

LICENSING SUB-COMMITTEE



Report subject	New premises licence application for Southborne Snooker Club
Meeting date	31 March 2021
Status	Public Report
Executive summary	<p>Mr Huseyin Kocabay has made an application for a premises licence for Southbourne Snooker Bar, 8 Deans Road, Southbourne, Bournemouth, BH5 2DA for the following licensable activities and times:</p> <p>Indoor Sporting Events: Monday to Sunday – 10:00 to 00:00</p> <p>Sale of alcohol on the premises:</p> <p>Monday to Saturday- 10:00 to 00:00, Sunday -10:00 to 23:00</p>
Recommendations	<p>It is RECOMMENDED that:</p> <p>Members are asked to decide whether to:-</p> <p>a) Grant the application for a premises licence as made;</p> <p>b) Refuse the application for a premises licence;</p> <p>c) Grant the premises licence subject to additional conditions.</p> <p>Members of the Licensing Sub-Committee are asked to make a decision at the end of the hearing after all relevant parties have been given the opportunity to speak. Members must give full reasons for their decision.</p>
Reason for recommendations	<p>The Licensing Authority has received 8 representations from other persons on the grounds that if this application were granted it would undermine the licensing objectives.</p> <p>The Licensing Authority may only consider aspects relevant to the application that have been raised in the representations.</p> <p>Where representations have been received from a responsible authority or any other person, and the concerns have not been resolved through mediation between all parties, the Scheme of Delegation set out in the Council's Constitution states that these applications should be dealt with by the Licensing Sub-Committee.</p>

Portfolio Holder(s):	Councillor May Haines – Community Safety
Corporate Director	Kate Ryan – Corporate Director for Environment and Community
Report Authors	Becky Baker – Senior Licensing Officer
Wards	Boscombe East & Pokesdown;
Classification	For Decision

Background

1. An application for a premises licence under the Licensing Act 2003 was submitted on the 12 February 2021. A copy of the application is attached at Appendix 1.
2. A plan of the premises to be licensed is attached at Appendix 2.
3. Agent for the applicant, David Ramsey notified the Licensing Authority of an error in the application on the 12 February 2021 advising that the terminal hour for the sale of alcohol should be Midnight. See Appendix 3.
4. A club premises certificate was issued for this premises in November 2005, the certificate has however been suspended due to non- payment of the annual fee. Club premises certificates cannot be transferred so the applicant has applied for a new premises licence.

Consultation

5. The application was served on all responsible authorities and the applicant confirmed that the statutory notices were displayed at the location to be licensed and published in the local newspaper.
6. The application prompted 8 representations from other persons under all of the licensing objectives. A copy of these representations are attached at Appendix 4.
7. In response to the application the Police have mediated with the applicant and the applicant has agreed that the terminal hour for the sale of alcohol, should the licence be granted, be reduced to 23:30 Monday to Saturday and 22:30 on a Sunday. See Appendix 5.
8. The Police and applicant also agreed (see Appendix 5) that the following condition should be attached to the premises licence, should the licence be granted:

If it is intended to show any major sporting event on a television within the premises (other than Snooker or Pool tournaments, golf, motor racing events, athletics competitions or tennis or cricket matches), or to hold any function, the Premises will conduct a written risk assessment to determine whether it is appropriate to deploy door supervisors for a period of time before the event is scheduled to start, during the event and for a period of time after the event is scheduled to end and will deploy door supervisors in accordance with the outcome of the risk assessment. Such risk assessments will also be conducted at the request of the police in respect of any other event scheduled to take place at the premises. Copies of all risk assessments shall be retained on the premises for a minimum period of 6 months and shall be made available for inspection by police and other authorised officers on request.

9. No other responsible authorities made representation regarding the application.

Options Appraisal

10. Before making a decision, Members are asked to consider the following matters:

- The representations made by or on behalf of the other persons.
- The submissions made by or made on behalf of the applicant.
- The Licensing Act 2003, appropriate Regulations, Statutory Revised Guidance issued under section 182 of the Licensing Act 2003 – April 2018 and the Council's Statement of Licensing Policy.

Summary of financial implications

11. N/A

Summary of legal implications

12. 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

13. N/A

Summary of sustainability impact

14. N/A

Summary of public health implications

15. N/A

Summary of equality implications

16. N/A

Summary of risk assessment

17. N/A

Background papers

BCP Council – Statement of Licensing Policy –

<https://www.bcpCouncil.gov.uk/Business/Licences-andpermits/Documents/Licensing/solp-2020.pdf>

Hearing Regulations – <https://www.legislation.gov.uk/uksi/2005/44/contents/made>

Revised Guidance issued under Section 182 of the Licensing Act 2003
https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/705588/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_April_2018_.pdf

Appendices

Appendix 1 – Application for a premises licence

Appendix 2 – plan of the premises

Appendix 3 – Email from David Ramsey amending hours on application

Appendix 4- Representation from other persons

Appendix 5 – Alcohol terminal hours and conditions agreed with Dorset Police