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**Application to vary a premises licence under the Licensing Act 2003****PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

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

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

I/We Peter Bruton

*(Insert name(s) of applicant)*

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

<b>Premises licence number</b> BH083711
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**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description			
Bistro On The Beach Solent Promenade Southbourne Coast Road			
Post town	Southbourne	Postcode	BH6 4BE

Telephone number at premises (if any)	01202 431473
Non-domestic rateable value of premises	£

**Part 2 – Applicant details**

Daytime contact telephone number			
E-mail address (optional)			
Current postal address if different from premises address	Mr P Bruton		
Post town		Postcode	

### Part 3 - Variation

Please tick as appropriate

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

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

DD	MM	YYYY

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

**Please describe briefly the nature of the proposed variation** (Please see guidance note 2)

We would like to be able to house a temporary minimal bar outside the Bistro main entrance that can provide off sales to people on the beach directly in front of the premises.

We would also like to be able to have the option of off sales of alcohol from our takeaway facility (situated to the right of the Bistro main building.)

Any alcohol served outside will be done so in polycarbonate glasses and bottles. No glass wear will be allowed to leave the bistro premises.

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

N/A

#### Part 4 Operating Schedule

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

- Provision of regulated entertainment (Please see guidance note 3)** **Please tick all that apply**
- a) plays (if ticking yes, fill in box A) ☐
  - b) films (if ticking yes, fill in box B) ☐
  - c) indoor sporting events (if ticking yes, fill in box C) ☐
  - d) boxing or wrestling entertainment (if ticking yes, fill in box D) ☐
  - e) live music (if ticking yes, fill in box E) ☐
  - f) recorded music (if ticking yes, fill in box F) ☐
  - g) performances of dance (if ticking yes, fill in box G) ☐
  - h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) ☐

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

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

**In all cases complete boxes K, L and M**

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 8)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
Day	Start	Finish		Both	yes
Mon	10am	00.00am	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 6)  None: Same as previous licence		
Tue	10am	00.00am			
Wed	10am	00.00am			
Thur	10am	00.00am	<u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 7)  Same timings as on current licence		
Fri	10am	00.00am			
Sat	10am	00.00am			
Sun	12pm	11.30pm			

K

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

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 8)			<b>State any seasonal variations</b> (please read guidance note 6)
Day	Start	Finish	
Mon			<b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 7)
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

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

We would like the following removed:-

1.8, 1.9, 1.10, 1.11, 1.12, 1.13, 1.14, 1.15, 1.17, 1.18

2.1, 2.2, 2.3, 2.4, 2.6, 2.11

We would like to replace 1.17 with the attached information and change the wording on 2.11 with the attached updated wording (see next page)

# AGREED CONDITIONS

Delete 1.17 but offer the following in the prevention of crime and disorder section

- 2.1 A CCTV system, shall be installed to cover all entry and exit points enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record and cover areas where alcohol is kept for selection and purchase by the public, whilst the premises is open for licensable activities. It shall operate during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with correct date and time stamping.
- 2.1.1 Cameras for the system shall be positioned in at least the locations identified on the approved plan.
- 2.1.2 A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. Subject to the tests provided for in the Data Protection Act being met, this staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.
- 2.1.3 Subject to the tests provided for in the Data Protection Act being met, CCTV shall be downloaded on request of the Police or authorised officer of the council. Appropriate signage advising customers of CCTV being in operation, shall be prominently displayed in the premises.
- 2.1.4 A documented check of the CCTV shall be completed weekly to ensure all cameras remain operational and the 31 days storage for recordings is being maintained.
- 2.2 An incident log shall be kept at the premises. The log shall include the date and time of the incident and the name of the member of staff who has been involved, and made available on request to an authorised officer of the Council or the Police, which shall record the following:
- (a) any complaints received
  - (b) any incidents of disorder
  - (c) any faults in the CCTV system / or searching equipment / or scanning equipment
  - (d) any refusal of the sale of alcohol
  - (e) any visit by a relevant authority or emergency service
  - (f) all crimes reported to the venue
  - (g) all ejections of patrons
  - (h) all seizures of drugs or offensive weapons
- 2.2.1 This log to be checked on a weekly basis by the licence holder or a responsible person that is nominated in writing.

Replace the wording of 2.11 in the protection of children from harm with the following additional two conditions:-

- 2.11 All staff involved in the sale of alcohol shall receive training on the law relating to prohibited sales, the age verification policy adopted by the premises and the conditions attaching to the premises licence. Refresher training shall be provided at least once every 6 months. A record shall be maintained of all staff training and that records shall be signed by the person receiving the training and the trainer. The records shall be kept for a minimum of 12 months and made available for inspection by Police, Licensing or other authorised officers.
- 2.12 A Challenge 25 scheme shall be adopted in compliance with the age verification condition. Customers who appear to be under 25 years of age shall be required to prove their age when purchasing alcohol.

2.12.1 Suitable forms of identification shall be a Passport, holographic PASS scheme card or other identification recognised by the Licensing Authority in its Statement of Licensing Policy.

2.12.2 Challenge 25 posters shall be displayed at the premises.

Please tick as appropriate

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

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

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

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

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

Plastic/Polycarbonate glass wear  
Confined area of sales  
Staff controlling waste management  
Age verification  
Low noise levels  
Management presence

**b) The prevention of crime and disorder**

All staff are trained on age verification and we will refresh this training within all outlets  
A manager is on duty throughout every shift, with more than one on busy shifts and will observe the areas where alcohol is consumed

**c) Public safety**

This has always been paramount and will continue to be the case. As above, age verification will be strictly enforced and by using plastic or polycarbonate glasses, there will be no issues with breakages.

**d) The prevention of public nuisance**

1. Noise from amplified music and associated sources either generated within the premises or the external licensed area shall not be audible in noise sensitive premises at any time.
2. The premises license holder will take all reasonable steps to ensure that patrons using any outside areas do so in a quiet and orderly fashion.

**e) The protection of children from harm**

We will only use plastic or polycarbonate glasses and so there will be no risk of injury from breakages. We will also employ staff who will maintain the cleanliness of the outside areas, especially the beach



Checklist:

Please tick to indicate agreement

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

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

**Part 5 – Signatures** (please read guidance note 12)

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

Signature	Ian Meads
Date	27 <sup>th</sup> January 2020
Capacity	General Manager

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

Signature	
Date	
Capacity	

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

Ian Meads,  
Bistro on the Beach, Solent Promenade, Southbourne Coast Road, Bournemouth BH6 4BE

<b>Post town</b>	<b>Bournemouth</b>	<b>Post code</b>	<b>BH6 4BE</b>
<b>Telephone number (if any)</b>			
<b>If you would prefer us to correspond with you by e-mail, your e-mail address (optional)</b>			

