

# Notice of Licensing Committee

Date: Thursday, 17 September 2026 at 10.00 am

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



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## Membership:

### Chairman:

Cllr D A Flagg

### Vice Chairman:

Cllr A Keddie

Cllr S Bartlett  
Cllr A Chapmanlaw  
Cllr G Farquhar  
Cllr D Farr

Cllr A Filer  
Cllr P Hilliard  
Cllr M Howell  
Cllr C Matthews

Cllr E Pankhurst  
Cllr J Richardson  
Cllr P Sidaway  
Cllr L Williams

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

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

<https://democracy.bcpCouncil.gov.uk/ieListDocuments.aspx?MId=6436>

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

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

This notice and all the papers mentioned within it are available at [democracy.bcpCouncil.gov.uk](https://democracy.bcpCouncil.gov.uk)

AIDAN DUNN  
CHIEF EXECUTIVE

9 September 2026

**DEBATE  
NOT HATE**



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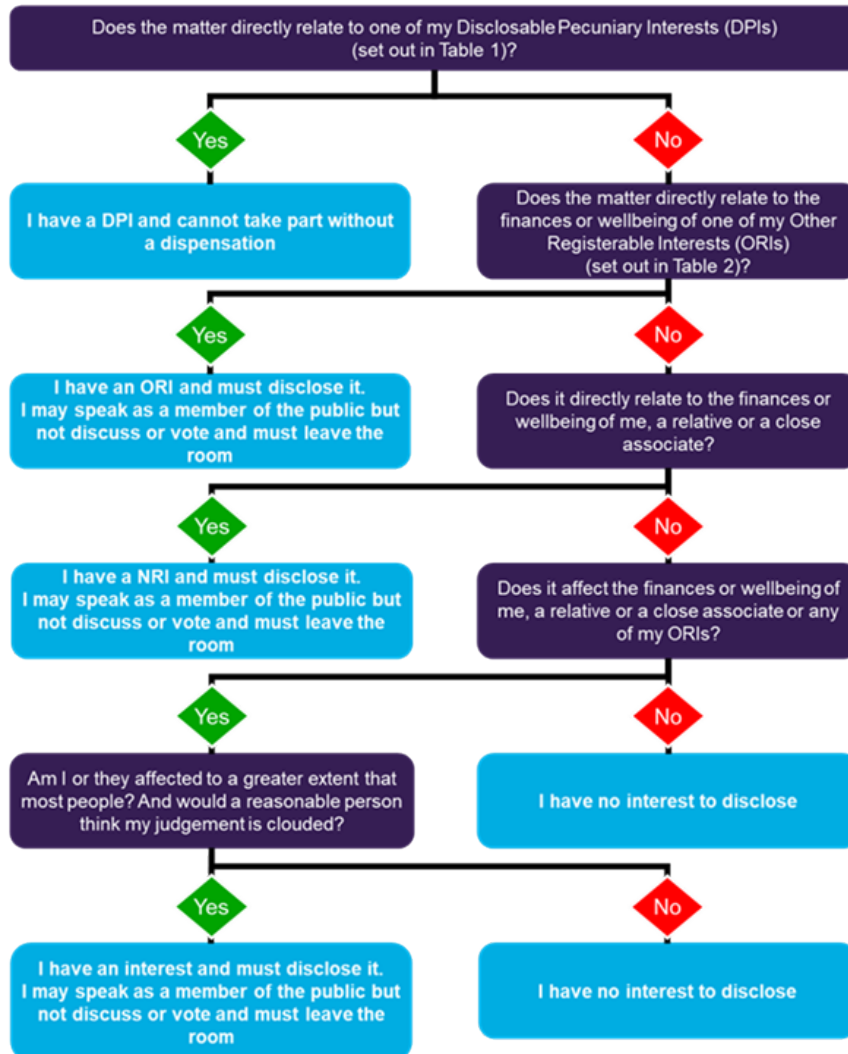
The logo for the Mod.gov app, featuring a stylized 'M' and 'G' in blue and green, with the text "Modern Gov" below it.

## Maintaining and promoting high standards of conduct

### Declaring interests at meetings

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

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



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

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

#### Bias Test

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

#### Predetermination Test

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

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

For more information or advice please contact the Monitoring Officer

### Selflessness

Councillors should act solely in terms of the public interest

### Integrity

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

### Objectivity

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

### Accountability

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

### Openness

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

### Honesty & Integrity

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

### Leadership

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

# AGENDA

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

## 1. **Apologies**

To receive any apologies for absence from Councillors.

## 2. **Substitute Members**

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

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

## 3. **Declarations of Interests**

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

Declarations received will be reported at the meeting.

## 4. **Confirmation of Minutes**

To confirm and sign as a correct record the minutes of the Licensing Committee meeting held on 20 May 2026 and the Licensing Sub Committee meetings held on 13 May, 3, 23 June, 8, 10, 21 July, and 5 August 2026.

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

## 5. **Public Issues**

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

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

The deadline for the submission of a public question is midday 11 September 2026 [midday 3 clear working days before the meeting].

The deadline for the submission of a public statement is midday 16 September 2026 [midday the working day before the meeting].

The deadline for the submission of a petition is 3 September 2026 [10 working days before the meeting].

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## ITEMS OF BUSINESS

**6. Proposal to review current standard conditions attached to sex establishment licences**

67 - 74

The standard conditions attached to Sex Establishment Licences were adopted following the formation of Bournemouth, Christchurch and Poole Council in 2019 and have remained largely unchanged since that time.

Officers recommend that a review of the current conditions is supported by members to ensure they remain relevant, effective and reflective of current operational practices, licensing standards and regulatory expectations.

Officers have identified a number of conditions where the wording is outdated, lacks sufficient clarity, duplicates legislative requirements or does not adequately reflect current safeguarding and operational practices.

**7. Forward Plan**

75 - 76

To consider, amend as required and agree the Committee's proposed Forward Plan.

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

**BOURNEMOUTH, CHRISTCHURCH AND POOLE COUNCIL**  
**LICENSING COMMITTEE**

Minutes of the Meeting held on 20 May 2026 at 10.15 am

Present:-

Cllr D A Flagg – Chairman

Cllr A Keddie – Vice-Chairman

Present: Cllr S Bartlett, Cllr A Chapmanlaw, Cllr G Farquhar, Cllr P Hilliard,  
Cllr E Pankhurst, Cllr J Richardson and Cllr L Williams

Cllr A Filer – attended via MS Teams

Cllr D Farr - attended via MS Teams

37. Apologies

Apologies for absence were received from Councillors Matthews and Sidaway.

38. Substitute Members

There were no substitute members.

39. Election of Chair

**RESOLVED that Councillor Flagg be elected as Chair of the Licensing Committee for the ensuing municipal year 2026/27.**

40. Election of Vice Chair

**RESOLVED that Councillor Keddie be elected as Vice Chair of the Licensing Committee for the ensuing municipal year 2026/27.**

41. Declarations of Interests

There were no declarations of interest.

42. Confirmation of Minutes

**RESOLVED that the Minutes of the Licensing Committee held on 12 March 2026, and the Licensing Sub-Committees held on 3, 13, 18, 31 March and 15, 20, 21 and 29 April 2026, be signed by the Chair as an accurate record.**

The Licensing and Trading Standards Manager referred to page 6, paragraph 5, of the Licensing Committee minutes dated 12 March, and

provided an update on the query raised regarding the taxi licensing fee consultation process.

A query was raised about consulting on taxi licensing fees before committee review. While earlier consultation could save committee time where responses were supportive, it carried risks: reduced Member oversight, potential criticism due to limited awareness, possible need for re-consultation if proposals change, and less transparency. Following discussions with the Chair and Vice Chair outside of the meeting the current process would remain.

43. Public Issues

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

44. Caravan Site Fee Policy

The Chair received a request to rearrange the agenda running order and the Caravan Site Fee Policy report was considered next.

Matthew King, Private Sector Housing Manager, presented a report, a copy of which had been circulated to each Member and a copy of which appears as Appendix 'A' to these Minutes in the Minute Book.

The Committee considered the policy for the level of fees charged by BCP Council for the duties in relation to Licenced Caravan/Mobile Park Home Sites.

The policy, which was a requirement in law under Section 10A (2) Caravan Sites and Control of Development Act 1960, set out those fees showing how they were calculated and how they would be reviewed in the future.

It was noted that the percentage increase in fees proposed for 2026 was in line with the recommended corporate inflation.

In response to various questions raised, the Private Sector Housing Manager advised that there were 21 permanent caravan sites throughout BCP. Residents were not consulted about the proposed increase in fees as fee setting was set on a cost recovery process in terms of administering the licence, however, site owners were able to pass licence fees on to caravan owners. It was highlighted that if an overspend was created on one site, it would be reflected across all sites.

A committee member queried the fee relating to the 'fit and proper person' requirement. Members were advised that the Mobile Homes (Requirement for Manager of Site to be Fit and Proper Person) (England) Regulations 2020, set out the Council's duty to assess whether a site owner or manager was a 'fit and proper person' to operate a mobile home site. It was an offence for a site licence holder to operate a park home site unless they, or their appointed manager, met this requirement.

The fee was intended to cover the Council's costs in carrying out various checks, including administration, Disclosure and Barring Service (DBS) checks, and officer time. The fee applied for a five-year period, during which conditions could be imposed if considered necessary.

A committee member highlighted that they had a caravan site in their ward, which had experienced various issues in the past. They felt it would be beneficial for the committee to retain ownership of setting the fees instead of delegating annual fee amendments to the Director of Housing and Public Protection in the future so that any complaints could be discussed. The Legal Adviser confirmed that all fees were calculated on a cost recovery basis and if there were any issues at the sites, complaints could be raised with the Council and dealt with accordingly.

**RESOLVED that**

- a) Members agree the proposed policy and fees as stated, and**
- b) Annual fee amendments be delegated to the Director of Housing and Public Protection in the future.**

**Voting: For - 8**

**Against -1**

**Abstain - 0**

45. Animal Licensing Fee Review

Louise Jones, Environmental Health Manager, presented a report, a copy of which had been circulated to each Member and a copy of which appears as Appendix 'B' to these Minutes in the Minute Book.

The Committee considered the level of fees charged by BCP Council for the animal licensing fees chargeable for licensing functions.

The proposed 2026/27 fees and charges had been set at a level to ensure that the Animal Licensing and Dog Control Service operated on a full cost-recovery basis. A proposed increase in fees and charges would help to ensure full costs were recovered in the next financial year. The percentage increase on animal activities licensing fees and charges was in line with the corporate inflation percentages recommended for this year.

The report also recommended that the authority to set and amend licensing fees in future, be delegated to the Director of Housing and Public Protection, enabling more efficient and responsive fee setting in line with statutory requirements and the Council's governance arrangements.

In response to various questions raised, the Environmental Health Manager explained that the star rating was based on an inspection of businesses

e.g. pet shops, catteries and animal boarding and that a 1, 2 or 3 star rating would be issued.

A committee member asked how enforcement took place when concerns were raised and gave the example of the welfare of the Southbourne Green Goats. The Environmental Health Manager explained that complaints of licensed businesses would be raised with Environmental Health and the service would investigate, working closely with the RSPCA. The welfare of the goats had been investigated and the owners licence had not been renewed.

**RESOLVED that**

**a) Members agree the proposed fees as stated, and**

**b) Members to delegate authority to the Director of Housing and Public Protection to set and amend licensing fees going forward.**

**Voting: Unanimous**

46. Forward Plan

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

The following updates were provided:

The Pleasure Boats and Boatpersons Licensing Policy - The Policy had undergone consultation, generating a high number of responses. It was scheduled for consideration by the Licensing Committee on 17 September 2026, though this may be deferred to 10 December due to the volume of feedback received.

**Committee Briefings and Training Sessions 2026:**

The Vice-Chair highlighted upcoming legislation on tobacco and vapes due in October 2026 and emphasised a multi-agency enforcement approach. The Licensing and Trading Standards Manager confirmed that licensing already worked closely with the police and immigration services on matters such as tobacco sales and advised that training would be provided to committee members once the new legislation was in force.

The Chair thanked Members for their support and flexibility in attending additional meetings in March and April. It was noted that licensing applications could be received at any time and were subject to strict statutory timescales, particularly for Temporary Event Notices which often

required hearings at short notice. With an anticipated increase in workload over the summer, Members were thanked in advance for their continued availability.

**RESOLVED that the amendments to the Forward Plan be noted.**

The meeting ended at 10.48 am

CHAIRMAN

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**BOURNEMOUTH, CHRISTCHURCH AND POOLE COUNCIL**  
**LICENSING SUB-COMMITTEE**

Minutes of the Meeting held on 13 May 2026 at 10.15 am

Present: Cllr S Bartlett, Cllr A Chapmanlaw and Cllr D A Flagg

1. Election of Chair

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

Voting: Unanimous

2. Apologies

There were no apologies for absence.

3. Declarations of Interests

There were no declarations of interest.

4. Protocol for Public Speaking at Licensing Hearings

The protocol for public speaker was noted.

5. Application for a premises Licence at Seafront Mini Market, 18 Westover Road, Bournemouth, BH1 2BY

Present:

From BCP Council:

Ellie King – Licensing Officer

Andy McDiarmid – Legal Advisor to the Sub-Committee

Christiane Tan – Clerk to the Sub-Committee

Michelle Cutler – Democratic Services support

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

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

The Sub-Committee was asked to consider an application for the Off Sale of alcohol between 08:00-03:00 and the provision of Late-Night Refreshment between 23:00-03:00 every day for the premises known as Seafront Mini Market. Applications attracted 5 Representations – 1 from Dorset Police, and 4 from Other Persons including a local Ward Councillor and the Leader of the Council, on the grounds that to grant the application would undermine the prevention of crime and disorder, prevention of public nuisance, public safety and protection of children from harm licensing objectives.

Following publication of the Officer's report, Dorset Police and the Leader of the Council withdrew their representation.

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

- Elina Kadir – Applicant
- John Wallsgrove – Solicitor, representing applicant
- Frankie Janes, representing Claire Seymour - BCP Anti-Social Behaviour (ASB) and Community Safety Accreditation Scheme (CSAS) Lead
- Councillor Jamie Martin

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

**RESOLVED** that the application for a Premises Licence at Seafront Mini Market, 18 Westover Road, Bournemouth BH1 2BY for the off-sale of alcohol between 08:00 and 23:00 every day in accordance with the details specified in the application and the Licensing Officer's report, be **GRANTED** subject to conditions offered by the Applicant in Part 3 of the Operating Schedule, Paragraph M, and also to the amendments to the application and conditions agreed following mediation between the Applicant and Dorset Police and BCP Council Trading Standards, namely:-

**Amend application as follows:**

- Only apply for the sale of alcohol between 08:00 and 23:00.
- No late night refreshment.
- Opening hours for the shop would be 08:00 to 03:00.

**The following conditions to be added to the licence:**

- All spirits shall be displayed only behind the counter area.
- Alcohol shall only be displayed in areas visible from the sales counter or covered by CCTV.
- No sale of alcohol shall knowingly be permitted to anyone under the influence of illegal drugs.
- Appropriate signage advising customers of the condition relating to 'no single cans above 5.3 % ABV' shall be prominently displayed throughout the premises.

- The premises shall not stock, sell or supply bottles of any cider, beer or lager that has a strength over 5.3% ABV in a size greater than 1 litre. Further, the premises shall not sell single bottles or cans of any beer, cider or lager that has a strength of over 5.3% ABV.
- A notice reading “We do not sell single cans or bottles of beers, ciders or lagers that are stronger than 5.3% ABV” shall be displayed at or near the beer display area.
- The whole service area shall be visible to Management and staff who shall be trained and supervised by a DPS and their authorised staff.
- A CCTV system, shall be installed to cover all entry and exit points enabling frontal identification of every person entering in any light condition.
- There must be a member of staff on duty at all times that the premises are trading under this licence who is able to access the CCTV and produce images to the Police on request.
- 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. Challenge 25 Age Verification policy to be adopted and advertised with posters.
- 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:
  - any complaints received
  - any incidents of disorder
  - any faults in the CCTV system / or searching equipment / or scanning equipment
  - any refusal of the sale of alcohol
  - any visit by a relevant authority or emergency service
  - all crimes reported to the venue
  - all ejections of patrons
  - all seizures of drugs or offensive weapons

- This log to be checked on a weekly basis by the DPS of the premises.
- Any staff employed under the age of 18 will be constantly supervised.
- Alcohol will not be sold to or delivered to any person who is challenged and fails to provide an acceptable form of ID
- The premises shall operate a Challenge 25 policy. All customers who appear to be under the age of 25 shall be asked to prove they are of legal age before being served alcohol.
- Appropriate signage advising customers of the Challenge 25 policy will be prominently displayed in the premises (next to alcohol and at the point of sale).
- 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 be prominently displayed in the premises.
- 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.
- All staff will be trained in the legality and procedure of alcohol sales using the Trading Standards South West No Proof of age No Sale (NPOANS) training resource (or any equivalent scheme approved by the government or trading standards) prior to undertaking the sale of alcohol. Refresher training will be given to all staff on 6 monthly basis.
- A record of this training will be kept at the premises and be available for inspection by an authorised officer (e.g. Police officer, licencing officer or other authorised officer of the council) on request.
- A Refusals Register shall be maintained at the premises and used to record any and all occasions upon which any person is refused the sale of alcohol (or delivery of the same) with a note of the reason for the refusal, the date and time and a brief description of the person(s) concerned. If the refusal relates to a delivery, the record shall also contain a note of the delivery address and the name of the customer concerned.
- The register will be signed off and dated by the Designated Premises Supervisor on a weekly basis as being an accurate record. This register will be maintained at the premises, and

records of this will be kept for no less than twelve months and made available for inspection by an authorised officer on request.

- Any delivery will be provided by a reputable company operating in the area. Where the company directly employs a delivery driver they will provide a delivery policy and training to their employee.
- Delivery drivers where employed by the premises must request forms of identification (recognised photographic identification cards, such as a driving licence or passport I Holographically marked PASS scheme identification cards) evidencing the recipient to be at least 18 years of age before any alcohol is handed over.

The following conditions are also to be added to the licence following agreement between the applicant and BCP Council Environmental Health during mediation, as set out in Appendix 5 to the Licensing Officer's report namely:-

- No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises which gives rise to a nuisance.
- The premises licence holder shall ensure that patrons do not congregate in or near doorways and are supervised by staff so as to ensure that there is no public nuisance.
- Notices shall be prominently displayed at the exit requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
- All delivery drivers will be made aware that they must be considerate of neighbouring premises when parking, and/or when making deliveries to ensure there is no obstruction or noise nuisance.
- Suitable provisions shall be put in place to ensure the regular collection of waste or recyclable materials from the premises and suitable provisions shall be made for patrons to dispose of waste generated from the premises.

Additionally, the Sub-Committee was encouraged by the applicant's proposal to join the local Bournemouth Townwatch scheme and therefore conditioned the premises to be a member of the Bournemouth Townwatch scheme, to participate actively, to attend meetings, and to abide by group decisions regarding banned individuals.

**Reasons for Decision:**

The Sub-Committee gave detailed consideration to all of the information which had been submitted before the hearing and contained in the report for Agenda Item 5 and the verbal submissions made at the hearing by John Wallsgrove, solicitor representing Elina Kadir, applicant, Frankie Janes, representing Claire Seymour as ASB and CSAS Lead, and Cllr J Martin. In absence of the Other Persons, the Sub-Committee confirmed that they had read the remaining objections included in Appendix 3 of the report.

The Licensing Officer presented the application to the Sub-Committee, noting that it was made within a half mile radius of 13 other licenced premises – six are on and off sale licenced, four on sale licenced, one off sale licenced, and one licenced was suspended. One of the licenced premises within this half mile radius is also held by the current applicant, which is near the YMCA on Westover Road granted in June 2024. In addition to the pre-existing licenced premise, it was noted that the applicant also owns Tony's Café on Westover Road. The applicant stated that there had been no violence from customers towards shop keepers at these locations.

The Sub-Committee noted that no other Responsible Authorities had made an objection to the application and that the applicant had engaged in successful mediation with Dorset Police resulting in amendments to the application and additional conditions. One of the conditions was to restrict the sale of alcohol to 2300 instead of the initial application time of 0300 – it was noted that it mirrors the applicant's other premises. The conditions are also agreed by the trading standards and Environmental Health. This agreement to conditions resulted in Dorset Police and the Leader of the Council withdrawing their representation.

The Sub-Committee noted the regulations that the applicant proposes in order to meet the concerns of the Dorset Police and YMCA. Additionally, there was an agreed condition of not selling alcohol to persons under the influence of drugs, which was acknowledged as the principal issue of residents at the YMCA rather than alcohol abuse. The solicitor reported that the applicant offered collaboration with the YMCA to identify the vulnerable individuals.

The solicitor made the Sub-Committee aware of the economic benefit in a convenience store as it would provide sustainability alongside selling other core products as it provides a one stop experience for customers. The solicitor argued that to refuse the license would go against the Section 182 guidance to protect a minority of individuals who may have issues with alcohol abuse as opposed to the significant benefits this premise could bring to local residents and tourists. It was emphasised by the solicitor that collaboration with the YMCA and local retailers and hospitality business would be the best solution.

Members noted the fears expressed that an additional licensed premises would lead to an increase in crime and disorder and public nuisance, have

an adverse impact on public health and alcohol related harm and increase exposure and availability of alcohol to children. The Sub-Committee was informed by the ASB officer that there are concerns regarding an increase in ASB incidents especially during holiday seasons if there is increased access to alcohol, as Westover Road is already a dense area for ASB incidents. It was reported that the incident matrix shows trends of increased ASB around licensed premises, however when enquired by the Sub-Committee to relate it to Westover Road, no concrete evidence could be provided to the Sub-Committee.

The Sub-Committee was satisfied that if the premises operated in accordance with the conditions offered in the operating schedule of the application and the conditions agreed through mediation with Dorset Police, BCP Council Trading Standards and BCP Council Environmental Health, that the premises should not undermine the licensing objectives and as such the application should be granted.

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

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

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

The meeting ended at 11.11 am

CHAIRMAN

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**BOURNEMOUTH, CHRISTCHURCH AND POOLE COUNCIL**  
**LICENSING SUB-COMMITTEE**

Minutes of the Meeting held on 03 June 2026 at 10.15 am

Present: Cllr G Farquhar, Cllr P Hilliard and Cllr E Pankhurst

6. Election of Chair

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

Voting: Unanimous

7. Apologies

There were no apologies for absence.

8. Declarations of Interests

There were no declarations of interest.

9. Protocol for Public Speaking at Licensing Hearings

The protocol for public speaker was noted.

10. Hengistbury Post Office, 106 Broadway, Southbourne

The Sub-Committee adjourned the hearing until 23 June 2026 in accordance with Regulation 12 of the Licensing Act 2003 (Hearings) Regulations 2005.

11. Muscliff Park (Taste of the Caribbean Food & Drink Festival), Shillingstone Drive, Bournemouth, BH9 3LR

Present:

From BCP Council:

Sarah Rogers – Licensing Officer

Andy McDiarmid – Legal Advisor to the Sub-Committee

Christiane Tan – Clerk to the Sub-Committee

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

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

The Sub-Committee was asked to consider an application for a new premises licence for an event known as “Taste of the Caribbean Food &

Drink Festival” by S&A Entertainment Ltd in Muscliff Park, Shillingstone Drive, Bournemouth BH9 3LR, to permit live and recorded music and the sale of alcohol from 10:00 to 20:00 on Saturday and Sunday. In response to the application representation(s) had been received from seven Other Persons on the grounds of the grant of the application would undermine the prevention of crime and disorder, prevention of public nuisance, public safety and the protection of children from harm licensing objectives.

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

- Damien McClean - Event Manager and Applicant

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

**RESOLVED that the application for a Premises Licence at Muscliff Park (Taste of the Caribbean Food & Drink Festival), Shillingstone Drive, Bournemouth, BH9 3LR for live and recorded music and the sale of alcohol from 10:00 hours to 20:00 hours on 20<sup>th</sup> June 2026 and thereafter on a consecutive Saturday and Sunday annually between May and September, with dates to be confirmed with BCP Council and permitting no more than 4999 people to attend at any one time including staff and exhibitors, be GRANTED subject to conditions set out in Part M of Premises Licence application.**

In addition, the following mediated conditions relevant to the promotion of the prevention of public nuisance licensing objective and agreed by Applicant and Environmental Health prior to the hearing on 3<sup>rd</sup> June 2026 be attached to this premises licence. These conditions are set out in Appendix 5 to the Licensing Officer’s report, namely:-

1. The event organiser shall ensure that residents that are likely to be affected by the noise from the event are informed of the details of the event including the times of performances, the likely disturbance and shall provide a contact telephone number for complaints to be made at least 14 days prior to the event. This dedicated phonenumber must be manned throughout the event.
2. The control limits set at the mixer position shall be adequate to ensure that the Music Noise Level shall not at any noise sensitive premises exceed 65dB(A) and 70dB in either of the 63 Hz or 125 Hz octave band frequencies over a 15 minute period throughout the duration of the event. Measurements shall be taken at 1 meter from the façade of the closest noise sensitive premises.

3. The Licensee shall ensure that the promoter, sound system supplier and all individual sound engineers are informed of the sound control limits and that any instructions from the noise control consultant regarding noise levels shall be implemented.
4. The noise levels at the sound mixer position shall be continually monitored and the sound engineer shall be advised accordingly to ensure that the noise limits specified in condition 2 are not exceeded. Environmental Health shall have access to the results of the noise monitoring at any time.
5. Monitoring by a competent person with a sound level meter must take place periodically during the event and a written record must be kept of measured sound levels as well as observations and corrective action taken if monitoring confirms target levels are exceeded.
6. Noise must be managed in accordance with the Noise Management Plan submitted to Environmental Health. Any changes to the noise management plan must be agreed in writing by the Environmental Health Department.
7. Where the event is held over two days, it shall be programmed in accordance with BCP Council's existing programmed events for the site. In any event, the total number of days on which amplified music takes place at the site shall not exceed three days in any calendar year.

Additionally, the Sub-Committee imposed the following conditions, reflecting Appendix D of the Bournemouth, Christchurch and Poole Council's Statement of Licensing Policy. The Sub-Committee deemed the said conditions appropriate to promote the Licensing Objectives, in particular the Prevention of Crime and Disorder: -

- Each Refusals Record referred to in Part M of this premises licence application, shall be maintained and used to record any and all occasions upon which any person is refused the sale of alcohol (or delivery of the same) with a note of the reason for the refusal, the date and time and a brief description of the person(s) concerned  
If the refusal relates to a delivery, the record shall also contain a note of the delivery address and the name of the customer concerned  
The register shall be kept on the premises by the applicant for the duration of this licensed event, retained for a minimum period of 12 months and made available for inspection by Police, Licensing Authority and other authorised officers on request.

- **An incident log shall be kept on the premises for the duration of this licensed event and retained for a minimum period of 12 months as provided below. The log should include the date and time of the incident and the name of the member of staff involved**  
**The log to be made available on request to an authorised officer of the Licensing Authority or the Police, which will record the following;**
  - (a) All crimes reported to the venue as having occurred within or immediately outside the premises**
  - (b) All ejections of patrons**
  - (c) Any complaints received relating to crime and disorder**
  - (d) Any incidents of disorder**
  - (e) All seizures of drugs or offensive weapons**
  - (f) Any faults in the CCTV system or searching equipment or scanning equipment. The incident log shall be kept by the applicant for a minimum period of 12 months and be made available for inspection by Police, the Licensing Authority and other authorised officers on request.**

#### **Reasons for Decision:**

The Sub-Committee gave very detailed consideration to all of the information which had been submitted before the hearing and contained in the report for Agenda Item 6, including written representations relating to all four licensing objectives, and the verbal submissions made at the hearing by Sarah Rogers, Licensing Officer, and Damien McClean, Event Manager on behalf of the Applicant, S&A Entertainment Limited.

The Licensing Officer presented the application, clarifying that this would be a rolling-on licence that would be applied to the annual two-day event 'Taste of the Caribbean Festival' held at Muscliff Park by S&A Entertainment Limited, with the first year starting with one day. It was noted that S&A Entertainment Limited have not previously held licensed events within the BCP Council area.

The Sub-Committee noted that police and majority of other responsible authorities did not make representations.

#### **Character of event**

The applicant made the Sub-Committee aware that 'Taste of the Caribbean Food and Drink Festival' was a touring event that has taken place with 20 different councils and Safety Advisory Groups (SAG) for the past six years with the same trained employees. It was clarified to the Sub-Committee that the event attracts a large demographic that includes families and individuals aged 45 and older. The Sub-Committee noted that the event is not intended to be a large-scale music festival based on alcohol consumption – instead, it presents tribute bands to provide background music and nostalgia, and a relaxing environment for families to enjoy culture, food and child friendly games. The applicant stated that he had received at least five noise

complaints for a single touring season of 18 events. The Sub-Committee acknowledged that the event does not have a set schedule, which encourages staggered arrival times.

The applicant addressed the common concerns relevant to the Licensing Objectives raised by all who had made written representations, including:-

#### Noise and amplified music

The Events Manager gave assurances and the Sub-Committee noted that the event subject to this premises licence application was not intended to be a large-scale music festival with headline performers, that instead there would be tribute bands to give a sense of nostalgia and provide background music. The Sub-Committee heard that a detailed noise management plan would be implemented and monitored throughout the event to make sure that the event stayed within permitted and agreed sound levels, and also that the residents of surrounding streets would be provided with a direct contact number to report noise concerns which would be investigated by the applicant, who would also take action where necessary to ensure compliance with agreed noise limits.

#### Traffic, parking and emergency access

The Events Manager advised the Sub-Committee, who duly noted, that the event had been designed around staggered arrival and departure patterns. The Sub-Committee also heard that the applicant actively advertised through its website, ticketing platforms and social media platforms that there was no public event parking available and that attendees were encouraged to use public transport, taxis and other alternative methods of travel. This message was also reflected through direct e-mail traffic issued to all ticket holders by the applicant prior to the event. Additionally, the Sub-Committee acknowledged that the applicant was in the process of having the car park at Muscliff Park closed to prevent traffic, though this was not a raised by SAG when it addressed the application. The applicant agreed to the advice given by the Sub-Committee to include the contact number for the Parking Authority in their next communication letter to the surrounding residents.

In addition, the Sub-Committee heard how emergency access routes would be monitored to ensure that emergency services could access both the event site and surrounding residential areas, if required.

#### Alcohol, public safety and anti-social behaviour

The Sub-Committee noted verbal submissions by the Events Manager that the 'Taste of the Caribbean Food & Drink Festival' was not an event based on alcohol consumption, instead its focus was on food, culture, family entertainment and community engagement, that the sale of alcohol would operate under strict licensing controls and conditions which included Challenge 25 age verification procedures, trained alcohol vendors, SIA security staff, CCTV coverage, search procedures, welfare and medical

provision and robust incident management procedures. In addition, the Sub-Committee noted that all the bar stations would have a Personal Licence holder present and that underage alcohol sales would not be tolerated. The Events Manager said that the applicant would work closely with police and all relevant local authority departments via the SAG to ensure that the licensing objectives were met and appropriate controls were implemented.

#### Wildlife and park protection

The Sub-Committee noted the Events Manager's verbal submissions that the applicant fully recognised Muscliff Park as a valued community space, that protecting the park and minimising any impact upon it was extremely important to the applicant. Proposed measures were to include dedicated cleaning teams operating throughout the event, continuous litter pick during operational hours, full post-event site cleaning, waste management procedures and site reinstatement procedures following the event.

Additionally, the applicant informed the Sub-Committee that no open food or drink would be permitted to leave the secured premise, which would prevent littering around the premise.

The Sub-Committee was satisfied that if the premises operated in accordance with the conditions offered in the operating schedule of the application, and the conditions agreed through mediation with the Environmental Health Officer, and the conditions applied by the Sub-Committee, that the premises should not undermine the licensing objectives and as such the application should be granted.

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

The Sub-Committee was very appreciative of the Events Manager's very detailed verbal submissions which focused on the representations and objections.

In conclusion, the Sub-Committee was satisfied that if the premises operated in accordance with conditions as offered, mediated or imposed by the Sub-Committee that the premises should not undermine the licensing objectives.

In relation to the additional conditions imposed by the Sub-Committee, the Events Manager verbally indicated the applicant's consent to a licence condition requiring that all records of refused sales offered as a condition in Part M of this premises licence application, be accessible and disclosable to police officers, licensing officers and other authorised persons. By contrast, provision for an incident log was not included within Part M of the premises licence application and the Sub-Committee agreed that it was appropriate for the prevention of crime and disorder licensing objective that this licence condition be imposed.

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

All parties to the application have the right to appeal to the Magistrate's Court within the period of twenty-one days beginning with the day on which the applicant is notified by the Licensing Authority of this decision in writing.

The meeting ended at 11.18 am

CHAIRMAN

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**BOURNEMOUTH, CHRISTCHURCH AND POOLE COUNCIL**  
**LICENSING SUB-COMMITTEE**

Minutes of the Meeting held on 23 June 2026 at 10.00 am

Present: Cllr D Farr, Cllr A Keddie and Cllr L Williams

12. Election of Chair

**RESOLVED that Councillor L Williams be elected Chairman of the Sub-Committee for the duration of the meeting.**

Voting: Unanimous

13. Apologies

Apologies for absence were received from Councillors C Matthews and P Sidaway. Councillors L Williams and D Farr attended as first and second reserve members.

14. Declarations of Interests

There were no declarations of interest.

15. Protocol for Public Speaking at Licensing Hearings

The protocol for public speaking was noted.

16. Hengistbury Post Office, 106 Broadway, Southbourne, Bournemouth, BH6 4EH

Present:

From BCP Council:

Sarah Rogers – Senior Licensing Officer

Johanne McNamara – Legal Advisor to the Sub-Committee

Michelle Cutler – Clerk to the Sub-Committee

Christiane Tan – Observing, Democratic Services

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

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

Arka Licensing Consultants had made an application on behalf of Sudharron Ltd for a premises licence at Hengistbury Post Office, an established Post Office and general store, located at 106 Broadway, Southbourne.

The application sought to permit off sales of alcohol between 06:00 and 23:00 each day of the week.

The application attracted 45 representations and a petition with 132 signatures on the grounds that to grant the application would undermine all four licensing objectives – the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm.

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

Suresh Kanapathi – Licensing Consultant, Arka Licensing, representing the  
Applicant  
Ramanathan Arulmoleaman – Applicant

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

**RESOLVED that the application for a Premises Licence for the premises known as Hengistbury Post Office, 106 Broadway, Southbourne, Bournemouth, BH6 4EH, to permit off sales of alcohol between 06:00 and 23:00 each day of the week. be GRANTED.**

Reasons for Decision:

The Sub-Committee gave very detailed consideration to all of the information which had been submitted before the hearing and contained in the report for Agenda Item 5, including written representations relating to all four licensing objectives, and the verbal submissions made at the hearing by Sarah Rogers, Licensing Officer, Suresh Kanapathi, Arka Licensing Consultants, representing the Applicant, Ramanathan Arulmoleaman, the Applicant and Cllr Nanovo and Faith Gokogly, objecting to the application.

The Sub-Committee noted there had been 45 representations objecting to the application and a petition with 132 signatures submitted on the grounds that to grant the application would undermine all four licensing objectives – the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm.

In making its decision, the Sub Committee could only refer to the licensing objectives and were not able to place any relevance on need or characteristics of the neighbourhood in this instance.

The Sub Committee noted the fears expressed by residents that the premises was in a residential area and that an additional licensed premises could lead to an increase in crime and disorder and public nuisance, have an adverse impact on public health and alcohol related harm and increase exposure and availability of alcohol to children, however, BCP Council's Anti-Social Behaviour (ASB) & Community Safety Accreditation Scheme (CSAS) Manager had confirmed that there were no ASB issues with these premises, or in the immediate area of the premises. The Sub-Committee also noted that no Responsible Authorities had made an objection to the application.

The Sub-Committee heard from the Licensing Consultant that the Post Office would provide great opportunities for the local community and that the premises would not be operating as a bar so noise from customers would be minimal, however, the applicant would display a notice inside his premises asking customers to leave quietly.

In response to the representations made about an increase in litter, the applicant advised that he would manage any litter outside his premises and keep the area clean.

The Sub-Committee also noted that residents were concerned that if an alcohol licence was granted that anti-social behaviour could increase at Hengistbury Head as there was already noise disturbance, illegal overnight camping and litter in this area. The Legal Adviser confirmed that Hengistbury Head was subject to a Coastal Area Public Spaces Protection Order (PSPO) and that these issues would be covered by BCP Councils ASB Team and were not in the Sub-Committees remit.

The Sub Committee heard that the applicant had been working in licensed premises for approximately 25 years and he would be operating 'Challenge 25' at his premises and comprehensive staff training would take place every 6 months. In addition, CCTV was installed at the premises, and the windows were kept clear to monitor proxy sales, which would protect children from harm.

In conclusion the Sub-Committee was satisfied that if the premises operated in accordance with the conditions offered in the operating schedule of the application the premises should not undermine the licensing objectives and as such the application should be granted.

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

In making this decision the Sub-Committee have had regard to the Bournemouth, Christchurch and Poole Council Licensing Policy, the revised

guidance, as set out by the Secretary of State and the licensing objectives, as set out in the Licensing Act 2003.

Revised Guidance issued under Section 182 of the Licensing Act 2003 (February 2026) under the new National Licensing Policy Framework for hospitality and leisure sectors, explicitly requires licensing authorities to consider economic benefits and business growth alongside traditional public safety and community well-being objectives. In making this decision the Sub-Committee had regard to this.

All parties to the application have the right to appeal to the Magistrate's Court within the period of twenty-one days beginning with the day on which the applicant is notified by the Licensing Authority of this decision in writing.

17. Wok4go, 13 Holdenhurst Road, Bournemouth, BH8 8EH

Present:

From BCP Council:

Sarah Rogers – Senior Licensing Officer

Johanne McNamara – Legal Advisor to the Sub-Committee

Michelle Cutler – Clerk to the Sub-Committee

Christiane Tan – Observing, Democratic Services

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

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

The Licensing Sub-Committee was asked to consider an application by Home Office Immigration Enforcement (HOIE) for the review of the premises licence for the premises known as 'Wok4go'.

HOIE had identified illegal working at the premises and no longer had confidence in the licence holder to uphold the prevention of crime and disorder licensing objective.

Section 36 and Schedule 4 of the Immigration Act 2016 (the 2016 Act) amended the Licensing Act 2003 (the 2003 Act) to introduce immigration safeguards in respect of licensing applications made in England and Wales on or after 6 April 2017. The intention was to prevent illegal working in premises licensed for the sale of alcohol or late-night refreshment.

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

Fi Smythe – Immigration Officer

Stephen Morgan – Immigration Officer, observing for training purposes

James Andrews, Set Square Studio, representing the Premises Licence

Holder, Mr Rasi Khalil

Mr Rasi Khalil did not attend.

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

**RESOLVED that having considered the application dated 28 April 2026, made by Home Office Immigration Enforcement, to review the premises licence for the premises known as ‘Wok4go’, 13 Holdenhurst Road, Bournemouth, BH8 8EH, the Sub-Committee has decided that it is appropriate to revoke the licence on the grounds that the premises are not upholding the prevention of crime and disorder licensing objective and is satisfied that there is no alternative outcome that will mitigate the concerns raised by Home Office Immigration Enforcement and Dorset Police.**

The Sub-Committee gave detailed consideration to all of the information which had been submitted before the hearing and contained in the report for Agenda Item 6, presented by Sarah Rogers, Senior Licensing Officer, including the Witness Statement dated 12 June 2026 provided by Vanessa Rosales, Licensing Officer, Dorset Police, in support of the Application for Review of the Premises Licence on the grounds of Prevention of Crime and Disorder, as well as the verbal submissions made at the hearing by Fi Smythe, Immigration Officer and James Andrews, Set Square Studio, representing Mr Rasti Khalil, the Licence Holder.

In determining the review, the Sub-Committee considered the options available to them as set out in the recommendations of the report and provided for in the Licensing Act 2003. They took account of the Guidance by the Secretary of State made under section 182 of that Act as well as the BCP Statement of Licensing Policy. The Sub-Committee’s decision is based upon consideration of the promotion of the Licensing Objectives. The Sub-Committee acknowledged that it was only able to consider matters directly relevant to the licensing objectives raised in the application namely prevention of crime and disorder.

The Sub-Committee concluded that the premises had failed to uphold the prevention of crime and disorder licensing objective, and that revocation of the Licence was the only appropriate response to the issues raised in the review when considering the evidence currently available to it.

### **Reasons for decision**

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

- a) Leave the licence in its current state.
- b) Modify the conditions of the licence; and/or

- c) Exclude a licensable activity from the scope of the licence; and / or
- d) Remove the Designated Premises Supervisor; and/or
- e) Suspend the licence for a period not exceeding three months; and/or
- f) Revoke the licence.

**Leave the licence in its current state:**

In considering the information contained in the agenda report, the representations made by Home Office Immigration Enforcement, Dorset Police and the verbal submissions made during the hearing, the Licensing Sub-Committee agreed that taking no action would not be a sufficient response to the concerns identified by Home Office Immigration Enforcement in bringing this review.

The Guidance issued by the Home Office under Section 182 of the Licensing Act 2003 updated in February 2025, alongside the BCP Statement of Licensing Policy both guide that intervention is expected to tackle Immigration offences associated with licensed premises.

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

The Sub-Committee do not consider that modifying the existing conditions would resolve the concerns raised by Home Office Immigration Enforcement and Dorset Police as *conditions should not duplicate other statutory requirements or other duties or responsibilities placed on the employer by other legislation and should not replicate offences set out in the 2003 act or other legislation.*

The Sub-Committee had heard that Dorset Police had visited the premises on 28 May 2026 to find the premises had been left unattended while customer remained inside, which posed a significant risk to public safety. In addition, when Home Office Immigration Enforcement Officers had visited the premises on 13 June 2025, they noted that several existing licensing conditions were being breached, including no operational CCTV, no refusals register and no Designated Premises Supervisor or personal licence holder present. Given that existing conditions were not being adhered to the Sub-Committee had no faith that any new conditions would be complied with.

It would not be appropriate to add conditions such as offering a documented right to work check on every staff member in the operation of the business to the licence as there is an expectation that all responsible for running a business would act responsibly and within all relevant legislation.

**Exclude a licensable activity from the scope of the licence:**

James Andrews, Set Square Studios, representing Mr Rasti Khalil, licence holder, advised that Mr Khalil was prepared to surrender the element in the licence related to the sale of alcohol, however, serious concerns had been raised by both Home Office Immigration Enforcement and Dorset Police regarding the business as a whole and not the sale of alcohol alone.

The Sub-Committee do not consider that excluding a licensable activity from the scope of the licence to be an appropriate response to the concerns raised in this review. The issue was not the sale of alcohol but the

evidence that the premises are associated with employing or operating with illegal workers being recompensed below the minimum wage, contrary to immigration and other legislation and concerns raised by Dorset Police about the premises being unsupervised during opening hours.

The Sub-Committee note that if licensable activities were not taking place the premises could remain operational as a take-away and that the concerns highlighted may remain.

**The removal of the Designated Premises Supervisor from the licence:**

The Sub-Committee was advised by the Senior Licensing Officer that an application had been made on 22 June 2026 to change the Designated Premises Supervisor (DPS) from Mr Rasti Khalil to Mr Karzan Omar Ali.

Mr James Andrews advised the Sub-Committee that Mr Khalil was also going to transfer the operation of the premises to Mr Ali. Mr Ali already holds a personal licence and would become the new operator with the responsibility for complying with the licensing objectives and ensuring the appropriate compliance checks were carried out for all staff. When questioned, Mr James Andrews confirmed that Mr Khalil and Mr Ali were known to each other as friends but stated they were financially independent of one another.

It was noted that Mr Khalil and Mr Ali's brother were co-directors of another company and the Sub-Committee was concerned about business links between the families.

The Sub-Committee was advised that Mr Ali first entered into discussions about the business in May 2026 and noted that the incident referred to in the Dorset Police statement took place after these discussions.

The Sub-Committee was disappointed to not have been provided with further information from Mr Ali about his taking over the business and his suitability to operate a licenced premises.

The Sub-Committee had no confidence that a new DPS would ensure that right to work checks would be carried out and that Mr Khalil would not be involved in the business operation.

The Sub-Committee were of the view that removing Mr Khalil as DPS would not be enough to alleviate the issues raised in the Review Application. The Sub-Committee are unable to remove the Premises License Holder.

**Suspension of the Licence:**

Mr James Andrews requested a suspension of the licence to allow Mr Ali time to get the business in order and provide evidence that he was operating a new business separate from Mr Khalil. It was noted that the Sub-Committee had been advised by Mr Andrews that Mr Ali had been in discussions regarding operating the business since May 2026 but had failed to provide any information in relation to this by the Sub-Committee hearing on 23<sup>rd</sup> June 2026.

The Sub-Committee feel that a temporary suspension of the Premises Licence of up to three months will not resolve the concerns raised in the Application for Review.

**Revocation of the Licence:**

The Sub-Committee, after considering all the options available to them, determined that revocation of the premises licence is the appropriate option in response to this Application for Review.

The evidence presented to them clearly demonstrates that Mr Khalil as DPS and Premises Licence holder, and others associated with the business, do not manage the premises responsibly and that they should have had regard to the necessary requirements, when employing employees into the business.

The Sub-Committee found that Mr James Andrews had not demonstrated that that Mr Khalil, or Mr Ali, have the attributes necessary to uphold and promote the four licensing objectives, particularly the prevention of crime and disorder.

The Sub-Committee heard from the Senior Licensing Officer that an application had been submitted to change the DPS to Mr Karzan Omar Ali, and that he would be taking over the running of the business, however, no application had been received to transfer the Premise Licence Holder.

The Sub-Committee were not satisfied with Mr Andrews explanation as to the relationship between Mr Khalil and Mr Ali and were concerned that those in management and control would not effectively change.

The Sub-Committee do not believe that those involved with operating the premises have done so responsibly and in a way that upholds the Licensing Objectives. The absence of both Mr Khalil and Mr Ali at the hearing left the Sub-Committee with little confidence that in future, 'Wok4go' would be run in such a way as to be able to promote the Licensing Objectives.

The Sub-Committee agreed with the views of Home Office Immigration Enforcement, that the employment of illegal workers at this licensed premises disregards the law, places those illegal workers at increased vulnerability and acts to the detriment of other businesses and the wider community.

The Sub-Committee considered the application for review including the representation produced by Home Office Immigration Enforcement, Dorset Police, the BCP Council Statement of Licensing Policy and the revised section 182 Guidance issued by the Home Office. They noted sections 11.27 and 11.28 of the guidance which 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 Sub-Committee further noted that the Home Office (Immigration Enforcement) incident took place in June 2025 and the Dorset Police incident relating to the lack of supervision of the premises took place in May 2026, some considerable time later. Both incidents are of grave concern and show a continued disregard to the provisions of the Licence and Licensing Objectives. The Incident in May 2026 having taken place after the premises received notification of the Review and service of the relevant documentation regarding the same.

The Sub-Committee agreed that the premises had been involved in serious crime and had disregarded public safety and had failed to uphold the licensing objective of the prevention of crime and disorder and public safety.

The Sub-Committee concluded that none of the other available options were appropriate at this time, and it was both appropriate and necessary to revoke the licence.

### **Right of appeal**

An appeal against the review decision may be made to a Magistrates’ Court within 21 days of the appellant being notified of the Licensing Authority’s determination on the review.

#### 18. Exclusion of Press and Public

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

#### 19. Consideration of suitability to remain a licenced driver

This item was restricted by virtue of paragraphs 1 and 2 of Schedule 12A of the Local Government Act 1972.

Exempt information – Categories 1 (information relating to any individual) and 2 (information which is likely to reveal the identity of an individual).

Attendance:

From BCP Council:

Nananka Randle – Licensing and Trading Standards Manager

Johanne McNamara - Legal Advisor

Michelle Cutler - Clerk to the Sub-Committee

Christiane Tan – Observing, Democratic Services

The Driver attended via phone, having already indicated that he would not be attending the hearing due to work commitments.

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

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

The Licensing Team had received information in relation to a licensed driver that raised concerns on their suitability to remain a licensed driver. The Sub- Committee was asked to consider whether the driver remained a 'fit and proper' person to hold a hackney carriage and private hire driver licence.

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

**RESOLVED that the driver is no longer deemed to be a 'fit and proper person' to hold a hackney carriage and private hire driver licence and that the licence be revoked with immediate effect under Section 61(2B) of the Local Government (Miscellaneous Provisions) Act 1976 in the interests of public safety).**

Reasons for Decision:

The Sub-Committee carefully considered all the written information which had been submitted before the hearing and contained in the Licensing Officer's report for Agenda Item 8.

The Sub-Committee also considered the verbal submissions made at the hearing by the Licensing and Trading Standards Manager and the driver, and the responses given to questions.

In considering whether the driver remained a 'fit and proper person', the Sub- Committee had regard to the BCP Council Hackney Carriage and Private Hire Driver Policy 2026 – 2031, the provisions of the Local Government (Miscellaneous Provisions) Act 1976, the Institute of Licensing (IOL) Guidance on determining the suitability of drivers and licensees in the

hackney and private hire trades (2018), and the Department for Transport Statutory Taxi and Private Hire Vehicle Standards (updated November 2022).

The Sub Committee considered the following points:

Dorset Police contacted the Taxi Licensing Authority asking for information on the driver regarding an ongoing Police investigation.

A copy of the drivers new enhanced DBS check was circulated to all parties present at the hearing. The DBS check was clear; however, the Police had disclosed relevant information relating to concerns over the driver's role as a taxi driver.

The Sub-Committee asked the driver if he was aware of his responsibilities as a licensed driver and asked if he had read the BCP Council Hackney Carriage and Private Hire Driver Policy 2026. The driver advised that he had not read the policy. He was therefore unaware that he had to notify the Council of any arrest within 3 working days, whether charged or not.

In his defence, the driver cited that he had received no complaints from other licensed drivers or customers regarding his driving. He admitted that he had made some mistakes, but he was a hard-working family man that needed to provide for his family.

The Sub-Committee found that the driver has failed to disclose any arrest to the licensing authority. This is in breach of his driver conditions which are set out in Appendix A of the BCP Hackney Carriage and Private Hire Driver Policy 2026 -2031 which states at section 7. The licence holder must notify the Council in writing within 5 working days (or 3 working days in the case of arrest) providing full details of any conviction, binding over, caution, warning, reprimand, or arrest for any matter (whether or not charged) imposed on him / her during the period of the licence.

The Sub-Committee concluded that the driver had failed to comply with the Council's licensing policy by not notifying the Licensing Authority of his arrests. The Sub-Committee was particularly concerned by the nature of the arrests. These matters raised significant safeguarding concerns and were considered serious indicators of risk within the context of taxi licensing, given the potential vulnerability of passengers and the known risks associated with exploitation and criminal activity in the sector.

The Sub-Committee determined that the drivers conduct represented a serious risk to public safety, fell significantly below the expected standards of behaviour for licensed drivers, and was wholly incompatible with holding a hackney carriage and private hire driver's licence.

Accordingly, the Sub-Committee determined that the driver was not a 'fit and proper' person and that there was a risk to public safety and as such in accordance with S 61 of the Local Government (Miscellaneous Provisions)

Act 1976, it was necessary and proportionate to revoke his private hire driver's licence with immediate effect.

The driver has the right of appeal to the Magistrates' Court within 21 days beginning with the date on which he is notified in writing of this decision.

The meeting ended at 1.52 pm

CHAIRMAN

**BOURNEMOUTH, CHRISTCHURCH AND POOLE COUNCIL**  
**LICENSING SUB-COMMITTEE**

Minutes of the Meeting held on 08 July 2026 at 10.15 am

Present: Cllr D A Flagg, Cllr P Sidaway and Cllr L Williams

20. Election of Chair

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

Voting: Unanimous

21. Apologies

There were no apologies received.

22. Declarations of Interests

There were no declarations of interest.

23. Protocol for Public Speaking at Licensing Hearings

The protocol for public speaking was noted.

24. Easy Tiger, 27 The Triangle, Bournemouth

The sub-committee agreed to defer this application following licensing officer's recommendation.

25. Nikita Bar & Restaurant, 182-184 Alma Road, Bournemouth, BH9 1AJ

Present:

From BCP Council:

Ellie King – Licensing Officer

Linda Cole – Legal Advisor to the Sub-Committee

Christiane Tan – Clerk to the Sub-Committee

Michelle Cutler – Democratic Services Support

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

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

The sub-committee was asked to consider an application the premises known as Nikita Bar & Restaurant, 182-184 Alma Road, to permit the

varying of the premise licence to extend the hours for the Sale of Alcohol 11:00 to 00:00 and Opening Hours 09:00 to 00:00 Monday to Sunday and to add Non-Standard timings on Bank Holiday Weekends, Christmas Eve and New Year's eve to terminate activities at 01:00. Additionally, the applicant seeks to remove condition 2.1 requiring alcohol to be ancillary to food. In response to the application representation(s) had been received from three Other Persons on the grounds of the prevention of crime and disorder, prevention of public nuisance, public safety, and protection of children from harm licensing objectives.

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

Ellie King – Licensing Officer

Linda Cole – Legal Advisor to the sub-committee

Ricardo Barradas – Applicant

No objectors were present to make representations.

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

**RESOLVED** that the application to vary the premises licence for Nikita Bar and Restaurant, 182-184 Alma Road, Bournemouth, BH9 1AJ be **GRANTED** subject to the amendments proposed and conditions offered by the applicant following consultation.

The following amendments were made:

- **Opening hours: Monday to Saturday 08:00 to 23:00 and Sunday 08:00 to 22:00.**
- **Supply of Alcohol (On Sales only) Monday to Saturday 11:00 to 23:00 and Sunday 11:00 to 22:00.**
- **Non-standard timings to 1am on Christmas Eve and New Year's Eve and 1 hour extension to 11 pm on Bank Holiday Sundays and one extra hour on New Year's Day**

The following conditions proposed by applicant shall be attached to the premises licence applied:

- **No live music, DJs or karaoke to be performed on the premises.**
- **No external speakers or amplified music to be operated outside the premises.**
- **Clear notices requesting customers to respect neighbouring residents and leave the area quietly shall be posted near the exit.**
- **Doors and windows to remain closed after 21:00 except for access and egress.**

- **The premises should continue to comply with Environmental Health requirements restricting deliveries and waste collections during late evening and early morning hours. This is outlined as no collection of waste or recycling materials (including bottles) shall take place between 21:00 and 07:00 the following day. No deliveries to the premises shall take place between 21:00 and 07:00 the following day.**
- **Maintenance of CCTV and incident recording procedures in accordance with licence requirements.**

### **Reasons for Decision**

The sub-committee considered all of the information which had been submitted before the hearing and contained in the report for Agenda Item 6 and the verbal submissions made at the hearing by the licensing officer and applicant.

The licensing officer presented the application to vary the licence, which sought to change the supply of alcohol for consumption on the premises. The applicant sought to extend these hours from 11.00 to midnight and to remove condition 2.1 which required alcohol to be served ancillary to food. The application attracted three representations from Other Persons. In response to the representations and acknowledgement that the current planning permission restricts the operating hours of the premise, the applicant amended his application for the supply of alcohol to 23:00 Monday to Saturday and 22:00 hours on Sunday and offered the conditions set out above. The three Other Persons did not withdraw their representations.

The applicant advised the sub-committee the reason for his application was so he could accomplish his aspiration in sharing food and the culture from Madeira in his local community. He reassured the committee that he took into consideration the objections made by the representations and understood them. He advised he lived a 3-minute walk from the restaurant and did not want to cause noise and nuisance for his neighbours. He advised he wanted to operate a responsible restaurant and uphold the licensing objectives. He said he is willing to listen to his neighbours, compromise, build a long-term relationship and gain the trust of his community.

The sub-committee were advised about the character of the restaurant, how it is intended to provide a relaxed dining experience where drinks and tapas can be consumed. He was going to open for breakfast, lunch and dinner to take account of customer choices and see when it will be best to trade. The sub-committee were advised that there was a plan to close one day a week, but that day is yet to be decided it will be dependent on trade.

The sub-committee was satisfied that if the premises operated in accordance with the conditions offered in the operating schedule of the application and the conditions and further amendments made by the

applicant, that the premises should not undermine the licensing objectives and as such the application should be granted.

In making this decision the sub-committee have had regard to the Bournemouth, Christchurch and Poole Council Licensing Policy, the revised guidance, as set out by the Secretary of State and the licensing objectives, as set out in the Licensing Act 2003.

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

All parties to the application have the right to appeal to the Magistrate's Court within the period of twenty-one days beginning with the day on which the applicant is notified by the Licensing Authority of this decision in writing.

26. Exclusion of Press and Public

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

27. Consideration of the suitability of an individual to become a Hackney Carriage and/or Private Hire Driver

This item was restricted by virtue of paragraphs 1 and 2 of Schedule 12A of the Local Government Act 1972.

Exempt information – Categories 1 (information relating to any individual) and 2 (information which is likely to reveal the identity of an individual).

Attendance:

From BCP Council:

Caroline Wateridge - Licensing Officer

Wesley Freeman - Licensing Officer

Linda Cole - Legal Advisor

Christiane Tan - Clerk to the Sub Committee

Michelle Cutler – Democratic Services Support

The applicant was also in attendance and brought a friend with him.

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

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

The Taxi Licensing Authority received a New Driver Application on the 24/03/2026 via the online facility.

The applicant's Enhanced DBS Certificate disclosed three serious convictions all of which occurred whilst the applicant was licensed as a driver with Christchurch Borough Council. As a consequence of these matters Christchurch Borough Council revoked the applicant's driver's

licence. The driver exercised the right of appeal; however, the Magistrates' Court dismissed the appeal and upheld the Council's decision.

These convictions occurred over 10 years ago. However, as the offences are of a serious nature, the application needed to be brought before the sub-committee to consider whether the applicant was deemed to be a 'fit and proper' person to allow them to continue with the application process for a hackney carriage/private hire drivers licence.

The applicant addressed the sub-committee to present their case.

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

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

**RESOLVED that the applicant IS NOT considered to be a 'fit and proper' person to continue with the application process to become a licenced hackney carriage/private hire driver.**

**Reason for Decision:**

The sub-committee gave detailed consideration to all of the information which had been submitted before the hearing and contained in the licensing officer's report for Agenda Item 8 and the verbal submissions made at the hearing by all parties, including the responses provided by the applicant and the licensing officer to questions from the sub-committee.

In considering the test of a 'fit and proper' person, the sub-committee had regard to the BCP Council Hackney Carriage and Private Hire Driver Policy 2021 - 2025, the provisions of the Local Government (Miscellaneous Provisions) Act 1976, the Institute of Licensing (IOL) Guidance on determining the suitability of applicants and licensees in the hackney and private hire trades (2018) and the guidance within the Department of Transport Statutory Taxi and Private Hire Vehicle Standards (updated November 2022).

The sub-committee had regard to the following points:

- The sub-committee looked at a copy of the applicant's DBS certificate and noted the applicant had one conviction in 2016 for three serious offences that occurred over an 8-week period in 2016.
- The applicant was convicted whilst licenced by Christchurch Borough Council but did not tell the Licensing Authority of the conviction. In 2019 it was subsequently determined that the driver was no longer a 'fit and proper' person and the driver's licence was revoked.

In considering the circumstances of the case the sub-committee reminded themselves that the primary and overriding objective of the taxi licensing system is public safety and to protect the public and any bar set when making any determination should be at the highest level.

The sub-committee also considered the guidance contained in the Department for Transport's Statutory Taxi and Private Hire Vehicle Standards, updated in November 2022. Paragraphs 5.4 -5.6 of this document advises

*licensing authorities have a duty to ensure that any person to whom they grant a taxi or private hire vehicle driver's licence is a 'fit and proper' person. It may be helpful to consider whether you would allow a person for whom you care, regardless of their condition, to travel alone in a vehicle driven by this person at any time of day or night. If on the balance of probabilities, the answer to the question is no, the individual should not hold a licence.*

*It goes on Licensing Authorities must make difficult decisions, but the safeguarding of the public is paramount.... The applicant should not be given the benefit of the doubt. If the committee is only 50/50 as to whether the applicant is fit and proper, they should not hold a licence.*

Having considered the serious offences that led to the conviction, and the responses to their questions, the sub-committee were concerned that the applicant could pose a risk to the public, as once licensed would work in a very challenging environment.

They questioned the applicant's reasoning for not informing Christchurch Council of the conviction and were not satisfied that if licensed the applicant would operate in accordance with the conditions attached to a driver's licence.

The sub-committee felt the applicant fell short of the 'fit and proper' standard and was a risk to public safety, as such was deemed not to be a 'fit and proper' person to hold a Hackney Carriage or Private Hire driver's licence or continue with the application to become a taxi driver.

The applicant if aggrieved by this decision has the right of appeal to the Magistrates' Court within a period of 21 days beginning with the day that the applicant is notified, in writing, of the decision.

The meeting ended at 12.35 pm

CHAIRMAN

**BOURNEMOUTH, CHRISTCHURCH AND POOLE COUNCIL**  
**LICENSING SUB-COMMITTEE**

Minutes of the Meeting held on 10 July 2026 at 10.00 am

Present:-

Present: Cllr D A Flagg, Cllr M Howell and Cllr L Williams

28. Election of Chair

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

Voting: Unanimous

29. Apologies

There were no apologies received.

30. Declarations of Interests

There were no declarations of interest.

31. Protocol for Public Speaking at Licensing Hearings

The protocol for public speaking was noted.

32. Application for a Premises Licence under the Gambling Act 2005 at Primetime Slots, 209 Ashley Road, Poole, BH14 9DR

Present:

|                    |     |                                    |
|--------------------|-----|------------------------------------|
| From               | BCP | Council:                           |
| Ellie King         | -   | Licensing Officer                  |
| Johanne McNamara   | -   | Legal Advisor to the Sub-Committee |
| Sinead O'Callaghan | -   | Clerk to the Sub-Committee         |

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

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

The Sub-Committee considered additional information submitted after the deadline for the submission of evidence and agreed that it would not be accepted or taken into account when determining the application.

Phil Cook had submitted an application on behalf of Primetime Slots Limited for a Premises Licence for an Adult Gaming Centre under the Gambling Act 2005 at Primetime Slots, 209 Ashley Road, Poole, BH14

9DR. The application originally sought authorisation to operate the premises between the hours of 09:00 and 23:00 every day of the week. Prior to the hearing, the applicant amended the application to seek authorisation to operate the premises between 10:00 and 22:00 hours daily.

The application attracted four representations from Ward Councillors on the grounds that granting the licence would be contrary to the licensing objective of protecting children and other vulnerable persons from being harmed or exploited by gambling. No representations were received from any Responsible Authorities.

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

Phil Cook - The Applicant, Director, Primetime Slots Limited  
Jordan Basing - Director, Primetime Slots Limited  
Councillor Sandra Mackrow - On behalf of the Ward Councillors who had submitted representations

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

Before concluding the hearing, the Legal Advisor advised all parties of the right of appeal.

**RESOLVED that the application made by Phil Cook on behalf of Primetime Slots Limited for a Premises Licence for an Adult Gaming Centre under the Gambling Act 2005 at Primetime Slots, 209 Ashley Road, Poole, BH14 9DR, to permit the operation of the premises between 10:00 hours and 22:00 hours daily, be GRANTED, subject to the following conditions imposed by the Sub-Committee on determination of the application:**

- **Challenge 25 shall be operated at the premises whereby any person appearing to be under the age of 25 shall be required to produce valid photographic identification before being permitted entry to the premises.**
- **A comprehensive CCTV system shall be installed and maintained at the premises. The system shall cover both the internal and external areas of the premises and recordings shall be retained for a minimum period of 30 days and made available to an authorised officer or the Police upon request.**
- **There shall be no reference to slots, gambling or similar gambling-related wording on the external frontage of the premises.**

Reasons for Decision

The Sub-Committee gave detailed consideration to all of the information which had been submitted before the hearing, as contained in the Licensing Officer's report and all of the supplementary papers for Agenda Item 5, including the information provided by the applicant in support of the application and the four written representations received from Ward Councillors in objection, together with the verbal submissions made at the hearing by the Licensing Officer, the applicant's representatives and Councillor Sandra Mackrow on behalf of the Ward Councillors who had submitted representations.

The Sub-Committee noted that the application sought a Premises Licence for an Adult Gaming Centre at Primetime Slots, 209 Ashley Road, Poole, and that the applicant already held an Operating Licence issued by the Gambling Commission. The Sub-Committee further noted that no representations had been received from any Responsible Authorities.

The Sub-Committee carefully considered the concerns raised by the Ward Councillors regarding the licensing objective of protecting children and other vulnerable persons from being harmed or exploited by gambling. In particular, the Sub-Committee considered concerns relating to the proximity of schools, the presence of vulnerable persons within the locality, and the potential impact of the premises on children and vulnerable persons.

The Sub-Committee noted the applicant's evidence regarding the operation of a Challenge 25 policy, staff training, self-exclusion procedures, participation in the SmartEXCLUSION scheme, CCTV monitoring and the physical measures undertaken to prevent visibility into the premises from the street. The Sub-Committee also noted that the windows had been obscured, and additional screening installed to prevent visibility into the premises from outside.

The Sub-Committee considered the concerns raised regarding nearby schools and vulnerable persons but was satisfied that the applicant had demonstrated appropriate measures to prevent underage access to the premises and to protect vulnerable persons from gambling-related harm. The Sub-Committee noted that the premises would be continuously supervised whilst open and that appropriate monitoring arrangements would be in place. The Sub-Committee was satisfied that the measures proposed by the applicant, together with the controls required by the Gambling Commission and the additional conditions imposed by the Sub-Committee requiring the operation of a Challenge 25 policy, the installation of CCTV and restrictions on external signage, were sufficient to promote the licensing objective.

The Sub-Committee also noted that the applicant had obtained an Operating Licence from the Gambling Commission and had demonstrated an understanding of the measures required to protect children and vulnerable persons from being harmed or exploited by gambling.

The Sub-Committee recognised that the Gambling Act 2005 adopts a presumption in favour of permitting applications which are consistent with

the licensing objectives, the Gambling Commission's guidance and the Council's Statement of Principles. Having considered all of the information submitted, the Sub-Committee was not satisfied that there was sufficient evidence to justify refusing the application.

The Sub-Committee considered it appropriate and proportionate to impose conditions requiring the operation of a Challenge 25 policy and the installation of CCTV, having noted that the Applicant confirmed during the hearing that it would consent to such conditions being imposed should the licence be granted.

The Sub-Committee also considered it appropriate and proportionate to impose a condition preventing reference to slots, gambling or similar gambling-related wording on the external frontage of the premises in order to further promote the licensing objective of protecting children and vulnerable persons from being harmed or exploited by gambling. Such a condition is imposed having regard to the proximity of schools and children regularly walking past the premises and the premises being on the a main walking route to Alexandra Park. It was felt that by reducing reference to slots or gambling in any signage would ensure the licensing objective of protecting children and other vulnerable persons from being harmed or exploited by gambling is upheld.

In reaching this decision, the Sub-Committee had regard to the Gambling Act 2005, the Gambling Commission's Guidance to Licensing Authorities, BCP Council's Statement of Principles under the Gambling Act 2005, and the licensing objective of protecting children and other vulnerable persons from being harmed or exploited by gambling.

The meeting ended at 10.50 am

CHAIRMAN

**BOURNEMOUTH, CHRISTCHURCH AND POOLE COUNCIL**  
**LICENSING SUB-COMMITTEE**

Minutes of the Meeting held on 21 July 2026 at 10.00 am

Present: Cllr S Bartlett, Cllr A Chapmanlaw and Cllr G Farquhar

33. Election of Chair

**RESOLVED that Cllr G Farquhar be elected Chair of the Sub-Committee for the duration of the meeting.**

Voting: Unanimous

34. Apologies

There were no apologies for absence received.

35. Declarations of Interests

There were no declarations of interest.

36. Protocol for Public Speaking at Licensing Hearings

The protocol for public speaking was noted.

37. Bulbul Premier, 69 Bennett Road, Bournemouth, BH8 8RH

Present:

From BCP Council:

Tania Jardim – Licensing Officer

Andy McDiarmid – Legal Advisor to the Sub-Committee

Michelle Cutler – Clerk to the Sub-Committee

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

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

The Licensing Sub-Committee was asked to consider an application made by 'any other person', Mr Philip Rush, for the review of the premises licence. Mr Rush believed the premises was not upholding the prevention of public nuisance licensing objective.

Mr Rush's concerns related to noise, vibration, heat and odour generated by mechanical plant and equipment at the rear of the premises, which were alleged to cause persistent disturbance and adversely affected the amenity

of neighbouring residential properties. During the hearing, several short video clips of the rear fan were played. The video clips had been submitted by Mr Rush as part of his evidence bundle.

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

Mr Philip Rush – Applicant

Ms Goldmen – Partner of Mr Rush

Ms Bahar Bulbul - Premises Licence Holder

Mr Huseyin Simsek - Company Director

Mr Wayne Bradley - Premier Franchise Manager

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

**RESOLVED that having considered the application dated 26 May 2026, made by a local resident, Mr Philip Rush, to review the premises licence for the premises known as ‘Bulbul Premier’, 69 Bennett Road, Bournemouth, BH8 8RH, the Sub-Committee has decided that it is appropriate to leave the licence in its current state on the grounds that there is no evidence to show that the premises are not upholding the prevention of public nuisance licensing objective.**

The Sub-Committee gave detailed consideration to all of the information which had been submitted before the hearing and contained in the report for Agenda Item 5, presented by Tania Jardim, Licensing Officer, as well as the verbal submissions made at the hearing by Mr Philip Rush, the Applicant, accompanied by his partner Ms Goldmen, Ms Bahar Bulbul, Premises Licence Holder, Mr Huseyin Simsek, Company Director and Mr Wayne Bradley, Premier Franchise Manager.

In determining the review, the Sub-Committee considered the options available to them as set out in the recommendations of the report and provided for in the Licensing Act 2003. They took account of the Guidance by the Secretary of State made under section 182 of that Act as well as the BCP Statement of Licensing Policy. The Sub-Committee’s decision is based upon consideration of the promotion of the Licensing Objectives. The Sub-Committee acknowledged that it was only able to consider matters directly relevant to the licensing objectives raised in the application namely prevention of public nuisance.

The Sub-Committee concluded that the premises had upheld the prevention of public nuisance licensing objective, and that leaving the

licence in its current state was the only appropriate response to the issues raised in the review when considering the evidence currently available to it.

### **Reasons for decision**

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

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

### **Leave the licence in its current state:**

In considering the information contained within the agenda report, the written representations submitted by all parties, and the verbal submissions made during the hearing, the Licensing Sub-Committee determined that taking no action in response to the review application was the appropriate course of action.

The Sub-Committee noted that the evidence submitted by the applicant, Mr Rush was both inaccurate and outdated, relating to concerns raised over a period of approximately nine years.

Whilst the Sub-Committee sympathised with Mr Rush and acknowledged the concerns he had raised, it was not satisfied that there was sufficient evidence to demonstrate that the licensing objective of the prevention of public nuisance was being undermined.

The Sub-Committee heard that the premises currently operates three external fan units. One fan is located at the rear of the premises and faces towards Mr Rush's garden, whilst the remaining two are situated on the side of the building. It was noted that, following complaints made by Mr Rush over several years, the premises had voluntarily relocated and replaced these units.

Evidence was provided by the premises licence holder that the rear fan, which faces Mr Rush's garden, serves the soft drinks refrigerator and operates independently of alcohol sales. The Sub-Committee also heard that this refrigeration unit operates for only several hours each day. The fan serving the refrigerator used to store dairy products is located on the side of the premises, above the fan serving the refrigerator used to store alcoholic products.

Mr Rush stated that the fan facing his garden operated continuously, 24 hours a day, and emitted both heat and fumes into his garden. The Sub-Committee accepted the opinion of the Environmental Health Officer that warm air in itself would not constitute a statutory nuisance. Furthermore, the Environmental Health Officer advised that if fumes were being emitted,

this could indicate a defect with the unit; however, there was no evidence that the fan unit was defective. The Sub-Committee also accepted the Environmental Health Officer's assessment that, due to the elevated position and location of the two side-mounted fan units, which serve the dairy and alcohol refrigerators, they were unlikely to be audible from Mr Rush's property.

Mr Rush also stated that the rear shutter at the premises, which is opened at approximately 06:30 hours and closed at 23:00 hours daily, generated a significant level of noise which disturbed him. The Sub-Committee noted that no supporting evidence had been provided in relation to these allegations.

The Sub-Committee further heard from the Environmental Health Officer that Mr Rush had declined to engage with Environmental Health in relation to monitoring and recording any alleged noise disturbance within his garden.

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

The Sub-Committee do not consider that modifying the existing conditions would be an appropriate response to the concerns raised in the Application for Review.

**Exclude a licensable activity from the scope of the licence:**

The Sub-Committee do not consider that excluding a licensable activity from the scope of the licence to be a necessary or appropriate response to the concerns raised in this review. The issue was not the sale of alcohol but the noise from the fan relating to the soft drink refrigerator, which was not related to the sale of alcohol.

**The removal of the Designated Premises Supervisor (DPS) from the licence:**

The Sub-Committee do not consider removing the DPS from the licence to be an appropriate response to the concerns raised in the Application for Review.

**Suspension of the Licence:**

The Sub-Committee feel that a temporary suspension of the Premises Licence of up to three months will not resolve the concerns raised in the Application for Review.

**Revocation of the Licence:**

The Sub-Committee determined that revocation of the premises licence is not an appropriate in response to this Application for Review.

The Sub-Committee concluded that leaving the licence in its current state was the most suitable outcome in this Application for Review. The Sub-Committee could only take into consideration the fan located at the side of the premises, which related to the refrigerator that stored alcohol, and there was no evidence that this fan was causing a public nuisance.

The Sub-Committee take their role very seriously regarding promoting and upholding all 4 licensing objectives and concluded that there was no evidence before them to show that the alcohol fan or door shutters were causing a public nuisance.

The Sub-Committee was grateful for the willingness shown by the Premises Licence Holder to continue to work with Environmental Health in the face of any future complaints raised.

### **Right of appeal**

An appeal against the review decision may be made to a Magistrates' Court within 21 days of the appellant being notified of the Licensing Authority's determination on the review.

The meeting ended at 12.48 pm

CHAIRMAN

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**BOURNEMOUTH, CHRISTCHURCH AND POOLE COUNCIL**  
**LICENSING SUB-COMMITTEE**

Minutes of the Meeting held on 05 August 2026 at 10.15 am

Present:-

Present: Cllr D A Flagg, Cllr P Hilliard and Cllr E Pankhurst

38. Election of Chair

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

Voting: Unanimous

39. Apologies

There were no apologies for absence.

40. Declarations of Interests

There were no declarations of interest.

41. Protocol for Public Speaking at Licensing Hearings

The protocol for public speaking was noted.

42. Savers, 41 Old Christchurch Road, Bournemouth, BH1 1DS

Present:

From BCP Council:

Tania Jardim – Licensing Officer

Linda Cole – Legal Advisor to the Sub-Committee

Christiane Tan– Clerk to the Sub-Committee

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

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

The Sub-Committee was asked to consider an application for alcohol premise licence for the premises known as 41 Old Christchurch Road, Bournemouth, BH1 1DS, to permit the supply of alcohol (off sales only) from 07:00 to 20:00 Monday to Saturday and 09:00 to 17:00 on Sundays. In response to the application representation(s) had been received from a Bournemouth Town Councillor on the grounds of the prevention of crime and disorder, prevention of public nuisance and public safety licensing objectives.

Publication of the Officer's report, as well as the supplementary pack that includes correspondence between the applicant's Licensing Advisor and the Town Councillor, can be found as Appendix 'A' to these minutes in the Minute Book.

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

Mike Morgan – Regional Manager for application

Elizabeth Mooney – Area Manager for application

Councillor Michael Labidi – Bournemouth Town Council, objector

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

**RESOLVED that the application made by Savers Health and Beauty Ltd for a Premises Licence at Savers, 41 Old Christchurch Road, Bournemouth, BH1 1DS for the supply of alcohol (off sales only) from 07:00 to 20:00 Monday to Saturday and 09:00 to 17:00 on Sundays be GRANTED, subject to the mandatory conditions prescribed by the Licensing Act 2003, the conditions consistent with the operating schedule set out at Section 18 of the application, and the following additional condition volunteered by the Applicant:**

***No high-strength spirit products over 20% AVB shall be sold from the premises.***

(Note: the offered condition was amended for clarity post hearing with agreement of the applicant).

**Reasons for Decision:**

The Sub-Committee gave detailed consideration to all the written and oral evidence before it, including the report for Agenda Item 5, the supplementary information subsequently received and published, the submissions made at the hearing by Mike Morgan, Regional Manager, and Elizabeth Mooney, Area Manager on behalf of the Applicant, and by Councillor Michael Labidi on behalf of Bournemouth Town Council who made a representation objecting to the application.

The Applicant explained that Savers has sold alcohol from its stores since 2012 and currently holds premises licences at approximately 320 stores across the UK. The Sub-Committee noted the Applicant's evidence that the business is not a specialist alcohol retailer, that alcohol accounts for only a small proportion of its overall sales, approximately 1%, and that it does not intend to stock premium or high-strength spirit products. The Applicant further offered a condition that no spirits would be sold from the premises.

In response to concerns raised regarding crime and disorder and public nuisance, the Applicant outlined the measures that would be in place to promote the licensing objectives, including staff training, CCTV, the presence of a security guard at the store entrance, the location of alcohol displays in view and close to the tills, and participation Bournemouth Shop Watch Radio Scheme. The Sub-Committee also noted that the premises is situated near a number of other off licensed premises on Old Christchurch Road.

The Sub-Committee noted the concerns raised by the objector regarding the potential impact of the application on the prevention of crime and disorder and the prevention of public nuisance. Concerns were expressed that the sale of alcohol from the premises could contribute to anti-social behaviour in the locality and that the premises would have no control over alcohol once it had been sold, making any resulting issues more difficult for the Police to address. The Sub-Committee noted, however, that no Responsible Authority had maintained a representation in respect of the application and that no specific evidence had been provided to demonstrate that the operation of the premises, as proposed and subject to the offered conditions, would undermine the licensing objectives.

The Sub-Committee noted that the Anti-Social Behaviour Team had initially submitted a representation in respect of the application, which was subsequently withdrawn.

Having carefully considered the application and all the evidence before it, the Sub-Committee was satisfied that the Applicant is a responsible retailer with significant experience of operating licensed premises. It noted that there is no Cumulative Impact Assessment in force for this area and, applying the principles in the Thwaites case, considered the application on its individual merits. Having regard to the absence of any representations from Responsible Authorities, the conditions contained in the operating schedule, and the additional condition offered by the Applicant prohibiting the sale of spirits, the Sub-Committee concluded that the grant of the licence would not undermine the licensing objectives and determined that the application should be granted.

In making this decision the Sub-Committee had regard to the Bournemouth, Christchurch and Poole Council Licensing Policy, the Secretary of State's Guidance issued under section 182 of the Licensing Act 2003, and the licensing objectives set out in the Licensing Act 2003. The Sub-Committee also took account of paragraph 1.18 of the guidance, which states that licensing authorities should consider the need to promote growth and deliver economic benefits when making licensing decisions, whilst ensuring that the licensing objectives are promoted.

All parties to the application have the right to appeal to the Magistrates' Court within twenty-one days beginning with the day on which the applicant is notified in writing of the Licensing Authority's decision.

The meeting ended at 10.54 am

CHAIRMAN

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

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

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## LICENSING COMMITTEE



|                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
|----------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Report subject             | <b>Proposal to review current standard conditions attached to sex establishment licences</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| Meeting date               | 17 September 2026                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Status                     | Public Report                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Executive summary          | <p>The standard conditions attached to Sex Establishment Licences were adopted following the formation of Bournemouth, Christchurch and Poole Council in 2019 and have remained largely unchanged since that time.</p> <p>Officers recommend that a review of the current conditions is supported by members to ensure they remain relevant, effective and reflective of current operational practices, licensing standards and regulatory expectations.</p> <p>Officers have identified a number of conditions where the wording is outdated, lacks sufficient clarity, duplicates legislative requirements or does not adequately reflect current safeguarding and operational practices.</p>                                  |
| Recommendations            | <p><b>It is RECOMMENDED that:</b></p> <p><b>Members approve a review of the Sex Establishment Licence conditions and appoint members to support the review by creating a member officer working party. Once conditions are reviewed the draft amended conditions will be referred back to committee for consideration and approval</b></p>                                                                                                                                                                                                                                                                                                                                                                                       |
| Reason for recommendations | <p>A key principle of the review is to ensure that all standard licence conditions are clear, explicit and self-explanatory. Conditions must be capable of being readily understood by licence holders, premises managers, enforcement officers, responsible authorities and members of the public without requiring further interpretation.</p> <p>Clearly drafted conditions support consistency and transparency in the licensing regime by setting out the standards expected of licensed premises in unambiguous terms. This assists licence holders in understanding their responsibilities and enables members of the public to have confidence that compliance can be assessed against clearly defined requirements.</p> |

|                      |                                                                      |
|----------------------|----------------------------------------------------------------------|
| Portfolio Holder(s): | Cllr Kieron Wilson, Portfolio Holder Housing and Regulatory Services |
| Corporate Director   | Laura Ambler, Corporate Director of Wellbeing                        |
| Report Authors       | Sarah Rogers, Principal Licensing Officer                            |
| Wards                | Council-wide                                                         |
| Classification       | For Decision                                                         |

## Background

1. The licensing of sex establishments is principally governed by Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982, as amended. The legislation enables local authorities that have adopted the provisions to licence and regulate sex establishments within their area.
2. The Act provides for the licensing of:  
Sex shops;  
Sex cinemas; and  
Sexual Entertainment Venues (SEVs).
3. The category of Sexual Entertainment Venue was introduced through the Policing and Crime Act 2009, which amended Schedule 3 to provide local authorities with enhanced powers to regulate premises offering relevant sexual entertainment before a live audience.
4. Schedule 3 provides local authorities with broad discretionary powers to determine applications and to attach such conditions to licences as they consider appropriate.
5. Paragraph 13 of schedule 3 enables local authorities to impose standard conditions applicable to all sex establishment licences of a particular type, and in addition paragraph 8 permits the authority to impose further conditions and restrictions on individual licences where considered appropriate on grant or renewal.
6. These powers assist local authorities to effectively regulate matters relating to the management, conduct and supervision of licensed premises and in promoting the safe and responsible operation of sex establishments.

## Need for Standard Conditions

7. Standard conditions provide a consistent and transparent framework for the operation of licensed sex establishments across the Council area.
8. The conditions establish the minimum standards expected of licence holders and provide clarity regarding the management and operation of licensed premises.
9. Well-drafted conditions assist licence holders in understanding their legal obligations and support the public in understanding the standards applicable to licensed premises

10. In addition, officers rely on these conditions to support proportionate compliance checks and any necessary enforcement activity
11. Conditions must be sufficiently clear and precise so that all parties understand what is required. Ambiguous or outdated wording can create uncertainty, increase the potential for inconsistent interpretation and make compliance assessment more difficult.

### **Review of Existing Conditions**

12. Officers suggest that the current standard conditions at Appendix 1 should be reviewed to improve clarity and remove ambiguity and to align conditions with current safeguarding and public protection expectations.
13. By undertaking such a review, we ensure conditions remain proportionate and capable of effective enforcement; and provide transparency for operators, regulators and the public.
14. The review has not sought to fundamentally alter the regulatory approach adopted by the Council. Most amendments will relate to drafting improvements, clarification of expectations and the updating of operational requirements.
15. The intention is to ensure that revised conditions will be structured to ensure that licence holders can more readily understand their obligations while enabling officers to assess compliance against clearly defined standards.

### **Options Appraisal**

16. Members are asked to consider the recommendation and either
  - a. Support the recommendation and form a member/officer working party to review the current standard conditions or
  - b. Decide to maintain the current standard conditions

### **Summary of financial implications**

17. There are no financial implications work will be undertaken within current resources

### **Summary of legal implications**

18. The Council has discretion under Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 to impose standard conditions on sex establishment licences. The Council's standard conditions must be reasonable, proportionate and capable of effective enforcement. The purpose of this review is to ensure that the Council's standard conditions remain lawful, appropriate and fit for purpose.
19. The standard conditions will apply to sex establishment licences granted or renewed by the Council. Applicants who are dissatisfied with conditions imposed on a licence may have a right of appeal to the Magistrates' Court. Should any appeal be brought, the Council may incur legal costs in defending its decision

### **Summary of human resources implications**

20. There are no human resources implications.

**Summary of sustainability impact**

21. There are no sustainability impacts.

**Summary of public health implications**

22. There are no public health implications

**Summary of equality implications**

23. An Equality Impact will be taking place during the review process and a document will be provided once the review is completed.

**Summary of risk assessment**

24. Conditions should reflect the needs of such businesses, and the licensing regime aims to protect customers, performers and address potential wider public impacts of the licensable activities. Poorly worded or outdated conditions are not enforceable and undermine the ability of the licensing regime to regulate the licensable activities.

**Background papers**

[Local Government \(Miscellaneous Provisions\) Act 1982](#)

[Policing and Crime Act 2009](#)

**Appendices**

Appendix 1 – current standard conditions

**General conditions for Sex Establishments**

1. In the event of a conflict between these Regulations and any special conditions contained in a licence relating to a Sex Establishment the special conditions shall prevail.
2. The grant of a licence for a Sex Establishment shall not be deemed to convey any approval or consent which may be required under any enactment, byelaw, order or regulation other than Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982.
3. A refusals register shall be kept and made available for inspection by an authorised officer of the Council or Police Officer.
4. The Premises shall be maintained in good repair and condition.
5. Alterations or additions either internal or external and whether permanent or temporary to the structure, lighting or layout of the Premises shall not be made except with the prior approval of the Council.
6. The licence holder shall ensure a copy of the licence and of these Regulations are required to be exhibited in accordance with paragraph 14(1) of Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended and shall be reproduced to the same scale as those issued by the Council.
7. The copy of the licence required to be displayed shall be suitably framed and the copy of these Regulations shall be retained in a clean and legible condition.

**Standard Conditions – Sexual Entertainment Venues Conduct and Management**

1. Where the licence holder is a body corporate or an unincorporated body, any change of director, company secretary or other person responsible for the management of the body is to notify the Council in writing within 14 days of such change and such written details as the Council may require in respect of any new director, secretary or manager are to be furnished within 14 days of a request of writing from the Council.
2. The licence holder shall retain control over all portions of the premises as defined on the approved premises plans, and shall not let, licence or part with possession of any part of the licensed premises.
3. The licence holder shall nominate a Duty Manager for the premises on each occasion they are open to the public and being used for the purposes of providing relevant entertainment.
4. The licence holder shall ensure the name of the Duty Manager is displayed in the foyer or reception of the premises so the name can easily be viewed by Police or authorised Council officers carrying out an inspection of the premises, or otherwise by persons using the venue.
5. The Duty Manager shall be responsible for ensuring the premises operate in accordance with the conditions applicable to the sex establishment licence.
6. The Duty Manager shall remain on the premises while they are on duty save in the event of an emergency situation.
7. The Licensee must ensure that a suitable number of trained staff are employed to supervise the interior of the premises ("floor supervisors") whilst performances are given under this licence.
8. The Licensee must ensure that a sufficient number of floor supervisors are employed in the premises to supervise customers and performers whilst sexual entertainment is provided.
9. No person under the age of 18 shall be admitted to the licensed premises whilst the sex establishment licence is being used. A notice advising no admittance to persons under the age of 18 shall be prominently displayed at each public entrance to the premises.
10. No person under the age of 18 shall be employed to work at the licensed premises in any capacity, or allowed to work in the premises on a self-employed basis.

11. The premises shall follow the 'Think 25' initiative, whereby any customer who enters the premises who appears to be under the age of 25 shall be asked for age identification. The only ID accepted shall be photo identification such as a picture driving licence, a passport or a PASS ID.

12. An incident / refusal logbook shall be maintained at the premises. The incident / refusal log shall, as a minimum, give details of:

- Any persons refused entry to the premises and the reason for refusal
- Any persons ejected from the premises and the reason for ejection
- Any inappropriate behaviour by customers
- Any incidents of crime or disorder
- Any complaints made by customers, dancers or staff

13. The incident / refusal log shall show the date, the time of the incident, the name of the staff member reporting the incident, a brief description of the customer involved / name of dancer or staff member where appropriate and brief description of the incident and any action taken by staff.

14. The incident / refusal log shall be kept in a place where it can be easily accessed by staff working at the premises and all staff shall be aware of the procedure to follow.

15. The licence holder and/or Duty Manager shall ensure the incident / refusal log is checked periodically, at least once a week, to ensure the log is being effectively used.

16. The incident / refusal log shall be made available for inspection to the Police and or an authorised officer of the council on request.

17. The licence holder and/or Duty Manager shall ensure that the public is not admitted to any part or parts of the premises other than those, which have been approved by the Council.

18. No part of the licensed premises shall be used by prostitutes for the purpose of solicitation or otherwise exercising their calling.

**Advertising, Premises Appearance and Layout**

19. There shall be no touting for business in any area for the premises by but not limited to persons holding advertising boards, leafleting, advertising on branded vehicles or personal solicitation, this includes leafletting.

20. The Council shall not permit the display of any form of imagery or photographs that the Council believes could be construed as offensive to public decency.

21. No display or advertisement of the activities permitted by the sex establishment licence shall be exhibited so as to be visible from outside of the premises except:

- any notice required by law, by these regulations, or by any condition of the sex establishment licence granted by the Council
- the name of the premises as specified in the sex establishment licence• the hours of opening of the premises
- notice of any admission charge to the premises
- unless the Council has given its prior consent in writing that such display or advertisement may be used.

22. All windows must be dressed or designed so as to prevent persons outside the premises having a view of the interior.

23. The premises shall not contain any sign, advertising material, goods or display without the written consent of the Council.

24. No alterations or additions either internal or external and whether permanent or temporary to the structure, lighting or layout of the premises shall be made except with the prior approval of the Council.

25. The layout of the premises shall be such that performers cannot be seen from outside the premises.

26. Performers may not stand in lobby, reception or foyer areas or outside the premises entrance for the purposes of greeting customers or encouraging customers to enter the venue.

## **CCTV**

27. A suitable CCTV system shall be installed and maintained at the premises in accordance with the requirements of Dorset Police.

28. The system shall be operational at all times the premises is open to members of the public and will cover all public areas including booths and VIP areas.

29. The positioning of the CCTV cameras will be agreed with Dorset Police prior to installation and will comply with that agreement at all times. Changes to the CCTV system and / or positioning of the cameras may only be made with the written consent of Dorset Police.

30. The licence holder shall retain recordings for 31 days, which will be delivered to the Police on request (subject to Data Protection legislation as appropriate).

31. At all times that the premises are open to the public there will be a member of staff on duty who is conversant with the operating of the CCTV system and who is able to download immediately any footage requested by the Police, an officer from the Licensing Authority or an authorised agent.

### **Requirements for a code of Conduct for Dancers**

32. There shall be a Code of Conduct for Dancers in place at the venue that has been agreed in writing by the licence holder and the Council.

33. The Code of Conduct shall, as a minimum, contain the conditions set out in the section below entitled "Code of Conduct for Dancers" and provide information to support whistleblowing and give dancers encouragement to report concerns to the Licensing Authority.

34. No change shall be made to the Dancer's Code of Conduct without the prior written consent of the Council.

35. The Dancers Code of Conduct must state that dancers who do not comply with the Code of Conduct will face disciplinary proceedings.

36. The licence holder shall require all dancers to sign an acknowledgement that they have received a copy of the Dancer's Code of Conduct and have read and understood its contents and shall comply with such Code of Conduct at all times they are working at the premises as dancers.

37. The licence holder shall retain original records showing that each dancer has signed to acknowledge receipt of the Dancer's Code of Conduct.

38. The premises management and staff (including security staff) shall be aware of the content of the Dancer's Code of Conduct and shall ensure it is complied with.

### **Requirements for a Code of Conduct for Customers**

There shall be a Code of Conduct for Customers in place at the venue that has been agreed in writing by the licence holder and the Council.

39. The Code of Conduct shall, as a minimum, contain the conditions set out in the section below entitled "Code of Conduct for Customers".

40. The Code of Conduct for Customers shall be displayed in prominent positions throughout the premises where it is visible to all customers.

41. No change shall be made to the Customers Code of Conduct without the prior written consent of the Council.

42. The Customer's Code of Conduct must state that customers who do not comply with the Code of Conduct will be ejected from the premises.

43. The premises management and staff (including security staff) shall be aware of the content of the Customer's Code of Conduct and shall ensure it is complied with.

44. Where a customer breaches the Customers Code of Conduct, this shall be recorded in the incident / refusals log.

### **Disciplinary Procedure**

45. The Code of Conduct for Dancers shall be detailed in writing and a copy of it provided to each dancer prior to their taking up their first shift at the premises together with a copy of the licence holder's Policy on breach of such Code.

46. The licence holder shall require all dancers to sign an acknowledgement that they have been provided with a copy of the Code of Conduct for Dancers and the Policy on breach and have read and understood its content,

### **Code of Conduct for Dancers**

47. The Dancer's Code of Conduct shall apply whilst the Dancer is working or on shift at the premises and include the following conditions as a minimum:

- a) Dancers shall only perform on the stage(s), to a seated audience or in other such other areas of the licensed premises as may be agreed in writing with the Council. ("the performance areas")
- b) Dancers may not accept any telephone number, email address, address or contact information from any customer, except in the form of a business card, which must be surrendered to the Licensee or their representative before leaving the premises.
- c) Dancers may not touch a customer during a performance
- d) Dancers may not permit a customer to touch them during a performance
- e) Dancers must not when performing, touch a customer at any time during the performance unless accidentally or due to a third party or for the purpose of restraint. For the avoidance of doubt if a performer has to intentionally touch a customer for the purpose of restraint, the touch should only be made above the customer's chest or on their limbs and only with the performer's hands
- f) Dancers may not straddle the customer
- g) If a customer attempts to touch or speak to a dancer inappropriately, the dancer shall stop the performance and advise the customer of the rules of the Code of Conduct. If the customer continues with their inappropriate behaviour, the dancer shall stop the performance and inform the management
- h) If a customer engages in acts of masturbation or other sexual behaviour, the dancer shall cease the performance immediately and inform the premises management.
- i) Dancers may not touch their own breasts, anus or genitals with their fingers, lips or tongue
- j) Dancers may not intentionally touch the genitals, anus or breasts of another dancer, nor knowingly permit another dancer to touch their genitals, anus or breasts
- k) Dancers may not perform any act which simulates masturbation, oral sex or sexual intercourse, including the insertion of any object, including their own finger, into the anus or vagina
- l) Dancers shall not solicit for gratuities or payment for sexual act. Dancers shall not engage in any act of prostitution
- m) Dancers may not be in the company of a customer unless it is in an area of the premises that is open to the public
- n) Dancers shall not perform if under the influence of alcohol or drugs.
- o) Dancers shall use the dressing room facilities provided for their exclusive use to change for their performance.
- p) Dancers shall only use the smoking area provided specifically for their use.
- q) Dancers shall only use the sanitary facilities specifically provided for their use.
- r) Dancers shall not leave the premises or otherwise be visible outside the premises, including for smoking breaks, unless dressed in suitable attire
- s) All dancers shall comply with this Code of Conduct. Any failure to adhere to the Code of Conduct shall render the dancer subject to the Policy on breach, a copy of which must be provided to each dancer.
- t) Customers must be seated in an upright position against the back of the booth or seat with their hands

by their sides or on their knees before a dancer can start a table dance

48. Customers must remain seated during the entire performance of a private dance.

49. During times when performances of sexual entertainment are taking place, customers may only dance in areas specifically designated by the Council as being separate from the areas for performance of sexual entertainment.

50. Customers must remain fully dressed at all times.

51. Customers may not touch dancers during a performance.

52. Customers may not make lewd or offensive remarks to dancers.

53. Customers may not harass or intimidate dancer.

54. Customers may not ask dancers to perform any sexual favour

55. Customers may not perform acts of masturbation or indulge in other sexual behaviour

#### **Staff welfare**

56. Dancers under the age of 18 will not be permitted to work at the premises. All reasonable steps shall be taken to verify the age of the dancer such as the production of photo identification.

57. The licence holder shall ensure dancers have secure dressing rooms and facilities to secure valuables.

58. The licence holder shall ensure that there are sanitation facilities for the use solely of the dancers and other employees of the premises.

59. Each dancer shall be provided with an information pack which will include the following:

- A copy of relevant conditions attached to the Sex Establishment Licence.
- Details of any other conditions applied by the management of the premises
- A copy of the Dancers Code of conduct
- A copy of the Customers Code of Conduct
- The premises Disciplinary Procedure Policy including breach of Dancers Code of Conduct
- Pricing policy
- Nationally recognised unions, trade organisations or other bodies that represent the interest of the dancers

60. The licence holder shall maintain written records of all dancers working at the premises. The records shall show the full name of the dancer, home address, date of birth and the date the dancer was provided with the information pack as stated above.

61. Such records shall be kept on the licensed premises and produced for inspection by the Police or an authorised council officer on request.

62. Any instances of the dancer breaching the Dancers Code of Conduct and any instances of discipline and fines imposed will be recorded on their record. The record shall include the date and time of the incident and the breach that occurred.

63. All booths/areas for VIP's used for private dances must be visible to supervision and must not have closed doors or closed curtains that prevent performances from being observed.

64. All booths/areas for VIP's used for private dances must be directly supervised by either an SIA registered door supervisor, or a member of staff who has direct contact with SIA registered door supervisors working on the premises at all times the booths/areas are in use. Direct supervision does not include remote supervision by CCTV.

65. Dancers will only be present in the licensed area in a state of nudity when they are performing on stage or providing a private dance.



## Forward Plan – Licensing Committee, 10 December 2026 - *Publication date: 2 December 2026*

Forthcoming meetings 2027: 11 March, 26 May, 16 September and 9 December

|   | Subject                                                | Purpose of report                                                                                                           | Consultation                              | Report author(s)                                                                    | Meeting date |
|---|--------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------|-------------------------------------------|-------------------------------------------------------------------------------------|--------------|
| 1 | <b>Pleasure Boats and Boatpersons Licensing Policy</b> | To consider the draft policy following public consultation. Amend policy as required and recommend to Council for adoption. | Harbour Master<br><br>Public Consultation | Sarah Rogers,<br>Principal<br>Licensing Officer<br>Ellie King,<br>Licensing Officer | 10 December  |

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### Committee Briefings and Training Sessions 2026

|   | Training / Briefing to be delivered | When / Where                    | Attendees                       | Suggested Delivery |
|---|-------------------------------------|---------------------------------|---------------------------------|--------------------|
| 1 | TBC                                 | To take place after the meeting | All Licensing Committee Members |                    |

Agenda Item 7

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