

LICENSING SUB-COMMITTEE



Report subject	New Premises Licence Application for Bournemouth Electric Club, Broadway Lane, Bournemouth, BH8 0AA
Meeting date	8 July 2020
Status	Public Report
Executive summary	<p>Mr Ian Crockard of Innpacked Limited, made an application on behalf of Premier Bar and Catering Limited for a new premises licence at Bournemouth Electric Club, Broadway Lane.</p> <p>The application is for Live Music, Monday to Sunday 12:00 to 23:00 hours, Recorded Music and Supply of Alcohol on and off the premises, Monday to Sunday 12:00 to 01:00 hours and the provision of Late Night Refreshments Monday to Sunday 23:00 to 01:00.</p>
Recommendations	<p>Members are asked to decide whether to:</p> <p>(a) Grant the application for a premises licence as made; (b) Refuse the application for a premises licence; (c) Grant the premises licence subject to additional conditions.</p> <p>Members of the Licensing Committee are asked to make a decision at the end of the hearing after all relevant parties have been given the opportunity to speak. Members must give full reasons for their decision.</p>
Reason for recommendations	<p>The Licensing Authority has received 37 representations from other persons based on all the licensing objectives, namely, the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm.</p> <p>The Licensing Authority may only consider aspects relevant to the application that have been raised in the representation.</p> <p>Where representations have been received in relation to an application by a responsible authority or any other person, and the concerns have not been resolved through mediation between all parties, the Scheme of Delegation set out in the Council's Constitution states that these applications should be dealt with by the Licensing Committee.</p>

Portfolio Holder(s):	Councillor Lewis Allison – Tourism, Leisure and Communities
Corporate Director	Kate Ryan – Corporate Director of Environment & Community
Report Authors	Mrs T Jardim - Licensing
Wards	Muscliff & Strouden Park
Classification	For Decision

Background

1. An application for a new licence under the Licensing Act 2003 was made on the 23rd May 2020 as attached at Appendix 1. The application is for Live Music, Monday to Sunday 12:00 to 23:00 hours, Recorded Music and Supply of Alcohol on and off the premises, Monday to Sunday 12:00 to 01:00 hours and the provision of Late Night Refreshments Monday to Sunday 23:00 to 01:00.
2. A plan is attached as Appendix 2 showing the location of the premises.
3. Bournemouth Electric Sports and Social Club have held a Club Premises Certificate since 5th April 2011, this certificate allows for Regulated Entertainment - Plays, Films, Indoor Sporting Events, Live Music, Performance of a Dance and Supply of Alcohol to be carried out for the benefit of their members and Bona Fide Guests. A copy of this licence is attached as Appendix 3. The current application is to enable the premises to open to members of the public and the community. Historically there was a Premises Licence at these premises, however, this was surrendered in 2011 when the Club Certificate was applied for.

Consultation

4. The application has been served on all responsible authorities and the applicant confirmed that the statutory notices were displayed on site and published in the local newspaper.
5. Mediation took place with Environmental Health Pollution Control and Dorset Police and conditions were agreed, these are attached at Appendix 4. It is noted that although the applicant has applied for the supply of alcohol for consumption off the premises, they have subsequently agreed with Dorset Police that there shall be no off sales.
6. The application prompted representations of objection from 37 other persons on the grounds of all four of the licensing objectives. Copies of these representations are attached at Appendix 5.
7. The Licensing Authority received three representations in support of the application.

Options Appraisal

8. Before making a decision, Members are asked to consider the following matters: -
 - The representation made by other persons.
 - The submissions made by or made on behalf of the applicant.

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

Summary of financial implications

9. N/A

Summary of legal implications

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

Summary of human resources implications

11. N/A

Summary of sustainability impact

12. N/A

Summary of public health implications

13. N/A

Summary of equality implications

14. N/A

Summary of risk assessment

15. N/A

Background papers

Bournemouth Borough Council's Statement of Licensing Policy:

<https://www.bournemouth.gov.uk/Business/Licensing/documents/StatementofLicensingPolicyLA2003.pdf>

Appendices

- 1 – Copy of Licence Application.
- 2 – Plan showing location of the premises.
- 3 – Copy of Club Premises Certificate.
- 4 – Conditions agreed with Environmental Health Pollution Control and Dorset Police.
- 5 – Copies of representations.