

LICENSING SUB-COMMITTEE



Report subject	Application for a New Premises Licence The Reefside Kiosks, Boscombe Pier, BH5 1BN
Meeting date	29 September 2020
Status	Public Report
Executive summary	Mr Philip Day of Lacey's Solicitors has made an application on behalf of Reefside Catering Limited for a new premises licence at The Reefside Kiosks, Boscombe Pier. The application is for the supply of alcohol on and off the premises Monday to Sunday 10:00 to 19:00.
Recommendations	Members are asked to decide whether to: 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. Members of the Licensing Sub-Committee are asked to make a decision at the end of the hearing after all relevant parties have been given the opportunity to speak. Members must give full reasons for their decision.
Reason for recommendations	<p>The Licensing Authority has received 6 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 representation.</p> <p>Where representations have been received in relation to an application by a responsible authority or any other person, and the concerns have not been resolved through mediation between all parties, the Scheme of Delegation set out in the Council's Constitution states that these applications should be dealt with by the Licensing Sub-Committee.</p>

Portfolio Holder(s):	Councillor Lewis Allison – Tourism, Leisure and Communities
Corporate Director	Kate Ryan – Corporate Director for Environment & Community
Report Authors	Mrs T Jardim – Licensing
Wards	Boscombe West;
Classification	For Decision

Background

1. An application for a new licence under the Licensing Act 2003 was made on the 29th July 2020. See Appendix 1.
2. A plan is attached as Appendix 2.

Consultation

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.

3. The application prompted representations from six other persons, including two Ward Councillors on the grounds of the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm. Copies of the representations are attached at Appendix 3.

Options Appraisal

4. 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

5. N/A

Summary of legal implications

6. 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

7. N/A

Summary of sustainability impact

8. N/A

Summary of public health implications

9. N/A

Summary of equality implications

10. N/A

Summary of risk assessment

11. 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 – Copies of the representations.