

LICENSING SUB-COMMITTEE



Report subject	The Royal Exeter Hotel, 59 Exeter Road, Bournemouth, BH2 5AG
Meeting date	21 April 2026
Status	Public Report
Executive summary	<p>Halix Limited have made an application for a Shadow premises licence at 59 Exeter Road, Bournemouth.</p> <p>A shadow licence is an additional premises licence obtained by a landlord or investor for a premises already licenced by a tenant. It serves as a safety net should the premises licence be lost through surrender, revocation or insolvency.</p> <p>The application seeks permission for the same licensable activities as already provided by the premises licence these are the provision of plays, films, live music, recorded music, performances of dance, and activities of a similar nature to music and dance, all to take place indoors. It also proposes the sale of alcohol for consumption both on and off the premises 24 hours a day, together with the provision of late-night refreshment between 23:00 and 07:00, seven days a week.</p>
Recommendations	<p>It is RECOMMENDED that:</p> <p>Members consider the proposed application and either</p> <ul style="list-style-type: none"> a) Grant the application for a premises licence as made; or b) Refuse the application for a premises licence; or 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 twenty nine representations from other persons on the grounds that to grant the application will undermine the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm licensing objectives.</p>

	<p>The Licensing Authority may only consider aspects relevant to the application that have been raised in representation.</p>
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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.

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	Bournemouth Central
Classification	For Decision

Background

1. An application for a new Shadow or duplicate premises licence under Section 17 of the Licensing Act 2003 was made on 23 February 2026.
2. The application is to permit Play, Films, Live Music, Recorded Music, Performance of a Dance, Activity like music and dance and the Supply of Alcohol (On and Off the premises) 00:00 to 23:59, and Late Night Refreshment 23:00 to 05:00 seven days per week. A copy of the application is attached at Appendix 1.
3. A copy of a plan showing the location of the premises is attached at Appendix 2.
4. The premises currently hold a premises licence (BH084009) which permits the same licensable activities as those sought under this application. This application is for a shadow licence and seeks to replicate the existing activities, hours, and conditions already authorised under the current licence.
5. The purpose of a shadow or duplicate licence is to provide the landlord or other third party some assurance should the premises licence lapse due to insolvency or surrender by the existing licence holder as when this happens the licence would cease to exist immediately. It also offers some protection if a tenant's premises licence is poorly managed leading to a review or full revocation. A shadow licence protects the landlord's asset from the consequence of such tenant mismanagement as a premises licence carries significant commercial value and losing it can significantly reduce the worth of a premises. If the operational licence fails for any reason, the shadow licence allows the landlord or another operator to continue licensable activities with minimal operational disruption.
6. The grant or refusal of a shadow licence does not change the operation, terms or conditions of the current premises licence. Even if the shadow licence were refused, the existing licence would remain fully in force but a shadow licence does not replace or alter the existing licence and has no effect while the current licence remains active.
7. The High Court in *Extreme Oyster & Star Oyster Ltd v Guildford BC* (2013) confirmed that shadow licences are lawful and multiple licences may be granted concurrently for the same premises

8. A copy of the current premises licence is attached at Appendix 3.

Consultation

9. The application was served on all responsible authorities, and the applicant has confirmed that statutory notices were displayed on site and published in the local newspaper.
10. The application initially prompted twenty-nine representations from local residents on the grounds that granting the licence would undermine the four licensing objectives. However, one representation was subsequently withdrawn after the nature and intent of the shadow application had been fully considered.
11. Copies of the representations are attached at Appendix 4.
12. When responding to representations, the officer sent out a response explaining the purpose of a shadow licence and the application to provide context to those interested parties. A copy of the email is attached at Appendix 5.

Options Appraisal

13. Before making a decision, Members are asked to consider the following matters: -
 - The representations made by twenty-eight other persons.
 - The submissions made by or made on behalf of the applicant.
 - The four licensing objectives.
 - The Licensing Act 2003, Regulations, Guidance and Council's Statement of Licensing Policy.

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 (February 2026)

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

Appendices

- 1 – Copy Application and layout plan.
- 2 – Copy location plan.
- 3 – Copy premises licence BH084009.
- 4 – Copy representations from twenty-eight other persons.
- 5 – Copy email to representations.