

LICENSING SUB-COMMITTEE



Report subject	Bournemouth Bake House, 3-5 Fir Vale Road, Bournemouth
Meeting date	18 June 2024
Status	Public Report
Executive summary	<p>Purple Table Limited have made an application for a new premises licence at Bournemouth Bake House to permit late night refreshment between the hours of 23:00 and 05:00, each day of the week.</p> <p>The Licensing Authority has received 3 representations from other persons on the grounds that to grant the application would undermine the prevention of crime and disorder, public safety and the prevention of public nuisance licensing objectives.</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 a premises licence as made.b) Refuse the application.c) Grant the application 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 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 Kieron Wilson – Housing & Regulatory Services
Corporate Director	Jillian Kay – Wellbeing
Report Authors	Sarah Rogers – Principal Licensing Officer
Wards	Bournemouth Central
Classification	For Decision

Background

1. Bournemouth Bake House have applied for late night refreshment to be able to provide hot food and drink between the hours of 23:00 and 05:00 each day of the week.
2. They wish to provide filled sandwiches, pies, pasties and hot, non-alcoholic, drinks to customers rather than the large variety of traditional fast food currently on offer in the town centre
3. Food and/or drinks which are served hot at the time of supply or may be heated on the premises for the purpose of enabling them to be consumed hot, requires authorisation only between the hours of 23:00 and 05:00.
4. No authorisation is required for the supply of cold food and drink.
5. A copy of the application is attached at Appendix 1.
6. A location plan is attached at Appendix 2.

Consultation

7. The application was served on all responsible authorities. The applicant confirmed that the statutory notices were displayed on site and published in the local newspaper.
8. During the consultation period a condition was agreed with Dorset Police to address their initial concerns and therefore negating a representation from them. Should the application be granted the following condition will therefore be included: –
“An SIA registered door supervisor shall be on duty at the premises from 23:00 hours until the end of licensable hours daily.”
9. The application promoted 3 representations from other persons under the prevention of crime and disorder, public safety and prevention of public nuisance licensing objectives. These representations are connected to similar businesses located close to the premises.
10. A copy of the representations is attached at Appendix 3.
11. No representations were received from any of the responsible authorities.

Options Appraisal

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

- The representations made by 3 other persons.
- The condition agreed with Dorset Police.
- The relevant licensing objectives, namely the prevention of crime and disorder, public safety and the prevention of public nuisance.
- The Licensing Act 2003, relevant Regulations, Statutory Revised Guidance issued under Section 182 of the Licensing Act 2003 (December 2023) and the Council's Statement of Licensing Policy.

Summary of financial implications

13. An appeal may be made against the decision of Members by the applicant or any other person to the Magistrates' Court which could have a financial impact on the Council.

Summary of legal implications

14. If Members decide to determine the application or attach conditions to the licence, which the applicant, or those making representations do not agree to, then those parties may appeal to the Magistrate's Court within a period of 21 days beginning with the day such parties are notified in writing, of the decision.

Summary of human resources implications

15. There are no human resource implications.

Summary of sustainability impact

16. There are no sustainability impact implications.

Summary of public health implications

17. There are no public health implications.

Summary of equality implications

18. There are no equality implications.

Summary of risk assessment

19. There are no risk assessment implications.

Background papers

BCP Council – Statement of Licensing Policy

[Statement of Licensing Policy.pdf \(bcpCouncil.gov.uk\)](#)

Hearing Regulations

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

Revised Guidance issued under Section 182 of the Licensing Act 2003 (December 2023)

[Revised guidance issued under section 182 of Licensing Act 2003 - GOV.UK
\(www.gov.uk\)](http://www.gov.uk)

Appendices

- 1 - Copy application
- 2 – Location plan
- 3 – Copy representations