

LICENSING SUB-COMMITTEE



Report subject	Application for a premises Licence at Seafront Mini Market, 18 Westover Road, Bournemouth, BH1 2BY
Meeting date	20 April 2026
Status	Public Report
Executive summary	<p>James Andrews of Set Square Studio Ltd has made an application on behalf of Elina Kadir for a premises licence at Seafront Mini Market a small convenience store located at 18 Westover Road, Bournemouth, BH1 2BY</p> <p>The application seeks permission for the Off Sale of alcohol between 08:00 and 03:00 and the provision of Late-Night Refreshment between 23:00 and 03:00 every day.</p> <p>The application attracted 5 Representations, 1 from Dorset Police, and 4 from Other Persons including a local Ward Councillor and the Leader of the Council, 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>Members consider the proposed application and either</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</p>

	applications should be dealt with by the Licensing Sub-Committee.
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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 Set Square Studio Ltd on behalf of Elina Kadir under section 17 of the Licensing Act 2003 on 25 February 2026 for a premises licence to permit the Off Sale of alcohol between 08:00 and 03:00 and the provision of Late-Night Refreshment between 23:00 and 03:00 every day.
2. A copy of the application and Layout plan is attached at Appendix 1
3. The premises is a small convenience store located on Westover Road, a busy town centre road close to the beach front and comprising a mix of licensed premises and retail outlets.
4. A Location plan is attached at Appendix 2.
5. A previous application was made by this operator for these premises on 17 August 2022 which if granted would have permitted the Off Sale of alcohol from 08:00 to 03:00 every day. This application was subsequently refused by the Licensing Sub-Committee on 12 October 2022.
6. The applicant has not taken the opportunity to address the issues previously raised. We urge applicants to refer to our Statement of Licensing Policy which is designed to provide advice and guidance to both applicants and Committee members in support of both the application and decision making process. Applicants are expected to demonstrate an understanding of the area within which they intend to operate. Relevant extracts from our statement of licensing policy are copied below for ease of reference.

BCP Council Statement of Licensing Policy

Paragraph 15.5 of the BCP Council Statement of licensing policy states that:

The Licensing Authority may not support applications and may refuse on the evidence presented to support representations where representations are made against applications for

off sales of alcohol for premises that are;

- *In areas where Public Spaces Protection Orders (PSPOs) are in place*

- *Near to alcohol addiction recovery activities or buildings held in hospital or clinic settings.*
- *In areas where drinking in public spaces affects any of the licensing objectives*

And further states at 16.5:

The applicant is expected to demonstrate that they understand the local area demographics including crime and disorder hotspots, proximity to residential premises, housing provided for and/or treatment centres aimed at vulnerable people (including addictions), and the proximity to areas where children/vulnerable people congregate such as schools, youth clubs and any premises which primarily or routinely offers services aimed at children.

16.6 also adds context around conditions proposed on the application forms specifically:

Applicants are expected to include positive proposals in their application on how they will manage any potential risks.

7. This link to the licensing Sub-committee hearing [BCP Council – Democracy](#) provide further information.

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 Responsible Authority and 4 other persons 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 representations is attached at Appendix 3.
11. Trading standards have engaged in mediation with the applicant and reached agreement on conditions which will be attached to the licence should it be granted.
12. A Copy of the mediated conditions and associated correspondence is at Appendix 4
13. Environmental Health have engaged in mediation with the applicant and reached agreement on conditions which will be attached to the licence should it be granted.
14. A Copy of the mediated conditions and associated correspondence is at Appendix 5
15. The hearing was adjourned on 20 April 2026 to allow for mediation between the applicant and Dorset Police. The mediation was successful, and the following amendments to the application and additional conditions were subsequently agreed:

Amend application as follows:

- Only apply for the sale of alcohol between 0800 and 2300

- No late night refreshment
- Opening hours for the shop would be 0800 to 0300

The following conditions to be added to the licence:

- All spirits shall be displayed only behind the counter area.
- Alcohol shall only be displayed in areas visible from the sales counter or covered by CCTV.
- No sale of alcohol shall knowingly be permitted to anyone under the influence of illegal drugs.
- Appropriate signage advising customers of the Policy shall be prominently displayed throughout the premises.
- The premises shall not stock, sell or supply bottles of any cider, beer or lager that has a strength over 5.3% abv in a size greater than 1 litre. Further, the premises shall not sell single bottles or cans of any beer, cider or lager that has a strength of over 5.3%.
- A notice reading "We do not sell single cans or bottles of beers, ciders or lagers that are stronger than 5.3%" shall be displayed at or near the beer display area.
- The whole service area shall be visible to Management and staff who shall be trained and supervised by a DPS and their authorised staff.
- A CCTV system, shall be installed to cover all entry and exit points enabling frontal identification of every person entering in any light condition.
- There must be a member of staff on duty at all times that the premises are trading under this licence who is able to access the CCTV and produce images to the Police on request.
- The CCTV system shall continually record and cover areas where alcohol is kept for selection and purchase by the public, whilst the premises is open for licensable activities. It shall operate during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with correct date and time stamping. Recordings shall be made available immediately upon the request of Police or an authorised officer of the council throughout the preceding 31 day period.
- The CCTV system shall be updated and maintained according to police recommendations. Challenge 25 Age Verification policy to be adopted and advertised with posters.
- An incident log shall be kept at the premises. The log shall include the date and time of the incident and the name of the member of staff who has been involved. and made available on request to an authorised officer of the Council or the Police, which shall record the following:

any complaints received

any incidents of disorder

any faults in the CCTV system / or searching equipment / or scanning equipment

any refusal of the sale of alcohol

any visit by a relevant authority or emergency service

all crimes reported to the venue

all ejections of patrons

all seizures of drugs or offensive weapons

- This log to be checked on a weekly basis by the DPS of the premises.
- Any staff employed under the age of 18 will be constantly supervised.
- Alcohol will not be sold to or delivered to any person who is challenged and fails to provide an acceptable form of ID

- The premises shall operate a Challenge 25 policy. All customers who appear to be under the age of 25 shall be asked to prove they are of legal age before being served alcohol.
- Appropriate signage advising customers of the 'Challenge 25' policy will be prominently displayed in the premises (next to alcohol and at the point of sale).
- 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 be prominently displayed in the premises
- 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.
- All staff will be trained in the legality and procedure of alcohol sales using the TSSW No Proof of age No Sale (NPOANS) training resource (or any equivalent scheme approved by the government or trading standards) prior to undertaking the sale of alcohol. Refresher training will be given to all staff on 6
- monthly basis. A record of this training will be kept at the premises and be available for inspection by an authorised officer (e.g. Police officer, licencing officer or other authorised officer of the council) on request.
- A Refusals Register shall be maintained at the premises and used to record any and all occasions upon which any person is refused the sale of alcohol (or delivery of the same) with a note of the reason for the refusal, the date and time and a brief description of the person(s) concerned. If the refusal relates to a delivery, the record shall also contain a note of the delivery address and the name of the customer concerned.
- The register will be signed off and dated by the Designated Premises Supervisor on a weekly basis as being an accurate record. This register will be maintained at the premises, and records of this will be kept for no less than twelve months and made available for inspection by an authorised officer on request.
- Any delivery will be provided by a reputable company operating in the area. Where the company directly employ a delivery driver they will provide a delivery policy and training to their employee
- Delivery drivers where employed by the premises must request forms of identification (recognised photographic identification cards, such as a driving licence or passport I Holographically marked PASS scheme identification cards) evidencing the recipient to be at least 18 years of age before any alcohol is handed over.

16. This information was shared with all interested parties for their consideration at the request of the applicants representative.

17. Dorset Police withdrew their representation on 28 April 2026.

Options Appraisal

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

- The representations made 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”.

Section 182 Guidance - Public Safety

Paragraph 2.8 of the Section 182 Guidance states:

Licence holders have a responsibility to ensure the safety of those using their 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.

Section 182 Guidance - Prevention of Public Nuisance

Public nuisance is addressed at paragraph 2.20 of the Guidance and states:

“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.

Section 182 Guidance - Protection of Children from Harm

Paragraph 2.27 states that:

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.

Summary of financial implications

19. 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

20. 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

21. There are no human resources implications.

Summary of sustainability impact

22. There are no sustainability impact implications.

Summary of public health implications

23. There are no public health implications.

Summary of equality implications

24. There are no equality implications.

Summary of risk assessment

25. 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 representations

Appendix 4 - Copy of Trading Standards mediated conditions and associated correspondence

Appendix 5 - Copy of Environmental Health mediated conditions and associated correspondence