

# LICENSING SUB-COMMITTEE



Report subject	<b>Greek Corner Kostas, 735-737 Christchurch Road, Bournemouth, BH7 6AQ</b>
Meeting date	20 April 2026
Status	Public Report
Executive summary	<p>Kostas Grill House Limited has made an application for a new premises licence at 735-737 Christchurch Road, Bournemouth.</p> <p>The application seeks to permit recorded music (indoors only) Monday to Sunday from 12:00 to 22:00 and the supply of alcohol (on sales only) Monday to Sunday from 11:00 to 23:00.</p> <p>The licensing authority has received one representation from one other person and a representation from Environmental Health.</p>
Recommendations	<p><b>It is RECOMMENDED that:</b></p> <p style="text-align: center;"><b>Members consider the proposed application and either</b></p> <ul style="list-style-type: none"><li><b>a) Grant the application for a premises licence as made; or</b></li><li><b>b) Refuse the application for a premises licence; or</b></li><li><b>c) Grant the premises licence subject to additional conditions.</b></li></ul> <p><b>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.</b></p>
Reason for recommendations	<p>The Licensing Authority has received one representation from one other person and a representation from Environmental Health, on the grounds that to grant the application will undermine the prevention of public nuisance licensing objective.</p> <p>The Licensing Authority may only consider aspects relevant to the application that have been raised in representation.</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	Laura Ambler - Corporate Director of Wellbeing
Report Authors	Tania Jardim – Licensing Officer
Wards	Boscombe East & Pokesdown
Classification	For Decision

## Background

1. An application for a new premises licence under Section 17 of the Licensing Act 2003 was accepted by the Licensing Authority on 9 February 2026. For context, and to clarify the timeline of the application, the applicant initially began the process of submitting an application in May 2025, however, this was not completed. A subsequent application was submitted in January 2026, but this too was incomplete, resulting in a delay before the Licensing Authority was able to accept the application as duly made in February 2026.
2. The application is to permit Recorded Music Monday to Sunday from 12:00 to 22:00 and the Supply of Alcohol (On the premises) Monday to Sunday from 11:00 to 23:00. The applicant has completed the section relating to late night refreshment, however, this is not relevant to the application, as late night refreshment relates solely to the provision of hot food and/or hot drink between 23:00 and 05:00, and all licensable activities sought under this application are proposed to cease by 23:00.
3. The premises is described as a restaurant serving authentic Greek food and cold/hot beverages. A copy of the application, including the proposed layout plan, is attached at Appendix 1.
4. A copy of a plan showing the location of the premises is attached at Appendix 2.
5. Kostas Grill House Limited took over the premises in or around May 2025, at which time the operator initially attempted to submit an application for a premises licence. The business was subsequently registered as a food business with BCP Council in July 2025.
6. From September 2025 onwards, BCP Council received complaints from local residents relating to the manner in which the premises was being operated. At that time, no licensable activities were identified as taking place, and complainants were advised accordingly. However, noise complaints were received by Environmental Health who undertook the necessary investigations.
7. As a result, BCP Council's Environmental Health Department became involved and will be able to provide further detail on this matter as part of their verbal submission.

## Consultation

8. The application was served on all responsible authorities.
9. The advertising requirements under the Licensing Act were not initially met due to an omission in the newspaper advert, which resulted in the 28 day consultation period

having to be re-started. The applicant subsequently confirmed that the correct statutory notices were displayed on site and published in the local newspaper.

10. The application prompted one representation from a local resident on the grounds that granting the licence would undermine the prevention of public nuisance licensing objective. A copy of this representation is attached at Appendix 3.
11. A representation was submitted by BCP Council's Environmental Health Department under the prevention of public nuisance licensing objective. Environmental Health has requested that a noise impact assessment be undertaken by a suitably qualified professional and submitted to the Department for review. They further require that any recommendations arising from the assessment be fully implemented and incorporated into the operating schedule of the licence application to ensure appropriate controls are in place to mitigate noise impacts. At the time of writing this report, the Licensing Team has not received any update on this matter. A copy of the representation is attached at Appendix 4.
12. No other representations were received.

### **Options Appraisal**

13. Before making a decision, Members are asked to consider the following matters: -
  - The representations made by one other person.
  - The representation made by Environmental Health.
  - The submissions made by or made on behalf of the applicant.
  - The relevant licensing objectives, namely the prevention of public nuisance.
  - The Licensing Act 2003, Regulations, Guidance and Council's Statement of Licensing Policy.
  - BCP Council's Statement of Licensing Policy, specifically Section 12 which addresses the licensing objective of public nuisance, in particular paragraph 12.5 which sets out what is expected from applicants and Section 16, in particular paragraphs 16.3 and 16.7.
  - Revised Guidance issued under Section 182 of the Licensing Act 2003 updated and published on 26 November 2025. This guidance is provided to licensing authorities in relation to carrying out their function under the 2003 Act. The updates relate to clarifying 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**

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

### **Summary of legal implications**

15. If members decide to refuse the application, or attach conditions to the licence which the applicant, or any other person, does not agree to, the applicant or any other person may appeal to the Magistrates' Court within a period of 21 days beginning with the day that all parties were notified, in writing, of the decision.

### **Summary of human resources implications**

16. There are no human resource implications.

### **Summary of sustainability impact**

17. There are no sustainability impacts.

### **Summary of public health implications**

18. There are no public health implications.

### **Summary of equality implications**

19. There are no equality implications.

### **Summary of risk assessment**

20. There are no risk assessment implications.

### **Background papers**

#### **BCP Council – Statement of Licensing Policy**

[Statement-of-licensing-policy.pdf](#)

#### **Hearing Regulations**

[The Licensing Act 2003 \(Hearings\) Regulations 2005](#)

#### **Revised Guidance issued under Section 182 of the Licensing Act 2003**

[Revised Guidance issued under section 182 of the Licensing Act 2003](#)

### **Appendices**

- 1 – Copy Application and layout plan.
- 2 – Copy location plan.
- 3 – Copy representations from one other person.
- 4 – Copy representation from Environmental Health.

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