

## Premises Licence Part A

Premises licence number: BH093467

<b>Postal address of premises, or if none, ordnance survey map reference or description:</b>	
Pirata 125 Charminster Road	
<b>Post town:</b> Bournemouth	<b>Post Code:</b> BH8 8UH
<b>Telephone number:</b> 01202 511911	

<b>Licensable activities authorised by the licence:</b>
Live Music Recorded Music Performances of Dance Late Night Refreshment Supply of Alcohol

<b>The times the licence authorises the carrying out of licensable activities:</b>
<b>Films</b> Monday - 20:00 – 23:00 Tuesday - 20:00 – 23:00 Wednesday - 20:00 – 23:00 Thursday - 20:00 – 23:00 Friday - 20:00 – 23:00 Saturday - 20:00 – 23:00 Sunday - 20:00 – 23:00 Exhibition of films will take place indoors.
<b>Live Music</b> Monday - 18:00 to 02:00 Tuesday - 18:00 to 02:00 Wednesday - 18:00 to 02:00 Thursday - 18:00 to 02:00 Friday - 18:00 to 02:00 Saturday - 18:00 to 02:00 Sunday - 18:00 to 02:00 Performance of live music will take place indoors.
<b>Recorded Music</b> Monday - 08:00 to 03:00 Tuesday - 08:00 to 03:00 Wednesday - 08:00 to 03:00 Thursday - 08:00 to 03:00 Friday - 08:00 to 03:00 Saturday - 08:00 to 03:00 Sunday - 08:00 to 03:00 Playing of recorded music will take place indoors.
<b>Performances of Dance</b> Monday - 18:00 to 02:00 Tuesday - 18:00 to 02:00 Wednesday - 18:00 to 02:00 Thursday - 18:00 to 02:00 Friday - 18:00 to 02:00 Saturday - 18:00 to 02:00 Sunday - 18:00 to 02:00 Performance of dance will take place indoors.

**Late Night Refreshment**

Monday - 23:00 to 03:00

Tuesday - 23:00 to 03:00

Wednesday - 23:00 to 03:00

Thursday - 23:00 to 03:00

Friday - 23:00 to 03:00

Saturday - 23:00 to 03:00

Sunday - 23:00 to 03:00

Provision of late-night refreshments will take place indoors and outdoors.

**Supply of Alcohol**

Monday - 10:00 to 02:00

Tuesday - 10:00 to 02:00

Wednesday - 10:00 to 02:00

Thursday - 10:00 to 02:00

Friday - 10:00 to 02:00

Saturday - 10:00 to 02:00

Sunday - 10:00 to 02:00

**The opening hours of the premises:**

Monday - 07:00 to 03:00

Tuesday - 07:00 to 03:00

Wednesday - 07:00 to 03:00

Thursday - 07:00 to 03:00

Friday - 07:00 to 03:00

Saturday - 07:00 to 03:00

Sunday - 07:00 to 03:00

**Where the licence authorises supplies of alcohol whether these are on and/ or off supplies:**

Alcohol will be consumed on the premises.

**Part 2****Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:**

Mr Enrico Guadagno

**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol:**

Mr Enrico Guadagno

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol:**

BH101861

Bournemouth Borough Council

## Annex 1 – Mandatory conditions

### Mandatory Conditions (Sections 19,20,21 LA 2003)

- 1.1. There shall be no sale or supply of alcohol when there is no designated premises supervisor in respect of this premises licence or at a time when the said premises supervisor does not hold a personal licence or when his/her licence is suspended.
- 1.2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
- 1.3. Admission of children (under the age of 18) to any exhibition of films must be restricted in accordance with the film classification body designated as the authority under Section 4 of the Video Recordings Act 1984.
- 1.4. Where the film classification is not specified or the relevant licensing authority has notified the premises licence holder under Section 20 (3)(b) of the Licensing Act 2003, the admission of children

### The Licensing Act 2003 (Mandatory Licensing Conditions) (Amendment) Order 2014

- 1.5.
  1. The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
  2. In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises –
    - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to -
      - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
      - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
    - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
    - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
    - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti- social behaviour or to refer to the effects of drunkenness in any favourable manner;
    - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
- 1.6. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

1.7.

1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
2. The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
3. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -
  - (a) a holographic mark, or
  - (b) an ultraviolet feature.

1.8. The responsible person must ensure that -

- (c) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
  - (i) beer or cider: ½ pint;
  - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
  - (iii) still wine in a glass: 125 ml;
- (d) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (e) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

The Licensing Act 2003 (Mandatory Conditions) Order 2014

1.9.

4. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
5. For the purposes of the condition set out in paragraph 1 -
  - (f) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
  - (g) “permitted price” is the price found by applying the formula —

$$P = D + (D \times V)$$

Where –

- (iv) P is the permitted price,
- (v) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (vi) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

- (h) “relevant person” means, in relation to premises in respect of which there is in force a premises licence -
  - (vii) the holder of the premises licence,
  - (viii) the designated premises supervisor (if any) in respect of such a licence, or
  - (ix) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
  - (i) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
  - (j) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
6. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
7. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

## **Annex 2 – Conditions consistent with the operating schedule**

### General

- 2.1. Films will be shown for their musical dance content and shown to an all ticket audience, on special dates, with restricted entrance.
- 2.2. Live music shall be played on special days and entrance restricted and controlled.

### Prevention of Crime & Disorder.

- 2.3. Staff will also be trained not to serve alcohol to anyone who is under the legal age of 18 (unless accompanied by parents or an adult), and identification of anyone who appears to be under 18 will be checked. In addition alcohol will not be sold to any person who appears to be drunk.
- 2.4. Drinks will be served in plastic containers on event days and consumption in the outside licensed area shall be restricted until 23.00 hrs.
- 2.5. There will be a strict zero tolerance to drugs and alcohol abuse.
- 2.6. Entrance numbers shall be restricted.

### Public Safety

- 2.7. Fire exits shall be kept clear and any hazards removed.
- 2.8. Staff shall be trained in-house to deal with public safety and well being.
- 2.9. Outdoor area shall be swept and debris cleared regularly.

- 2.10. Staff will also be trained to deal with any person who appear drunk, in a safe and appropriate manner by not serving them alcohol.

#### Prevention of Public Nuisance

- 2.11. Customers shall be asked to leave premises quietly and notices shall be displayed detailing such.
- 2.12. Smokers shall be restricted to the outside licensed area and asked to respect neighbours.
- 2.13. All doors and windows will be kept closed after 2130 hours on any day when regulated entertainment takes place (except for access and egress). The exception being when incidental music only is being played (e.g. music played at a low level in the background) when all doors and windows will be closed after 2300 hours.
- 2.14. Live music shall consist of no more than two performers at any one time.
- 2.15. No rubbish including bottles will be moved, removed or placed in outside areas between 23:00 and 08:00.
- 2.16. Before the variation takes effect in relation to recorded music and live music a noise limiter shall be installed and set to a level to the satisfaction of the Environmental Health Officer. Only when written approval is given shall the variation (in relation to recorded and live music) take effect.
- 2.17. There shall be no more than 2 events per week which involve the provision of live music and/or recorded music until 02:00. (Except on Bank Holiday weekends when there can be up to 3 such events). At all other times the provision of live music shall cease at 00:00 hrs and the provision of recorded music shall cease at 01:00.
- 2.18. The outside pavement area shall only have 2 tables and 4 chairs at any one time.
- 2.19. The tables and chairs in the outside area shall be removed at 22:00 each Day.
- 2.20. After 23:00 only customers wishing to smoke shall use the outside area.
- 2.21. There shall be no consumption of alcohol and/or food after 23.00 in the outside area.
- 2.22. There shall be appropriate signage advising customers of the arrangements outside
- 2.23. There shall be active staff monitoring of the outside area when the premises is open.

#### The protection of children from harm

- 2.24. No children shall be permitted in the bar on events nights, except for dining times and family parties.
- 2.25. Young children should be accompanied by adults for dining before 19:00.
- 2.26. Identification shall be sought from any person who appears to be under the age of 21 before the sale of alcohol.
- 2.27. Children will not be served alcohol and staff will be trained to abide by the laws regarding the selling or serving of alcohol to children who are under 18, unless the children are accompanied by parents or adults. If there is any doubt to the age of the person wishing to buy alcohol, staff will be trained to ask for proof of identification to confirm the person's age.

**Annex 3 – Conditions attached after a hearing by the licensing authority**

None attached

**Annex 4 – Plans**

This licence is issued in accordance with the plan 093467, dated 05 December 2006, as attached.



## Premises Licence Part B

Premises licence number: BH093467

<b>Postal address of premises, or if none, ordnance survey map reference or description:</b>
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Pirata 125 Charminster Road
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<b>Post town:</b> Bournemouth
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<b>Post Code:</b> BH8 8UH
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<b>Telephone number:</b> 01202 511911
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<b>Licensable activities authorised by the licence:</b>
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Live Music, Recorded Music, Performances of Dance, Late Night Refreshment, Supply of Alcohol
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<b>The times the licence authorises the carrying out of licensable activities:</b>
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<b>Films (Indoors)</b> Monday to Sunday - 20:00 to 23:00
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<b>Live Music (Indoors)</b> Monday to Sunday - 18:00 to 02:00
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<b>Recorded Music (Indoors):</b> Monday to Sunday - 08:00 to 03:00
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<b>Performances of Dance (Indoors):</b> Monday to Sunday - 18:00 to 02:00
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<b>Late Night Refreshment:</b> Monday to Sunday - 23:00 to 03:00
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<b>Supply of Alcohol:</b> Monday to Sunday - 10:00 to 02:00
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<b>The opening hours of the premises:</b>
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Monday to Sunday – 07:00 to 03:00
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<b>Where the licence authorises supplies of alcohol whether these are on and/ or off supplies:</b>
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Alcohol will be consumed on the premises
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<b>Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:</b>
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Mr Enrico Guadagno
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<b>Name of designated premises supervisor where the premises licence authorises the supply of alcohol:</b>
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Mr Enrico Guadagno
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<b>State whether access to the premises by children is restricted or prohibited:</b>
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See Conditions 1.3 and 1.4
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Issued: 03 January 2007

Revised: 23 January 2020 [Transfer and Vary DPS]



Mrs Nananka Randle  
Licensing Manager