

LICENSING SUB-COMMITTEE



Report subject	Application for a Premises Licence at Cafe Deuce, Branksome Park Tennis Courts and Pavilion Leicester Road Poole BH13 6BZ
Meeting date	29 July 2025
Status	Public Report
Executive summary	<p>Lisa Kirkpatrick has made an application for a new Premises Licence at Café Deuce, Branksome Park Tennis Courts and Pavilion, Leicester Road, Poole BH13 6BZ.</p> <p>The application seeks permission for the on sale of alcohol between 09:00 and 22:30, seven days a week.</p> <p>The Licencing Authority has received 1 representation from a local resident on the grounds that to grant the application would undermine the prevention of public nuisance, public safety and protection of children from harm licencing objectives and 37 representations in support of the application.</p>
Recommendations	<p>It is RECOMMENDED that:</p> <ul style="list-style-type: none"> a) Grant the application for a premises licence as made; b) Refuse the application for a premises licence; c) Grant the premises licence 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 representations both in support of and objecting to the application from 38 local residents.</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 in relation to an application by 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):	Cllr Kieron Wilson – Portfolio Holder for Housing, and Regulatory Services.
Corporate Director	Graham Farrant – Chief Executive
Report Authors	Ellie King – Licensing Officer
Wards	Canford Cliffs;
Classification	For Decision

Background

1. An Application was made by Stephen Bartlett of Innpacked Ltd on behalf of Lisa Kirkpatrick, under Section 17 of the Licensing Act 2003, on 09 June 2025 for a premises licence to permit the on sale of alcohol between 09:00 and 22:30 hours, each day of the week.

A copy of the application and layout plan is attached at Appendix 1

A Location plan is attached at Appendix 2

Consultation

2. 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.
3. A Representation was received from 1 local resident on the grounds that to grant the application would undermine the prevention of public nuisance, public safety and protection of children from harm licencing objectives and 37 representations in support of the application.

A copy of the representations is attached at Appendix 3.

4. The Environmental Health team at BCP Council has engaged in mediation with the applicant and has reached agreement on the following condition, which will be attached to the licence should it be granted:
 - No speakers for the amplification of music shall be placed on the outside of the premises or on the exterior of any building forming part of the premises.
5. No representations were received from any of the other responsible authorities.

Options Appraisal

6. Before making a decision, Members are asked to consider the following matters: -
 - The representations made by local residents in support and against the application.
 - The relevant licensing objectives, namely the prevention of public nuisance, public safety and protection of children from harm.

- The Licensing Act 2003, appropriate Regulations, Statutory Revised Guidance issued under Section 182 of the Licensing Act 2003 (February 2025) and the Council's Statement of Licensing Policy.

Summary of financial implications

7. An appeal may be made against the decision of the Sub-Committee, by the applicant or any party making representation, to the Magistrates' Court which could have a financial impact on the Council.

Summary of legal implications

8. If Members decide to refuse the application or attach conditions to the licence which the applicant, or the other person who made a representation do not agree to, the applicant or such other person 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

9. There are no human resources implications

Summary of sustainability impact

9. There are no sustainability impact implications.

Summary of public health implications

10. There are no public health implications.

Summary of equality implications

11. There are no equality implications.

Summary of risk assessment

12. There are no risk assessment implications.

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 (February 2025)

[Revised guidance issued under section 182 of the Licensing Act 2003 \(February 2025\) \(accessible version\) - GOV.UK](#)

Appendices

Appendix 1 - Copy of premises licence application and layout plan

Appendix 2 - Location plan

Appendix 3 - Copy of representations