory conditions by the employer as part of their working arrangement.

On 15 February 2025 immigration officers conducted an enforcement visit to the premises. The premises license holder is listed as Mr Roy Francis.

Details of individuals encountered at the premises:

██████████

██████████ attempted to evade officers by running out the back of the premises and hiding in the office porta cabin where she was encountered. Officers noticed ██████████ was wearing a work top behind the food preparation area. This was found dropped on the floor. When questioned by officers ██████████ confirmed that she had worked at the premises for over a month and her duties include taking orders and packing them for delivery. ██████████ worked 15 hours per week and was paid £7 per hour in cash. ██████████ confirmed that the 'boss' Roy FRANCIS (premises licence holder) employed her. She stated that she showed an image of her passport and ARC card to gain employment. ██████████'s ARC card was presented to officers during the visit which clearly stated, 'NO WORK'.



██████████ holding the work top with her name which she was seen wearing when encountered by officers.

Home Office checks showed that ██████████ entered the UK in 2023 with a student visa. Her leave was curtailed, and her student leave expired in May 2024. ██████████ claimed protection in November 2024 which is still under consideration. Her bail conditions did not permit her the right to work in the UK as seen in her ARC card.



ARC card found during the visit

Immigration officers observed [REDACTED] prepping vegetables in the kitchen area wearing a uniform. Upon seeing officers [REDACTED] ran out to the rear garden and was found hiding behind a shed. When questioned by officers [REDACTED] confirmed that he worked as a cleaner for nearly a month. He worked 3 hours per day and was paid £6 per hour in cash. [REDACTED] stated that Roy Francis (premises licence holder) gave him the job. [REDACTED] confirmed that he did not provide any documents to prove his right to work to gain employment and that the licence holder was aware that he did not hold the right to work. [REDACTED] also stated that he had not received any training to work at the premises.



[REDACTED] when encountered holding the uniform he was wearing.

Home Office checks showed [REDACTED] entered the UK illegally via small boats in September 2022. His claim for protection was withdrawn in February 2024 due to absconding. [REDACTED] has never held the right to work in the UK.

Roy FRANCIS (Premises Licence Holder)

An interview was conducted via a phone call with the premises licence holder FRANCIS the following day. When questioned in relation to [REDACTED] he stated that he had not employed her and just knew her at a personal level. He later confirmed that she was training at the premises and had been doing so since 01 January 2025. FRANCIS claimed that he pays [REDACTED] £100 here and there but not regular payments. FRANCIS stated that he had seen a BRP for [REDACTED] when she was on student visa, but, admitted that he had not conducted right to work checks and was aware of the process.

When questioned in relation to [REDACTED] he stated that [REDACTED] had been training on cooking and food preparation at the premises for 3 - 4 days. FRANCIS claimed that [REDACTED] provided a BRP but did not conduct any checks. FRANCIS stated that he only conducts the checks once the training period was completed. When questioned regarding remuneration FRANCIS stated that he did not pay [REDACTED] and only provided free food sometimes.

RIGHT TO WORK CHECKS AND THE PREVENTION OF CRIME AND DISORDER

The objective of the Licensing Act 2003 (the Act) is to provide a clear, transparent framework for making decisions about applications by individuals or businesses wishing to sell or supply alcohol or provide certain types of regulated entertainment and late-night refreshment.

There are four licensing objectives which underpin the Act, and which need to be taken into account and promoted throughout the licensing process.

The licensing objectives are:

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance and
- the protection of children from harm

Fresher Stores t/a Chicken N Beer under the control of Roy FRANCIS has been found employing illegal workers. This business has clearly failed to meet the prevention of crime and disorder objective. The license holder would have been aware of their responsibilities to uphold the licensing objectives as they are clearly defined as part of the premises license application. It is an offence to work when a person is disqualified to do so, and such an offence can only be committed with the co-operation of a premises license holder or its agents.

The employer could have protected themselves and prevented crime and disorder by completing a straightforward right to work check. In this case the employer had not conducted the right to work checks even when he was presented with documents prior to commencing work. Should the license holder have attempted these checks, the workers would have failed at the first stage. This would have quickly and easily confirmed that they did not hold the relevant right to work, and the license holder could have protected themselves from employing an illegal worker. All employers are dutybound by law to conduct these checks if they wish to avoid being penalised if found to have employed someone who is prohibited from working, and guidance can be found on the gov.uk website or by using a search engine. Additional information on how to conduct these checks is available online, this includes the Home Office's official YouTube page.

The use of illegal labour provides an unfair competitive edge and deprives the UK economy of tax revenue. Illegal workers are often paid below the minimum wage (itself an offence) and National Insurance payments are not paid. A key draw for illegal immigration is work and low-skilled migrants that are increasingly vulnerable to exploitation by unlawful enterprises, finding themselves in sub-standard accommodation and toiling in poor working conditions for long hours.

Whether by negligence or willful blindness illegal workers were engaged in activity on the premises. Section 182 guidance of the Licensing Act 2003 at point 11.27 states that certain activity should be treated particularly seriously, and this includes employing someone who is disqualified from that work by reason of their immigration status in the UK. 11.28 of the guidance states that it is expected that revocation of the licence – even in the first instance – should be seriously considered.

APPENDIX 4

From: Andrew Hill <andrew.hill@bcpcouncil.gov.uk>
Sent: 08 May 2025 16:53
To: Sarah Rogers - Licensing <sarah.rogers@bcpcouncil.gov.uk>
Subject: Chicken and Beer - 58 Stanfield Road, Bournemouth, BH9 2NP

Hi Sarah

I refer to the email you sent me asking for a report from Environmental Health to assist in the forthcoming premises license review hearing for Chicken and Beer - 58 Stanfield Road, Bournemouth, BH9 2NP.

I received a call on Saturday the 15th February 2025 from an Immigration officer who attended the above premises to undertake immigration checks. Officer {REDACTED} contacted our team to make us aware of an individual who had disclosed to officers that she had TB and wanted advice on how to proceed especially as the individual was engaged in food handling. The following information was provided in relation to TB as well as general food safety concerns;

TB-Related Information

- The subject reported having a **positive TB test** approximately **8 months ago**.
- She claimed a **second test** indicated she **did not have TB**, but clarified that this second test was **not conducted** because she had **no symptoms** at the time.
- She is currently **awaiting results** from an **ECG and Chest X-Ray** taken **8–10 weeks ago**, which were ordered due to **chest pains**.
- She informed her employer, **Roy FRANCIS**, about the initial TB result. She stated that he was the reason she sought a second opinion, but again, no test was done due to lack of symptoms.

Upon receipt of this information, I contacted colleagues in UKHSA to determine whether they were aware of the case of TB.

All forms of suspected and confirmed active [tuberculosis](#) (TB) are [statutorily notifiable](#). This is irrespective of the site of disease.

Statutory notification for active TB is made electronically through the National TB Surveillance System (NTBS) managed by the UK Health Security Agency (UKHSA).

I was advised that the case was not known to the national TB System and that UKHSA would follow this up with the GP. I was advised that they will take over and provide the appropriate clinical information to the case. I have not heard from the UKHSA since and therefore unable to provide any additional information in relation to this matter.

Food Safety Issues

- **Filthy Conditions:** The bar area was described as "fairly filthy," with food debris found around the pumps and general signs of poor cleanliness.

- **Cross-Contamination Risk:** Observations indicated a lack of hygiene practices that could lead to cross-contamination, especially concerning given the food handling roles of staff.
- **Improper Food Storage and Cleanliness:** Although the owner claimed the food was fresh and the mess was due to ongoing work, some of the dirt appeared to be longstanding.
- **General Lack of Sanitation:** The premises, particularly the bar and kitchen areas, showed signs of neglect and poor hygiene management.

I therefore visited the premises on the 26th February, and met with the Food Business Operator **Roy FRANCIS** there were a number of issues identified and I left Mr Francis with clear instructions on the improvements required. I advised him that a formal notice will be served if the required works are not done by the 10th March and the food hygiene rating will be amended to reflect the conditions found at the time of my visit on the 26th February.

The required improvements were made and I therefore had no justification for further interventions.

Kind Regards



Andrew Hill

Environmental Health Officer

Communities

bcpcouncil.gov.uk

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LICENSING SUB-COMMITTEE



Report subject	Harry Ramsden, East Beach, Undercliff Drive, Bournemouth, BH1 2EZ
Meeting date	20 May 2025
Status	Public Report
Executive summary	<p>Deep Blue Restaurants Limited have made an application to vary the premises licence for Harry Ramsden, East Beach, Undercliff Drive, Bournemouth.</p> <p>The current premises licence permits Live Music 12:00 to 00:00, Recorded Music 09:00 to 00:00, Late Night Refreshment 23:00 to 00:00 indoors only and Supply of Alcohol on the premises only 10:00 to 00:00, every day of the week.</p> <p>The applicant is seeking permission for the provision of the existing licensable activities to take place outdoors and for the off-sale supply of alcohol. No request has been made for an extension of the times already permitted under the licence or any amendments to conditions.</p>
Recommendations	<p>It is RECOMMENDED that:</p> <p>Members are asked to decide whether to: -</p> <ul style="list-style-type: none"> a) Grant the application for variation as made; b) Refuse the application, or part of, for variation to the premises licence; c) Grant the application, or part of, subject to additional conditions. <p>Members of the Licensing Sub-Committee are asked to make a decision at the end of the hearing after all relevant parties have been given the opportunity to speak. Members must give full reasons for their decision.</p>
Reason for recommendations	<p>The Licensing Authority has received five representations from local residents on the grounds of the Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance and Protection of Children from Harm licensing objectives.</p> <p>The Licensing Authority may only consider aspects relevant to the application that have been raised in the representation. Where</p>

	<p>representations have been received from a responsible authority or any other person, and the concerns have not been resolved through mediation between all parties, the Scheme of Delegation, set out in the Council's Constitution states that the application should be dealt with by the Licensing Sub-Committee.</p>
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Portfolio Holder(s):	Cllr Kieron Wilson – Portfolio Holder for Housing, and Regulatory Services.
Corporate Director	Graham Farrant – Chief Executive
Report Authors	Tania Jardim – Licensing Officer
Wards	Bournemouth Central
Classification	For Decision

Background

1. An application to vary the premises licence, under Section 34 of the Licensing Act 2003 was made by Deep Blue Restaurants Limited on 27 March 2025. A copy of the application is attached at Appendix 1.
2. Harry Ramsden benefit from a premises licence which was issued on the 2 December 2020 and is attached at Appendix 2. The premises licence authorises the following activities :-
Live Music: (Indoors) Monday to Sunday - 12:00 to 00:00
Recorded Music: (Indoors) Monday to Sunday - 09:00 to 00:00
Late Night Refreshment: (Indoors) Monday to Sunday - 23:00 to 00:00
Supply of Alcohol: (On Sales only) Monday to Sunday - 10:00 to 00:00
3. The variation application is to permit the same licensable activities (Live Music, Recorded Music, Late Night Refreshment) to take place outdoors and for the off-sale supply of alcohol. No change to the current times of licensable activities or any of the existing premises licence conditions have been requested within the variation application.

Consultation

4. The application was served on all responsible authorities and the applicant confirmed that the statutory notices were displayed on the premises and published in the local newspaper.
5. The application prompted five representations from other persons in objection of the application, on the grounds that granting the variation would undermine the four licensing objectives. A copy of the representations are attached at Appendix 3.
6. The applicant made contact with those persons who made representations by way of a letter which is attached at Appendix 4.
7. The licensing officer contacted the applicant with a view to clarify points made on the letter sent to persons making representations and the applicant has agreed for the following conditions to be added to the premises licence, should the variation be granted: -
 - *Outdoor music shall be restricted to low-level, background recorded music and shall be turned off at 10:00 pm each evening.*

- *No live music shall be provided outdoors.*
- *Alcohol shall only be available for takeaway when purchased alongside food.*
- *All alcohol sales shall end at 10pm*

Copy correspondence agreeing to these conditions is attached at Appendix 5.

8. Other persons who made representations were advised of the new conditions offered by the applicant. Of the five persons who made representations, one has now been withdrawn and at the time of releasing the report two have responded to confirm their objections still stand and the remaining two have not responded. If there is any change, members will be advised at the hearing.

Attached at Appendix 6 are responses received from other persons in response to the applicant's letter and their subsequent acceptance of offered conditions.

Options Appraisal

9. Before making a decision, Members are asked to consider the following matters: -
 - The representations made by other persons.
 - The relevant licensing objectives, namely the prevention of crime and disorder, public safety, prevention of public nuisance and protection of children from harm.
 - The Licensing Act 2003, appropriate Regulations, Statutory Revised Guidance issued under Section 182 of the Licensing Act 2003 (February 2025) and the Council's Statement of Licensing Policy.

Summary of financial implications

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

Summary of legal implications

11. If Members decide to refuse the application or attach conditions to the licence which the applicant does not agree to, the applicant may appeal to the Magistrates' Court within a period of 21 days beginning with the day that the applicant is notified, in writing, of the decision.

Summary of human resources implications

12. There are no human resources implications.

Summary of sustainability impact

13. There are no sustainability impact implications.

Summary of public health implications

14. There are no public health implications.

Summary of equality implications

15. There are no equality implications.

Summary of risk assessment

16. 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 (February 2025)

https://assets.publishing.service.gov.uk/media/67b73b7b78dd6cacb71c6ac8/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_-_October+2024+_1_.pdf

Appendices

- 1 – Copy variation application.
- 2 – Copy premises licence.
- 3 – Representation from five other persons.
- 4 – Letter from applicant to persons making representations.
- 5 – Correspondence with agreed conditions.
- 6 – Responses from other persons.

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Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We Deep Blue Restaurants Ltd
(Insert name(s) of applicant)

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

Premises licence number	BH179754
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
Harry Ramsden East Beach Undercliff Drive			
Post town	Bournemouth	Postcode	BH1 2EZ

Telephone number at premises (if any)	01202 295818
Non-domestic rateable value of premises	£

Part 2 – Applicant details

Daytime contact telephone number	[REDACTED]		
E-mail address (optional)	[REDACTED]@com		
Current postal address if different from premises address	Deep Blue Chapter House 33 London Road		
Post town	Reigate	Postcode	RH2 9HZ

Part 3 – Variation

Please tick as appropriate

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

☒ Yes

☐ No

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

DD		MM		YYYY			

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

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

2)

Application for an on/off licence

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

--

Part 4 Operating Schedule

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

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

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

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



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



In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 8)			<u>Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 4)</u>		Indoors	<input checked="" type="radio"/>
					Outdoors	<input checked="" type="radio"/>
					Both	<input checked="" type="radio"/>
Day	Start	Finish	<u>Please give further details here (please read guidance note 5)</u>			
Mon						
Tue			<u>State any seasonal variations for performing plays (please read guidance note 6)</u>			
Wed						
Thur			<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 (please read guidance note 7)</u>			
Fri						
Sat						
Sun						

B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 4)</u>	
			Indoors	<input type="radio"/>
			Outdoors	<input type="radio"/>
Day	Start	Finish	Both	<input type="radio"/>
Mon			<u>Please give further details here (please read guidance note 5)</u>	
Tue				
Wed			<u>State any seasonal variations for the exhibition of films (please read guidance note 6)</u>	
Thur				
Fri			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 7)</u>	
Sat				
Sun				

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details (please read guidance note 5)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 6)
Tue			
Wed			
Thur			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 (please read guidance note 7)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="radio"/>
				Outdoors	<input type="radio"/>
				Both	<input type="radio"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5) <i>Amplified</i>		
Mon	12.00	00.00			
Tue	12.00	00.00	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6) <i>No</i>		
Wed	12.00	00.00			
Thur	12.00	00.00	<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 7) <i>No</i>		
Fri	12.00	00.00			
Sat	12.00	00.00			
Sun	12.00	00.00			

F

Recorded music Standard days and timings (please read guidance note 8)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="radio"/>
				Outdoors	<input type="radio"/>
				Both	<input checked="" type="radio"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5) <i>Amplified</i>		
Mon	9 00	0000			
Tue	9 00	0000	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6) <i>No</i>		
Wed	9 00	0000			
Thur	9 00	0000	<u>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</u> (please read guidance note 7) <i>No</i>		
Fri	9 00	0000			
Sat	9 00	0000			
Sun	9 00	0000			

G

Performances of dance Standard days and timings (please read guidance note 8)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="radio"/>
				Outdoors	<input type="radio"/>
				Both	<input type="radio"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 6)		
Thur					
Fri			<u>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</u> (please read guidance note 7)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing	
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors <input type="radio"/>
Mon				Outdoors <input type="radio"/>
				Both <input type="radio"/>
Tue			<u>Please give further details here</u> (please read guidance note 5)	
Wed				
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 6)	
Fri				
Sat			<u>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</u> (please read guidance note 7)	
Sun				

I

Late night refreshment Standard days and timings (please read guidance note 8)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="radio"/>
				Outdoors	<input type="radio"/>
				Both	<input checked="" type="radio"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5) Sale of off licence sales		
Mon	2300	0000			
Tue	2300	0000			
Wed	2300	0000	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6) No		
Thur	2300	0000			
Fri	2300	0000			
Sat	2300	0000	<u>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</u> (please read guidance note 7) No		
Sun	2300	0000			

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input type="radio"/>
				Off the premises	<input type="radio"/>
Day	Start	Finish		Both	<input checked="" type="radio"/>
Mon	1000	0000	State any seasonal variations for the supply of alcohol (please read guidance note 6) No		
Tue	1000	0000			
Wed	1000	0000			
Thur	1000	0000	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 7) No		
Fri	1000	0000			
Sat	1000	0000			
Sun	1000	0000			

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 10).

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)
Day	Start	Finish	
Mon	0900	0030	No
Tue	0900	0030	
Wed	0900	0030	
Thur	0900	0030	
Fri	0900	0030	
Sat	0900	0030	
Sun	0900	0030	

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

Please tick as appropriate

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



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

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

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

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

Off licence to cover all delivery platforms, including click & collect

b) The prevention of crime and disorder

- No hard tackle spirits will be dispensed from bottles
- Challenge 25 to be in place and all staff trained

c) Public safety

- SIA Security to be on the door of the takeaway on busy days (Fri, Sat & Sunday)
- Beer, cider, wine and premixed alcoholic drinks will be dispensed in plastic cups or tins

d) The prevention of public nuisance

- All alcoholic drinks to be sold alongside food product
- Implement procedures to monitor waste around site

e) The protection of children from harm

- Challenge 25 to be in place and all staff trained
- CCTV to be reviewed frequently

Checklist:

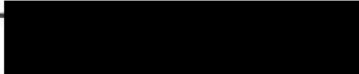
Please tick to indicate agreement

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

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

Part 5 – Signatures (please read guidance note 12)

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

Signature	
Date	27.03.25
Capacity	Facilities & Compliance Manager

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

Signature	
Date	
Capacity	

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

Post town		Post code	
Telephone number (if any)			

Notes for Guidance

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

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.

- Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
 - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
 - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 5. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 8. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
 9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 10. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
 11. Please list here steps you will take to promote all four licensing objectives together.

12. The application form must be signed.
13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
15. This is the address which we shall use to correspond with you about this application.

Licensing Team
 Town Hall Annex
 St Stephen's Road
 Bournemouth BH2 6EA



Premises Licence Part A

Premises licence number: BH179754

Postal address of premises, or if none, ordnance survey map reference or description:	
Harry Ramsdens, East Beach Undercliff Drive	
Post town: Bournemouth	Post Code: BH5 2EZ
Telephone number: 01202 295818	

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

The times the licence authorises the carrying out of licensable activities:
Live Music Monday - 12:00 to 00:00 Tuesday - 12:00 to 00:00 Wednesday - 12:00 to 00:00 Thursday - 12:00 to 00:00 Friday - 12:00 to 00:00 Saturday - 12:00 to 00:00 Sunday - 12:00 to 00:00 Performance of live music will take place indoors.
Recorded Music Monday - 09:00 to 00:00 Tuesday - 09:00 to 00:00 Wednesday - 09:00 to 00:00 Thursday - 09:00 to 00:00 Friday - 09:00 to 00:00 Saturday - 09:00 to 00:00 Sunday - 09:00 to 00:00 Playing of recorded music will take place indoors.
Late Night Refreshment Monday - 23:00 to 00:00 Tuesday - 23:00 to 00:00 Wednesday - 23:00 to 00:00 Thursday - 23:00 to 00:00 Friday - 23:00 to 00:00 Saturday - 23:00 to 00:00 Sunday - 23:00 to 00:00 Provision of late night refreshments will take place indoors.
Supply of Alcohol Monday - 10:00 to 00:00 Tuesday - 10:00 to 00:00 Wednesday - 10:00 to 00:00 Thursday - 10:00 to 00:00 Friday - 10:00 to 00:00 Saturday - 10:00 to 00:00 Sunday - 10:00 to 00:00

The opening hours of the premises:

Monday - 09:00 to 00:30
 Tuesday - 09:00 to 00:30
 Wednesday - 09:00 to 00:30
 Thursday - 09:00 to 00:30
 Friday - 09:00 to 00:30
 Saturday - 09:00 to 00:30
 Sunday - 09:00 to 00:30

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:**

Deep Blue Restaurants Ltd
 Chapter House
 33 London Road
 Reigate
 Surrey
 RH2 9HZ

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

04452665

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

Marek Liner

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

Annex 1 – Mandatory conditions

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

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

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

- 1.3.
 1. The 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).
- 1.4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- 1.5.
 1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 2. The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried 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.

1.6. The responsible person must ensure that -

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

The Licensing Act 2003 (Mandatory Conditions) Order 2014

1.7.

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

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

Where –

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

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

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

Annex 2 – Conditions consistent with the operating schedule

Prevention of Crime & Disorder

- 2.1 Sale of alcohol to be on sales only
- 2.2 All staff involved in the sale of alcohol shall receive training 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.
- 2.3 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.
- 2.4 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.

- 2.5 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.
- 2.6 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.
- 2.7 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.
- 2.8 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.
- 2.9 Alcohol will be ancillary to food prepared and served on the premises.

Public Safety

- 2.10 Service of alcohol shall be by table service.
- 2.11 The premises shall operate as a food led business with the emphasis on attracting family groups to dine at the premises.

Prevention of Public Nuisance

- 2.12 Noise from any regulated entertainment shall be inaudible at the nearest noise sensitive premises or, at the discretion of the local authority, shall not exceed some other pre-agreed limit, which does not cause unreasonable disturbance to local residents.
- 2.13 Any refusals concerning the sale of alcohol shall be recorded.

Protection of Children from Harm

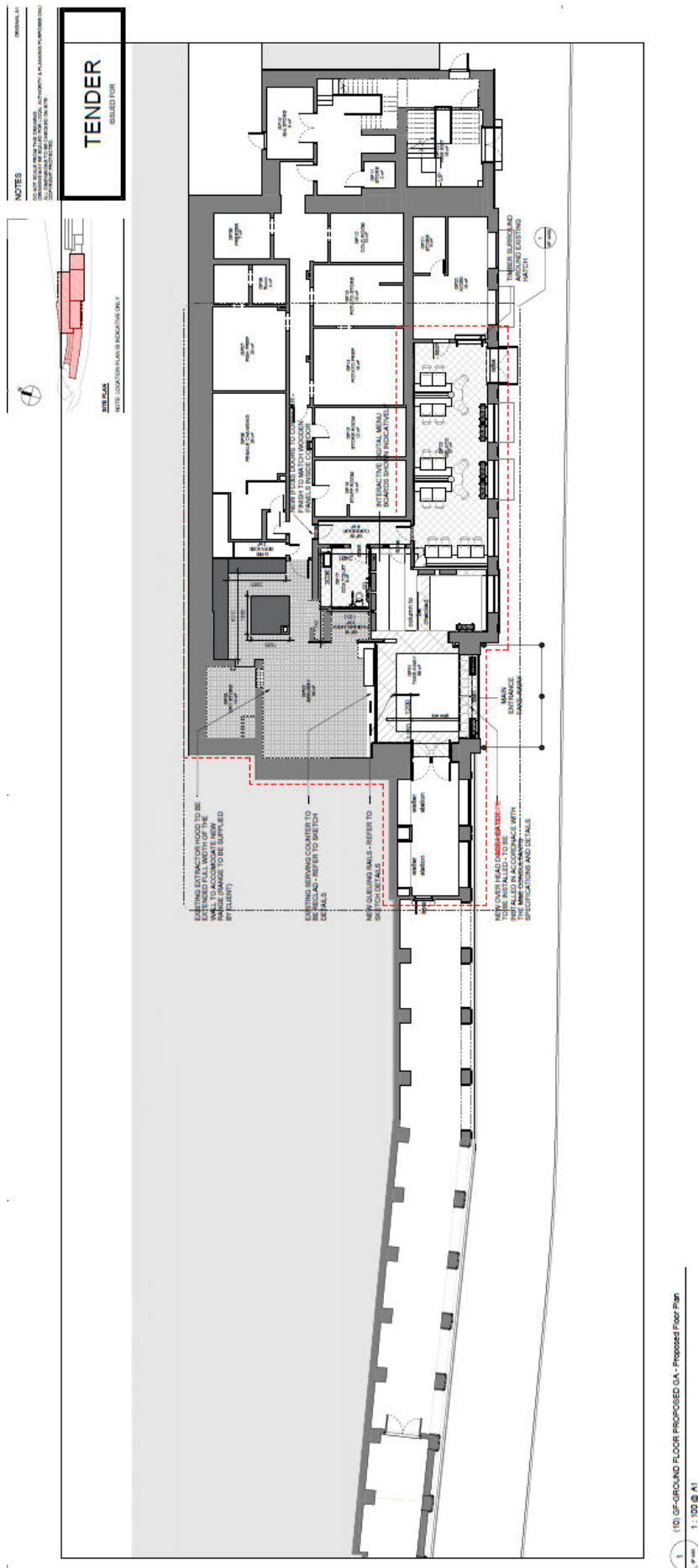
- 2.14 No adult entertainment shall take place on the premises.

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

N/A

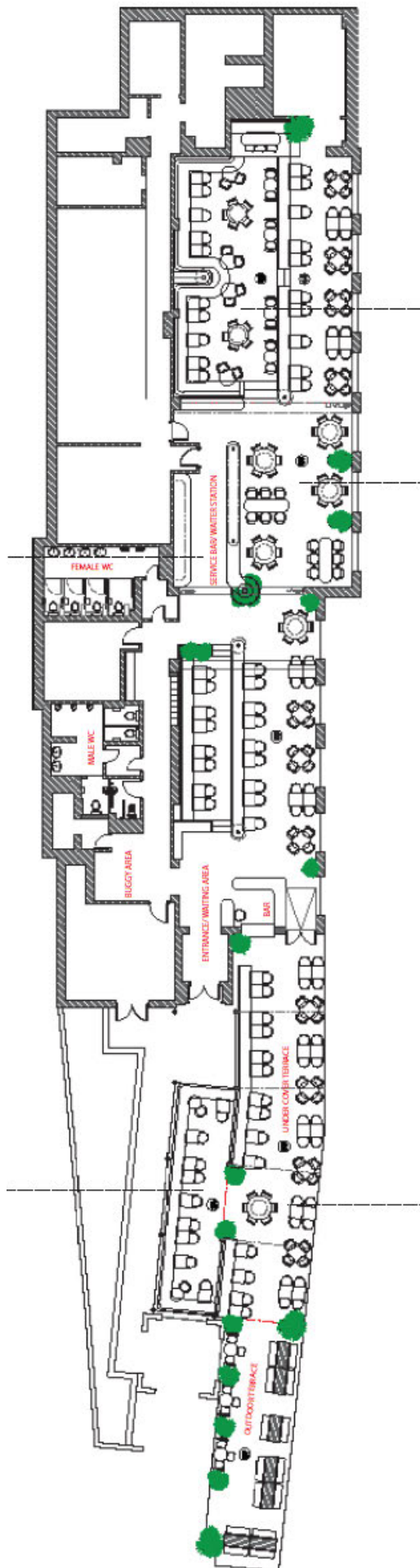
Annex 4 – Plans

This licence is issued in accordance with the plan M179754 dated 02.12.20 and plans numbered M206181 dated 28.04.23 as attached.



Plan Numbered M206181 Dated 28.04.23 (Plan 2 of 4)

DATE	NO.	NAME OF THE PARTY OR PERSON TO WHOM ISSUED	DATE	NO.	NAME OF THE PARTY OR PERSON TO WHOM ISSUED
06/07/2018	2214	HARRY RAMSDEN EAST BEACH, UNDERCLIFFE DR BOURNEMOUTH BH1 2EZ	06/07/2018	2214	B AT






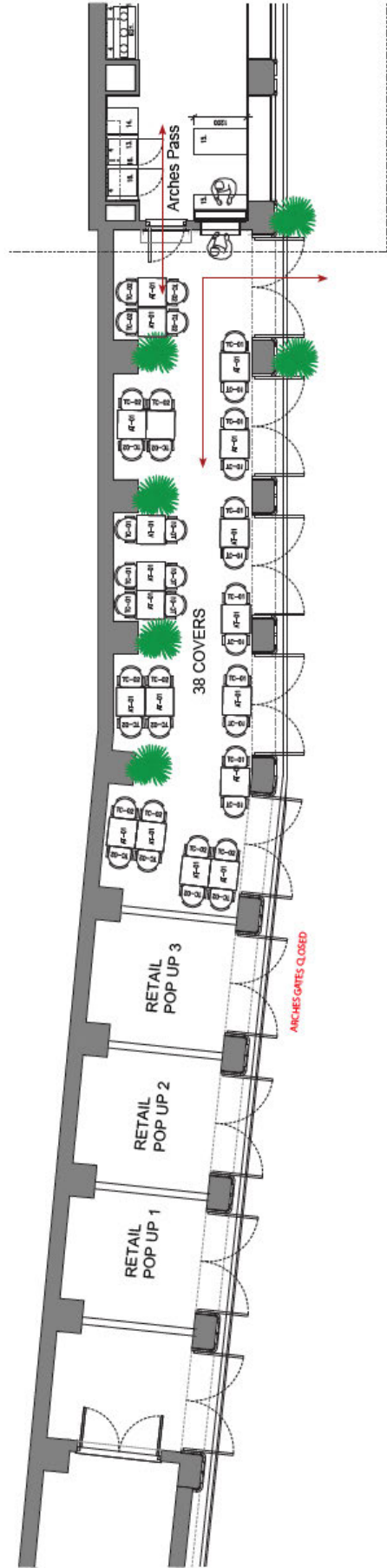
Plan Numbered M206181 Dated 28.04.23 (Plan 3 of 4)

HARRY RAMSDEN

PROPOSED
ARCHES COVERS: 38

ALL ARCHES GATES CLOSED FOR ADDITIONAL SEATING &
LIMITING CUSTOMER ENTRY TO RHS BY ARCHES PASS

FURNITURE KEY:			QTY:
CODE	IMAGE	DESCRIPTION	
TC-01		TIME SIDE CHAIR FINISH AS SHOWN STACKS 8 SUPPLIER: HALLGROSS FURNITURE	18
TC-02		TIME ARMCHAIR FINISH AS SHOWN STACK 8 SUPPLIER: HALLGROSS FURNITURE	20
AT-02		TENNISE FLIP TOP TABLE INK - ORIGINAL USE BLACK LAMINATE TABLE TOP	38



Premises Licence Part B

Premises licence number: BH179754

Postal address of premises, or if none, ordnance survey map reference or description:	
Harry Ramsden's Harry Ramsdens, East Beach Undercliff Drive	
Post town: Bournemouth	Post Code: BH5 2EZ
Telephone number: 01202 295818	

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

The times the licence authorises the carrying out of licensable activities:
Live Music: (Indoors) Monday to Sunday - 12:00 to 00:00 Recorded Music: (Indoors) Monday to Sunday - 09:00 to 00:00 Late Night Refreshment: (Indoors) Monday to Sunday - 23:00 to 00:00 Supply of Alcohol: Monday to Sunday - 10:00 to 00:00

The opening hours of the premises:
Monday to Sunday - 09:00 to 00:30

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:
Deep Blue Restaurants Ltd, Chapter House, 33 London Road, Reigate, Surrey, RH2 9HZ

Registered number of holder, for example company number, charity number (where applicable):
04452665

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

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

Issued: 2 December 2020
Revised: 20 August 2024 [Vary DPS]


 Mrs Nananka Randle
Licensing Manager

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From: [Barbara GOMEZ DEL OLMO](#)
To: [Licensing Com](#)
Cc: [Councillor Sara Armstrong](#); [Councillor Jamie Martin](#); [REDACTED]; [TOALE MP Jessica](#)
Subject: M226724 Application Date: 27 March 2025 Applicant Name: Deep Blue Restaurants Ltd Premises Address: Harry Ramsden's Harry Ramsdens, East Beach Undercliff Drive Bournemouth BH1 2EZ Application Type: LA03 App to Vary Premises Licence
Date: 08 April 2025 09:03:27

Objection to Supply of Alcohol (Off Sales), Recorded Music, and LNR Application – East Cliff

Dear Sirs

I am writing to formally object to the application for the Supply of Alcohol (Off Sales) from Monday to Sunday, 10:00 to 00:00, Recorded Music (Outdoors) from Monday to Sunday, 09:00 to 00:00, and Late Night Refreshment (LNR) (Outdoors) from Monday to Sunday, 23:00 to 00:00, as outlined in the attached Notice of Application.

As a resident of East Cliff, I am deeply concerned about the significant negative impact this proposal will have on our community. The extended hours for alcohol sales, outdoor recorded music, and late-night refreshment services will undoubtedly exacerbate the existing issues of noise, anti-social behaviour, and disturbances that already plague our neighbourhood, particularly in the early hours of the morning.

The proposed hours—extending late into the night, every day of the week—will amplify the associated noise from patrons, music, and general activity. This is especially problematic given how sound carries in our area, particularly under certain wind conditions, which magnify the disturbance to residents living nearby. East Cliff already suffers from frequent incidents of disruption, and approving this application would only worsen these conditions, undermining the peace and quality of life we are entitled to enjoy in our homes.

I urge you to consider the cumulative effect of these proposals on an area already burdened by such issues. The attached Notice of Application fails to address how these activities will be managed to prevent further anti-social behaviour or mitigate the inevitable noise pollution that will accompany them.

For these reasons, I strongly object to this application and request that it be refused in its entirety to protect the well-being of East Cliff residents.

Thank you for your attention to this matter. I look forward to your response and hope that the concerns of the community will be prioritised in your decision-making process.

Yours sincerely,
Barbara GOMEZ DEL OLMO,

[REDACTED] Hinton Wood,

[REDACTED] Grove Road,

Bournemouth BH1 3DZ.

From: [Brian Butters](#)
To: [Licensing Com](#)
Subject: M226724 Application Date: 27 March 2025 Applicant Name: Deep Blue Restaurants Ltd Premises Address: Harry Ramsden's Harry Ramsdens, East Beach Undercliff Drive Bournemouth BH1 2EZ Application Type: LA03 App to Vary Premises Licence
Date: 09 April 2025 21:56:20

"Objection to Supply of Alcohol (Off Sales), Recorded Music, and LNR Application – East Cliff

Dear Sirs

I am writing to formally object to the application for the Supply of Alcohol (Off Sales) from Monday to Sunday, 10:00 to 00:00, Recorded Music (Outdoors) from Monday to Sunday, 09:00 to 00:00, and Late Night Refreshment (LNR) (Outdoors) from Monday to Sunday, 23:00 to 00:00, as outlined in the attached Notice of Application.

As a resident of East Cliff, I am deeply concerned about the significant negative impact this proposal will have on our community. The extended hours for alcohol sales, outdoor recorded music, and late-night refreshment services will undoubtedly exacerbate the existing issues of noise, anti-social behaviour, and disturbances that already plague our neighbourhood, particularly in the early hours of the morning.

The proposed hours—extending late into the night, every day of the week—will amplify the associated noise from patrons, music, and general activity. This is especially problematic given how sound carries in our area, particularly under certain wind conditions, which magnify the disturbance to residents living nearby. East Cliff already suffers from frequent incidents of disruption, and approving this application would only worsen these conditions, undermining the peace and quality of life we are entitled to enjoy in our homes.

I urge you to consider the cumulative effect of these proposals on an area already burdened by such issues. The attached Notice of Application fails to address how these activities will be managed to prevent further anti-social behaviour or mitigate the inevitable noise pollution that will accompany them.

For these reasons, I strongly object to this application and request that it be refused in its entirety to protect the well-being of East Cliff residents.

Thank you for your attention to this matter. I look forward to your response and hope that the concerns of the community will be prioritised in your decision-making process.

Yours sincerely,"

Brian Butters

East Cliff Resident

Sent from my iPhone

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From: [Robert Cooper](#)
To: [Licensing Com](#)
Subject: M226724 Application Date: 27 March 2025 Applicant Name: Deep Blue Restaurants Ltd Premises Address: Harry Ramsden's Harry Ramsdens, East Beach Undercliff Drive Bournemouth BH1 2EZ Application Type: LA03 App to Vary Premises Licence
Date: 09 April 2025 21:57:21

"Objection to Supply of Alcohol (Off Sales), Recorded Music, and LNR Application – East Cliff

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Yours sincerely,"

Robert Cooper

East Cliff Resident

Sent from my iPhone

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Licensing Act 2003 – BCP Representation Form

Personal Details

Name: [REDACTED]

Address: [REDACTED] Grove Rd, Bournemouth, BH1 3EA

Email: [REDACTED]

Contact Telephone Number: [REDACTED]

Premises Details

Application Ref: 226724

Name of Premises: Harry Ramsdens Restaurant

Address of Premises: Undercliff Drive (east of and close to Bournemouth Pier), Central Bournemouth, BH1 2EZ

Reasons for Representation.

(Please note you are not required to complete all the boxes unless you feel it is relevant.)

1. The Prevention of Crime and Disorder:

a) Application to allow off sales of alcohol from 10am to midnight, 7 days a week. This location is not likely to be used by persons wishing to buy alcohol to take to their home for private consumption. Sales from this location are likely to be consumed in the vicinity, on the beach or on the beach promenade. Intoxication may result, and lead to crime and disorder.

2. The Prevention of Public Nuisance:

a) Application to allow off sales of alcohol from 10am to midnight, 7 days a week. Persons using the beach and beach promenade can bring alcohol from home to consume in those areas. If granted this application will make it easier for persons who have already consumed alcohol on the beach to obtain more; instead of walking a considerable distance to a supermarket (Tesco in the Square is probably the nearest), they will be able to get additional alcohol beside the beach. The risk of intoxication will be increased. Intoxication often leads to public nuisance

b) Application to play recorded music outdoors from 9am to midnight, 7 days a week. The beach promenade should be an area in which all can be at peace, and can listen to the sound of the sea. Broadcasting of music through loudspeakers is not necessary for the applicant's business as a restaurant. It should not be permitted at any time because it creates a nuisance to the public as they walk along the promenade or sit on the beach. If permission is to be granted it should not be before noon, nor after 10pm, any day of the week. The noise is likely to be heard in the residences on East Overcliff Drive, disrupting their right to sleep after 10pm. [The noise from other premises on and close to the Pier which have licences already creates that disturbance; this is not a reason to allow another property to add to the noise]

c) Application for Late Night Refreshment from 11pm to midnight, 7 days a week
Preparation of food creates smell, and serving and eating it creates noise, which will disturb local residents. This should not be permitted beyond the existing deadline of 11pm on any day.

3. Public Safety:

a) Application to allow off sales of alcohol from 10am to midnight, 7 days a week.
See 2(a); intoxication puts the public at risk.

4. The Protection of Children from Harm:

a) Application to allow off sales of alcohol from 10am to midnight, 7 days a week.
See 2(a); intoxication puts children at risk.

I declare that the information I have provided is true and correct.

Signed [REDACTED] Dated13 April 2025.....

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From: [Deep Blue Facilities](#)
To: [Deep Blue Facilities](#)
Subject: Harry Ramsden Bournemouth - Premise Licence Variation
Date: 02 May 2025 15:57:34
Attachments: [image908296.png](#)
[image571568.png](#)
[image424459.png](#)
[image701252.png](#)
[image665073.png](#)
[Harry Ramsden"s.pdf](#)

Dear Neighbours,

Please find attached a letter regarding the variation of our Premises Licence at Harry Ramsden Bournemouth.

We sincerely hope the contents address any concerns, and that a hearing on Tuesday, 20th May will not be necessary.

Kind regards

Michelle Clark



Deep Blue Facilities

Deep Blue Restaurants Ltd.

☎ +44 173 722 2228

🌐 www.deepbluerestaurants.com

✉ Facilities@DeepBlueRestaurants.com

📍 Chapter House, 33 London Road, Reigate, RH2 9HZ



Harry Ramsden's Bournemouth

Undercliff Drive

Bournemouth BH1 2EZ

facilities@deepbluerestaurants.com

Friday 2nd May 2025

Dear Neighbour,

We hope this letter finds you well. We are writing in relation to our recent application to vary the premises licence at Harry Ramsden's Bournemouth, located on Undercliff Drive. As a valued neighbour, we wanted to reach out directly to clarify some details and address any concerns you may have regarding the proposed changes.

The variation includes two key elements:

- Permission for **off-licence alcohol sales**, allowing customers to purchase sealed alcoholic beverages to take away.
- The inclusion of **outdoor music**, limited to ambient background levels during specific hours.

We want to reassure you that these changes are intended to enhance the customer experience without causing any disruption to the local community. We take our responsibility to our neighbours seriously and would like to offer the following reassurances:

- **Outdoor music** will be restricted to low-level, background recorded music—similar to what you'd hear at an outdoor café. We have no plans to introduce live music. This is intended purely to create a relaxed and welcoming atmosphere for diners on our terrace. Music will be turned off by 10:00 PM each evening.
- **Off-licence alcohol sales** will be carefully managed, with strict policies in place to prevent public nuisance or underage sales. We will follow the Challenge 25 policy. Alcohol will only be available for takeaway when purchased alongside food. Our team is fully trained to refuse service to intoxicated individuals or those attempting to purchase on behalf of others. On busier days, we will have security on site to support these efforts, alongside active management and CCTV monitoring.

We understand the beachfront is a shared public space and acknowledge concerns about public drinking. However, as alcohol consumption is already permitted in the area, our intention is not to encourage excessive drinking but to offer a convenient and controlled option for our guests. All alcohol sales will end at 10:00 PM.

We remain committed to being a respectful and responsible neighbour and ensuring Harry Ramsden's continues to be a family-friendly presence within the community.





If you have any concerns or questions, we would be more than happy to speak with you directly. Our hope is to work together with the local community and avoid the need for a formal hearing (Scheduled for Tuesday 20 May 2025), if possible.

Please don't hesitate to get in touch by emailing us at **facilities@deepbluerestaurants.com**. We genuinely value your feedback and are open to discussing any specific concerns or suggestions.

Thank you for taking the time to read this letter and for your continued support of Harry Ramsden's Bournemouth.

Warm regards,

Michelle Clark

Facilities & Compliance Manager
Deep Blue Restaurants Ltd



+44 173 722 2228



Chapter House, 33 London Road
Reigate, RH2 9HZ



www.HarryRamsdens.com

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From: [Deep Blue Facilities](#)
To: [Tania Jardim](#)
Cc: [Jason Waggot](#)
Subject: RE: Harry Ramsden Bournemouth - Premise Licence Variation
Date: 07 May 2025 10:59:20
Attachments: [image007.png](#)
[image008.png](#)
[image009.png](#)
[image010.png](#)
[image011.png](#)
[image012.png](#)
[image362173.png](#)
[image675962.png](#)
[image727038.png](#)
[image546932.png](#)
[image929576.png](#)

Morning Tania

As discussed

- Outdoor music will be restricted to low-level, background recorded music and shall be turned off at 10:00 pm each evening. **Site does close at 10pm, although we are permitted until midnight**
- No live music shall be provided outdoors. **Live music indoors only**
- Alcohol will only be available for takeaway when purchased alongside food. **Correct**
- You mention that **all** alcohol sales will end at 10pm, I take it this refers to off sales only since you are already permitted the supply of alcohol for on sales until 00:00 **Correct, all sales will finish at 10pm. If we wish to extend, we will apply for a temporary event licence.**

Kind regards

Michelle



Deep Blue Facilities

Deep Blue Restaurants Ltd.

+44 173 722 2228

www.deepbluerestaurants.com

Facilities@DeepBlueRestaurants.com

Chapter House, 33 London Road, Reigate, RH2 9HZ

From: Tania Jardim <tania.jardim@bcpcouncil.gov.uk>
Sent: Tuesday, May 6, 2025 4:25 PM
To: Deep Blue Facilities <Facilities@DeepBlueRestaurants.com>
Subject: RE: Harry Ramsden Bournemouth - Premise Licence Variation

Dear Michelle,

Thank you for copying me into this email.

I note your reference to the following: -

- Outdoor music will be restricted to low-level, background recorded music and shall be turned off at 10:00 pm each evening.
- No live music shall be provided outdoors.

- Alcohol will only be available for takeaway when purchased alongside food.
- You mention that **all** alcohol sales will end at 10pm, I take it this refers to off sales only since you are already permitted the supply of alcohol for on sales until 00:00.

The above points did not form part of your application, I take these amendments are being proposed/offered as a form of mediation and for inclusion in the licence, should it be granted? Please can you confirm?

I would be grateful for your confirmation by return, so that it can form part of my report.

Kind regards

Tania



Tania Jardim
Licensing Officer
Housing & Public Protection
 T. 01202 817895
tania.jardim@bcpcouncil.gov.uk
bcpcouncil.gov.uk



From: Deep Blue Facilities <Facilities@DeepBlueRestaurants.com>

Sent: 02 May 2025 15:57

To: Deep Blue Facilities <Facilities@DeepBlueRestaurants.com>

Subject: Harry Ramsden Bournemouth - Premise Licence Variation

Dear Neighbours,

Please find attached a letter regarding the variation of our Premises Licence at Harry Ramsden Bournemouth.

We sincerely hope the contents address any concerns, and that a hearing on Tuesday, 20th May will not be necessary.

Kind regards

Michelle Clark

Deep Blue Facilities

Deep Blue Restaurants Ltd.

RESPONSES FROM MR BUTTERS

From: Brian Butters

Sent: 07 May 2025 15:33

To: Tania Jardim

Subject: Re: Harry Ramsden Bournemouth - Premise Licence Variation

- *Outdoor music shall be restricted to low-level background recorded music and shall be turned off at 10:00 pm each evening.*

-

Why bother then. It's just an excuse to get the licence through then it will be blasting like last year.

- *No live music shall be provided outdoors.*

Good

- *Alcohol shall only be available for takeaway when purchased alongside food.*

So I can purchase a poke of their poor quality overpriced chips and three bottles of wine? The problem is Tania, people, filthy people, come from out of town with their sup purchased from Asda at the train station. When they run out, it's a trek to the Square, fighting through the knife crime, homeless, rats and other filth, but a trek nonetheless. If the chippy is selling sup with chips and a pickled egg, it will only encourage more and heavier suppery, violence, huffing and crime.

- *All alcohol sales shall end at 10pm.*

Ban them I say.

From: Brian Butters

Sent: 07 May 2025 11:20

To: Tania Jardim

Subject: Re: Harry Ramsden Bournemouth - Premise Licence Variation

Dear Tania

You may use all my feedback without fear or favour.

I cannot speak to the police incident on the Friday as I only observed it on the social media post I sent you. No doubt the premises management have supplied their cctv to the investigation.

The youths I observed were indeed customers and I assume can also be identified by cctv. They were black, in their multiple tens, had huge yellow and orange balloons and large canisters of huff as well as boxes of crap, dry chips from the establishment in boxes no doubt discarded.

The proposed profiteering on off sales at an already identified hot spot for ASB is ludicrous, dangerous and unwelcome.

At the time of writing you may also like to reference my objection to the tacky, underused, smelly pizza place on the beach at Eastcliff which is full of chavs with short skirts, over plump lips and common accents.

Indeed I also object to the new vape shop, all of them actually, but in particular the one in old Christchurch Road opposite Krispy Kreme which seems to think it's Glastonbury on meow meow with its loud, common and unwelcome music.

From: Brian Butters
Sent: 02 May 2025 16:08
To: Deep Blue Facilities
Cc: Licensing Com
Subject: Re: Harry Ramsden Bournemouth - Premise Licence Variation

Dear Michelle

Your memo does not state anything that is not in the application.

To quote Catherine Tate's Nan, "it's a liberty" although I think she added in a delicate further word.

Not even an offer of a complimentary fish supper to oil the decision. Speaking of oil, the smell that comes from the restaurant every day on the Eastcliff slope is beyond rancid. Change your grease more often.

I pray for the day Chez Fred takes over on the sea front, your product, clientele, facilities, food quality and ambiance are all rank.

I wonder if you even had permission to address me. GDPR breach?

I still strongly object to the proposals as it encourages further ASB.

Did you see the thirty or so IC1's outside your restaurant last night all inhaling nitrous oxide? You can't have failed to notice the balloons. It was 6pm.

Did your team call the police?

Thank you but no thank you.

Mr Butters

Sent from my iPhone

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RESPONSE FROM MR COOPER

From: Robert Cooper

Sent: 07 May 2025 16:04

To: Tania Jardim

Subject: Re: Harry Ramsden Bournemouth - Premise Licence Variation

Dear Tania

I still object to the proposal to sell alcohol to take away.

As a resident, I regularly see people heading to the beach with a quantity of alcohol they have purchased, while sober, they feel will be a sensible amount. At lunchtime as I walk down Bath Hill to the gym there is a steady stream of youngsters with cases of Corona and other lager en route to the beach.

Once consumed there is nowhere that is convenient to purchase more. I believe this is a sensible option.

I can see antisocial behaviour increasing further at what is already known to be a flashpoint.

It provides me with no comfort that alcohol can only be purchased with food. What is to stop someone buying multiple bottles of wine, so long as they buy a small portion of chips at the same time.

The beach and its environment should not be allowed to become an open air boozing zone with unlimited facilities to buy more than sensible amounts of drink.

The Police and other emergency services have enough to do rather than pick up the pieces of Harry Ramsdens latest scheme to make money for themselves, with no conscience towards the neighbours and other beach patrons.

The beach and surrounding areas are for the whole public to enjoy and feel safe from over indulgence and poor behaviour which often follow over consumption of alcohol.

I am opposed to the proposals at every level. Harry Ramsdens should be able to sell alcohol to those who dine in their restaurants. As the beach is public, they have no place detracting from other's enjoyment of the area.

If you look at Swanage and Weymouth beaches, they feel safe and inviting. BCP have gone in the wrong direction trying to turn our beaches into a destination where's Ok to get drunk and misbehave. The bars on the sand are poor quality and lower the tone of our most valuable asset.

Having holidayed abroad extensively the bars on our beach are not an aspirational destination that exist elsewhere.

The beach outside Harry Ramsdens is usually frequented by teens and young adults. These will be the target audience,

On my daily evening walks around this area, there are gangs of youths with laughing gas and alcohol. The proposals whilst financially lucrative for the proposer, do nothing for residents who already feel unsafe walking on the prom in daylight hours.

Turning Bournemouth beach into Magaluf will not help the fortunes of the town for residents and council tax payers

Regards

Robert Cooper

Sent from my iPhone

RESPONSE FROM MS GOMEZ DEL OMO

From: Barbara GOMEZ DEL OLMO
Date: 4 May 2025 at 18:06:28 BST
To: Ramsden Facilities Harry
Cc: tania.jardin@bcpcouncil.gov.uk
Subject: Harry Ramsden Bournemouth - Premise Licence Variation

Hello Tania

I recently became aware, through a neighbour, about your recent communication. For some reason you have not written to me

I'm reaching out to express my concerns based on the information my neighbour shared with me. Your application reportedly describes the music as comparable to that of an outdoor café. My residence is located nearby, on the Cliff-top.

When there are South Easterly winds, which are frequent in our location—the sound from speakers carries clearly to my home. While visitors to a café experience such music for a brief period, residents like myself are exposed to it for extended hours, which can become disruptive. Additionally, I understand your application seeks permission to play recorded music outdoors until midnight, seven days a week, despite a mention that music would cease by 10 PM nightly. If your intention is indeed to stop at 10 PM, I kindly urge you to amend your application to reflect this accurately and withdraw the current request.

Should you proceed with the existing application as described, I must maintain my objections. Thank you for addressing these concerns. I look forward to your clarification and response.

Sincerely,
Barbara GOMEZ DEL OLMO,

RESPONSES FROM LOCAL RESIDENT WHO ASKED FOR ANONYMITY

From:
Sent: 07 May 2025 12:28
To: Tania Jardim
Subject: Re: Harry Ramsden Bournemouth - Premise Licence Variation

Thanks for your email this morning. I am happy for our correspondence to be shared with the applicant and the committee which will make the licence decision. I don't object to its text being on a web site but do not wish my name, address, web address or phone number to be published.

It would be helpful if you, I and the applicant could agree what are the premises covered by the existing licences, and what change if any is planned to that area. My understanding is that the existing Harry Ramsden operation consists of a two-level interior, one outdoor area with tables at high level with access from the bottom end of East Cliff Slope, and a serving hatch serving take-away food at lower level at the Pier end of East Undercliff Drive. I don't think it would be proper for me to enter into correspondence about the validity of that description with the representative of Harry Ramsden, but I suggest it could be helpful for you to check it and establish any proposed changes. In particular I had assumed the plan was to place tables along the outer wall of the building on the pavement of East Undercliff Drive (underneath Harry Ramsden's existing awnings). If that is not the plan, where are the late night refreshments to be served? Are the loudspeakers for the playing of recorded music outside to be (i) at East Cliff Drive level (ii) in the open air dining area off East Cliff Slope (iii) somewhere else?

Leaving the Live Music Acts to one side for the moment, you quote a Condition. What does your Licence team regard as the proper (under law) interpretation of its words, particularly its final phrase? Is there a total ban on noise which is audible at noise sensitive premises, or only if that noise causes unreasonable disturbance to local residents?

Interpreting what is "unreasonable" is a major problem between residents and the BCP Environmental/Noise team, when that word is used in a Licence Condition or in the application of the rules prohibiting Statutory Nuisance in the Environmental Protection Act. When the Licensing team is able, without breaching the Live Music Act, to impose a Condition, please in future can the wording be specific. "Inaudible" or "not more than xDb at any time at the exterior of residential premises" can be enforced; in practice "unreasonable" can't other than in exceptional circumstances.

Name Removed

From:

Sent: 06 May 2025 22:32

To: Tania Jardim

Subject: Re: Harry Ramsden Bournemouth - Premise Licence Variation

Thank you. I am aware of the right to play music but am under the impression that it applies to the relevant premises. In this case, I suggest those are the interior of the Harry Ramsden's restaurant (which already has licences). As I see things, the operator is now applying for a series of licences for new premises, being the part of the undercliff promenade and adjacent land which is adjacent to the restaurant. My objection is to the granting of licences to that new premises

Name Removed

Subject: Re: Harry Ramsden Bournemouth - Premise Licence Variation

Date: Sun, 4 May 2025 15:18:45 +0100

From:

To: facilities@deepbluerestaurants.com

CC: tania.jardin@bcpcouncil.gov.uk

Thanks for your letter of 2 May.

In relation to your application to play recorded music you state "similar to what you hear at an outdoor cafe". My home is east of and above your restaurant; it is closer to your premises than the beach cafe which existed last summer at the east side of the pier in the vicinity of the end of the zip wire. When the wind blew from the west, as it does more often than from other directions, the sound from their amplifiers was audible in my flat. When one visits a cafe or restaurant one hears the amplified music for the hour or two one is at the premises; those who live in the area hear it constantly, hour after hour.

You also state "music will be turned off by 10pm each evening". Your application is for a licence to play recorded music outdoors until midnight 7 days a week. If that is not your intention, please withdraw that application and re-apply for what you actually intend.

If you continue with your existing application my objections stand

Name Removed

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