

LICENSING SUB-COMMITTEE



Report subject	Application for a Premises Licence at Bournemouth Food Market, 82 Old Christchurch Road, Bournemouth, BH1 1LR
Meeting date	31 March 2026
Status	Public Report
Executive summary	<p>TLT Solicitors has made an application on behalf of Bournemouth Food Market Ltd for a new premises licence for a food market located at 82 Old Christchurch Road Bournemouth, BH1 1LR.</p> <p>The application seeks permission for the on and off sales of alcohol between 12:00 and 22:00 every day of the week.</p> <p>The application attracted 1 representation from 1 other person on the grounds that to grant the application would undermine the prevention of crime and disorder, prevention of public nuisance, public safety and protection of children from harm licensing objectives.</p>
Recommendations	<p>It is RECOMMENDED that:</p> <p>a) Grant the application for a premises licence as made;</p> <p>b) Refuse the application for a premises licence;</p> <p>c) Grant the premises licence subject to additional conditions.</p> <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.</p> <p>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 representation.</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> <p><u>Section 182 Guidance – Public Safety</u></p> <p>Paragraph 2.8 of the Section 182 Guidance states: <i>Licence holders have a responsibility to ensure the safety of those using their</i></p>

premises, as a part of their duties under the 2003 Act. This concerns the safety of people using the relevant premises rather than public health which is addressed in other legislation. Physical safety includes the prevention of accidents and injuries and other immediate harms that can result from alcohol consumption such as unconsciousness or alcohol poisoning.

Paragraph 2.15 further advises that:

Licence holders should make provision to ensure that premises users safely leave their premises. Measures that may assist include:

- *Providing information on the premises of local taxi companies who can provide safe transportation home; and*
- *Ensuring adequate lighting outside the premises, particularly on paths leading to and from the premises and in car parks.*

Section 182 Guidance – Prevention of Public Nuisance

Public nuisance is addressed at paragraph 2.20 of the Guidance stating –

“The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.”

Paragraph 2.24 continues to state –

“Where applications have given rise to representations, any appropriate conditions should normally focus on the most sensitive periods. For example, the most sensitive period for people being disturbed by unreasonably loud music is at night and into the early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. This is why there is still a need for a licence for performances of live music between 11 pm and 8 am. In certain circumstances, conditions relating to noise emanating from the premises may also be appropriate to address any disturbance anticipated as customers enter and leave.”

Section 182 Guidance – Protection of Children from Harm

Paragraph 2.27 states that:

	<p><i>The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms associated directly with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives (for example, in the context of exposure to certain films or adult entertainment). Licensing authorities must also consider the need to protect children from sexual exploitation when undertaking licensing functions.</i></p>
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Portfolio Holder(s):	Cllr Kieron Wilson – Portfolio Holder for Housing and Regulation
Corporate Director	Laura Ambler – Corporate Director for Wellbeing
Report Authors	Ellie King - Licensing Officer
Wards	Bournemouth Central;
Classification	For Decision

Background

1. An Application was made by TLT Solicitors on behalf of Bournemouth Food Market Ltd, under Section 17 of the Licensing Act 2003, on 02 February 2026 for a premises licence to permit the on and off sales of alcohol between 12:00 and 22:00 every day of the week.
2. The premises will operate as a food market located in Bournemouth town centre.
3. A copy of the application and layout plan is attached at Appendix 1
4. A Location plan is attached at Appendix 2
5. The premises previously operated as a Pizza Hut restaurant and currently benefits from a premises licence which permits the on sale of alcohol between 10:00 and 00:00 Monday to Saturday and between 12:00 and 23:30 on Sunday. It also permits late-night refreshment between 23:00 and 00:30 Monday to Saturday and between 23:00 and 00:00 on Sunday.
6. Although Pizza Hut ceased trading at the site in 2012, the premises licence remains active and is held by the property management company responsible for the building. While it would have been possible for the applicant to submit transfer and full variation applications to update the plan and to add or amend conditions to reflect the requirements of the proposed new operation the applicant instead decided to submit a new application.
7. A copy of the current Premises Licence is shown at Appendix 3

Consultation

8. 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.
9. Representations were received from 1 other person on the grounds that to grant the application would undermine the prevention of crime and disorder, prevention of public nuisance, public Safety and protection of children from harm licencing objectives.
10. A copy of the representation is attached at Appendix 4.

11. Trading Standards have engaged in mediation with the applicant and reached agreement on the following conditions, which will be attached to the licence should it be granted:

- Challenge 25, shall be operated at the premises where the only acceptable forms of identification are (recognised photographic identification cards, such as a driving licence or passport I Holographically marked PASS scheme identification cards). Appropriate signage advising customers of the policy shall prominently displayed in the premises
- A refusals register will be kept at the premises and used to record any refusals of sales of alcohol (e.g. no ID/ underage/ drunk). The register will be signed off and dated by the Designated Premises Supervisor on a weekly basis as being an accurate record.
- All staff must receive training regarding the: - - Four licensing principles contained in the Licensing Act 2003 - Responsible retailing of alcohol, and the law and The conditions attached to the premises licence. Training must include evidence that the trainee has gained knowledge and understanding of the training, which may consist of a test or quiz, completed by the trainee. Documented records of training completed shall be kept for each member of staff for a minimum of 12 months and signed off by a supervisor.

12. Dorset Police Drug and Alcohol Harm Reduction team have also engaged in mediation with the applicant and reached agreement on the following conditions, which will be attached to the licence should it be granted:

- No single cans or bottles of beer or cider shall be sold at the premises.
- No super-strength beer, lagers or ciders of 5.5% ABV (alcohol by volume) or above shall be sold at the premises.
- Cider shall not be sold in bottles of any type that are larger than 2.5 litres in volume
- Outside of the hours authorised for the sale of alcohol, all alcohol within the trading area is to be secured behind locked grills, locked screens or locked cabinet doors so as to prevent access to the alcohol by both customers or staff.
- There shall be no self-service, by patrons, of spirits on the premises.
- All spirits and high value alcohol products such as champagne shall only be stored behind the sales counter and shall not be directly accessible to customers.
- All staff involved in the sale of alcohol shall receive training on the law relating to prohibited sales, the age verification policy adopted by the premises and the conditions attaching to the premises licence. Refresher training shall be provided at least once every 6 months. A record shall be maintained of all staff training and that record shall be signed by the person receiving the training and the trainer. The records shall be kept for a minimum of 12 months and made available for inspection by police, licensing or other authorised officers.
- The premises shall install and maintain a comprehensive CCTV system, all entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is

open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period. The CCTV system should be updated and maintained according to police recommendations.

- An incident log shall be kept at the premises. The log should include the date and time of the incident and the name of the member of staff involved. The log to be made available on request to an authorised officer of the Council or the Police, which will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received
 - (d) any incidents of disorder
 - (e) any faults in the CCTV system or searching equipment or scanning equipment
 - (f) any refusal of the sale of alcohol
 - (g) any visit by a relevant authority or emergency service.

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13. No representations were received from any of the other responsible authorities.

Options Appraisal

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

- The representation made by an Other Person against the application.
- The relevant licensing objectives, namely the prevention of crime and disorder, prevention of public nuisance, public safety and protection of children from harm.
- The Licensing Act 2003 and appropriate Regulations.
- Statutory Revised Guidance issued under Section 182 of the Licensing Act 2003 (February 2026) and the Council's Statement of Licensing Policy.

On 26 November 2025 the guidance was updated to clarify licensing authority discretion (case-by-case decisions).

A spokesperson for the Home Office said:

“The update to the Section 182 Guidance has been added to help ensure that, when determining licence applications and considering any conditions that may apply, Licensing Authorities have in mind the need to support the development of a thriving hospitality sector while still upholding the existing statutory licensing objectives.

The new line in the guidance is 1.18, when making licensing decisions, all licensing authorities should consider the need to promote growth and deliver economic benefits”.

Summary of financial implications

15. 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

16. 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

17. There are no human resources implications.

Summary of sustainability impact

18. There are no sustainability impact implications.

Summary of public health implications

19. There are no public health implications.

Summary of equality implications

20. There are no equality implications.

Summary of risk assessment

21. 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 2026)

[Revised guidance issued under section 182 of the Licensing Act 2003 \(February 2026\) \(accessible version\) - GOV.UK](#)

Appendices

Appendix 1 - Copy of premises licence application and layout plan

Appendix 2 - Location plan

Appendix 3 - Copy of the existing Premises Licence

Appendix 4 - Copy of representation