

LICENSING SUB-COMMITTEE



Report subject	Aldi, 257-263 Holdenhurst Road, Bournemouth, BH8 8NT
Meeting date	13 October 2021
Status	Public Report
Executive summary	<p>Aldi Stores Limited have made an application for variation to their current premises licence.</p> <p>The current licence permits off sales of alcohol only between the hours of 08:00 to 23:00 Monday to Saturday, 08:00 to 22:30 on Sundays, 12:00 to 15:00 and 19:00 to 22:30 on Christmas Day and 08:00 to 22:30 on Good Friday.</p> <p>Variation is made to extend the permitted hours of opening and for the supply of alcohol off the premises Monday to Sunday 06:00 to 00:00 hours.</p>
Recommendations	<p>It is RECOMMENDED that:</p> <p>Members are asked to decide whether to:-</p> <ul style="list-style-type: none">a) Grant the application for variation as made;b) Refuse the application, or part of, for variation to the premises licence;c) Grant the application, or part of, subject to additional conditions. <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 a representation from one other person on the grounds that to grant the application, would undermine the prevention of crime and disorder licensing objective.</p> <p>The Licensing Authority may only consider aspects relevant to the application that have been raised in the representation. 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 the application</p>

	should be dealt with by the Licensing Sub-Committee.
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Portfolio Holder(s):	Councillor May Haines – Committee Safety
Corporate Director	Kate Ryan – Chief of Operations
Report Authors	Tania Jardim – Licensing Officer
Wards	East Cliff & Springbourne;
Classification	For Decision

Background

1. An application to vary premises licence BH082464, under Section 34 of the Licensing Act, was made by Ms Lisa Gilligan of Freeths on behalf of Aldi Stores Limited on 23rd August 2021. A copy of the application is attached at Appendix 1.
2. A copy of the current licence and approved plan is attached at Appendix 2.

Consultation

3. The application was served on all responsible authorities and the applicant confirmed that the statutory notices were displayed on site and published in the local newspaper.
4. The application prompted a representation by one other person under the prevention of crime and disorder licensing objective. A copy of the representation is attached at Appendix 3.
5. Mediation took place with Dorset Police and conditions were agreed, these are attached at Appendix 4.

Options Appraisal

6. Before making a decision, Members are asked to consider the following matters: -
 - The representation made by one other person.
 - The relevant licensing objectives, namely the prevention of crime and disorder.
 - 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

7. N/A

Summary of legal implications

8. If Members decide to refuse the application or attach condition to the licence, which the applicant does not agree to, the applicant may appeal to the Magistrate's 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

9. N/A

Summary of sustainability impact

10. N/A

Summary of public health implications

11. N/A

Summary of equality implications

12. N/A

Summary of risk assessment

13. N/A

Background papers

BCP Council – Statement of Licensing Policy

<https://democracy.bcpCouncil.gov.uk/documents/s21122/Statement%20of%20Licensing%20Policy.pdf>

Hearing Regulations

<https://www.legislation.gov.uk/ukSI/2005/44/made>

Revised Guidance issued under Section 182 of the Licensing Act 2003 (April 2018)

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

- 1 – Copy of application
- 2 – Copy of current premises licence and approved plan
- 3 – Representation by one other person
- 4 – Conditions agreed with Dorset Police