

LICENSING SUB-COMMITTEE



Report subject	Dancing Jug, 15-17 Poole Hill, Bournemouth, BH2 5PW – Dorset Police Objection Notice to 2 Temporary Event Notices
Meeting date	9 December 2024
Status	Public Report
Executive summary	<p>Mr Mugarel Sumanariu has applied for 2 standard Temporary Event Notices (TENs) to cover the following periods:-</p> <ol style="list-style-type: none">1. Wednesday 11th December 2024 to Sunday 15th December 20242. Wednesday 18th December 2024 to Sunday 22nd December 2024 <p>Each TEN is made to permit an extension of hours, permitted under the current premises licence for licensable activities from 00:00 to 02:00, on each evening, for late night refreshment and the sale of alcohol.</p>
Recommendations	<p>Members are asked to decide whether to:-</p> <ol style="list-style-type: none">a) Grant the Temporary Event Notices as made; orb) Grant the Temporary Event Notices as made but impose one or more of the existing licence conditions, which are consistent with the event and considered appropriate for the promotion of the licensing objectives, by way of a notice (statement of conditions); orc) Refuse the Temporary Event Notices as made by way of a counter notice. <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 an opportunity to speak.</p> <p>Members must give full reasons for their decision.</p>
Reason for recommendations	The Licensing Authority has received an objection notice from Dorset Police as relevant persons under the prevention of crime

	<p>and disorder and public safety licensing objectives.</p> <p>The Licensing Authority may only consider aspects relevant to the notices that have been raised in the objection by Dorset Police.</p> <p>Where an objection notice has been received, and the concerns have not been resolved through modification and agreement to allow the event to proceed, 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>
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Portfolio Holder(s):	Councillor Kieron Wilson – Housing and Regulatory Services
Corporate Director	Jillian Kay – Wellbeing
Report Authors	Sarah Rogers – Principal Licensing Officer
Wards	Westbourne & West Cliff
Classification	For Decision

Background

7. A Temporary Event Notice (TEN) is intended to be a light touch process and as such, the carrying on of licensable activities does not have to be authorised by the Licensing Authority on an application.
 - a. **Standard TEN** – must be submitted giving at least ten working days' notice, excluding the day the notice is given and the day of the event.
 - b. **Late TEN** - Applicants can apply for a 'late TEN' up to 5 working days before the event and can apply for up to 10 late TENs per calendar year.
2. The person who intends to hold the temporary event submits a notification to the Licensing Authority which outlines the proposed activities dates and times as well as where the event will take place.
3. Once notification is received only the Police or Environmental Health can object to the event (as "relevant persons") and can either seek to prevent the event or modify the arrangements of the event.
4. Mr Mugarel Sumanariu submitted 2 separate notifications for a TEN on 25 November 2024 to extend the terminal hour of Midnight to 02:00 for the periods Wednesday 11th December 2024 to Sunday 15th December 2024 and again on Wednesday 18th December 2024 to Sunday 22nd December 2024 for licensed premises known as The Dancing Jug, 15-17 Poole Hill, Bournemouth.
5. A copy of the submitted TENs are attached at Appendix 1.
6. A copy of a plan showing the location of the premises is attached at Appendix 2.
7. A copy of the conditions attached to the premises licence in force at the premises are attached at Appendix 3.

Consultation

8. The notice was served on the relevant persons - Environmental Health and Dorset Police - on the 25 November 2024.
9. Dorset Police submitted an objection notice to both TENs which is attached at Appendix 4.

Options Appraisal

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

- The objection notice made by Dorset Police.
 - The relevant licensing objectives, namely the prevention of crime and disorder and public safety.
11. If the Sub-Committee decide to issue a counter notice this means the events cannot take place. A notice with reasons for the decision must also be given.
 12. If the Sub-Committee decide not to issue a counter notice, and allow the events to go ahead with conditions attached to the TENs, a notice (statement of conditions) must be given.
 13. The TENs can be modified (times, layout of venue, licensable activities) but only with the agreement of the premises user and all relevant persons.
 14. The committee are therefore asked whether to
 - Issue a counter notice to prevent the events taking place or
 - Permit the events to go ahead as applied for, or
 - Permit the events with a statement of conditions; or
 - Permit the events with modifications, subject to the agreement of all parties.

Summary of financial implications

15. There are no financial implications.

Summary of legal implications

16. If Members decide to refuse the applications, by way of a counter notice, the premises user may appeal to the Magistrates' Court within a period of 21 days beginning with the day that the applicant is notified by the Licensing Authority of the decision appealed against.
17. If the TENs are allowed, and counter notices are not issued, the relevant party may appeal to the Magistrates' Court within a period of 21 days beginning with the day that they are notified by the Licensing Authority of the decision.
18. No appeal may be brought later than five working days before the day on which the event period specified in the TEN begins.

Summary of human resources implications

19. There are no human resource implications.

Summary of sustainability impact

20. There are no sustainability impacts.

Summary of public health implications

21. There are no public health implications.

Summary of equality implications

22. There are no equality implications.

Summary of risk assessment

23. There is no requirement for a risk assessment.

Background papers

BCP Council – Statement of Licensing Policy

[SOLP-2020-2025](#)

Hearing Regulations

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

Licensing Act 2003 Section 182 Guidance (revised December 2023)

[Revised guidance issued under section 182 of Licensing Act 2003 - GOV.UK](#)

Appendices

1 – Copy TEN Applications

2 – Location Plan

3 – Copy Premises Licence

4 – Objection Notice