

LICENSING SUB-COMMITTEE



Report subject	Application to vary the Premises Licence at DrgnFly, 1 Bournemouth Road, Poole BH14 0EG
Meeting date	8 September 2026
Status	Public Report
Executive summary	Mandy Evers has made an application to vary the Premises Licence at DrgnFly, 1 Bournemouth Road, Poole, BH14 0EG. The application seeks to vary the permitted hours for live and recorded music and late-night refreshment on Thursdays, Fridays and Saturdays. The proposed variation would permit live and recorded music between 10:00 and 03:30 hours and late-night refreshment between 23:00 and 03:30. The Licensing Authority has received 28 representations from other persons, including 26 from local residents, 1 from Cllr Dion a Poole Town Council Councillor for the Ashley Cross area and 1 from Poole Town Council in relation to the application. One representation was subsequently withdrawn, leaving 27 outstanding representations. The representations raise concerns that granting the application would undermine the prevention of crime and disorder, public safety and prevention of public nuisance licensing objectives. No representations were received from any Responsible Authority.
Recommendations	It is RECOMMENDED that: Members consider the proposed application and either 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. 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.
Reason for recommendations	The Licensing Authority may only consider aspects relevant to the application that have been raised in the representation.

	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.
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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	Parkstone;
Classification	For Decision

Background

1. An application was made by Mandy Eysers under section 34 of the Licensing Act 2003 on 17 July 2026 to vary the Premises Licence at DrgnFly, 1 Bournemouth Road, Poole, BH14 0EG. The variation seeks to amend the permitted hours for live music, recorded music and late-night refreshment on Thursdays, Fridays and Saturdays.
2. A copy of the application is attached at Appendix 1.
3. The premises is located on Bournemouth Road, Poole, close to Ashley Cross, an area comprising a mix of licensed premises, retail outlets and residential properties.
4. A Location plan is attached at Appendix 2.
5. The existing premises licence was granted on 18 May 2006 and currently permits the following licensable activities:
 - Films (indoors): Monday to Sunday, 10:00 to 23:30
 - Live Music (indoors): Monday to Friday, 18:00 to 00:00 and Saturday to Sunday, 12:00 to 00:00
 - Recorded Music (indoors): Monday to Sunday, 10:00 to 02:00
 - Activities Similar to Music/Dance (indoors): Monday to Sunday, 10:00 to 02:00
 - Late Night Refreshment (indoors): Monday to Sunday, 23:00 to 01:00
 - Supply of Alcohol: Monday to Sunday, 00:01 to 00:00.(24 hours)
6. A copy of the existing licence is attached at Appendix 3
7. The current and proposed hours for the licensable activities subject to this application are set out below.

Extension of Hours for Live Music

Current Hours

Monday to Friday - 18:00 to 24:00

Saturday & Sunday - 12:00 to 24:00

Proposed Hours

Monday to Wednesday - 18:00 to 24:00

Thursday to Saturday - 10:00 to 03:30

Sunday - 12:00 to 24:00

Extension of Hours for Recorded Music

Current Hours

Monday to Sunday - 10:00 to 02:00

Proposed Hours

Sunday to Wednesday - 10:00 to 02:00

Thursday to Saturday - 10:00 to 03:30

Extension of Hours for Late Night Refreshment

Current Hours

Monday to Sunday - 23:00 to 01:00

Proposed Hours

Sunday to Wednesday - 23:00 to 01:00

Thursday to Saturday - 23:00 to 03:30

Consultation

8. The application was served on all Responsible Authorities in accordance with statutory requirements. The applicant has confirmed that the required site notices were displayed at the premises and that a notice was published in a local newspaper.
9. The Licensing Authority received 28 representations from other persons, including 26 from local residents, 1 from Cllr Dion a Poole Town Council Councillor for the Ashley Cross area and 1 from Poole Town Council in relation to the application. One representation was subsequently withdrawn, leaving 27 outstanding representations. The representations raise concerns that granting the application would undermine the prevention of crime and disorder, public safety and prevention of public nuisance licensing objectives.
10. Copies of the representations are attached at Appendix 4.
11. Dorset Police Licensing Team engaged in mediation discussions with the applicant. As a result of those discussions, agreement was reached to remove conditions that were no longer considered necessary, were duplicated by mandatory conditions, or were no longer appropriate to the operation of the premises. A number of existing conditions were also amended and updated to reflect current operating practices and promote the licensing objectives.
12. A copy of the of mediated amendments is attached at Appendix 5.
13. No representations were received from any Responsible Authority.
14. At the time of writing this report, no mediation has taken place between the applicant and persons making representations and the representations remain unresolved

Options Appraisal

15. 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, Public Safety and the Prevention of Public Nuisance.
 - 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 - 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.

Summary of financial implications

16. 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

17. 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

18. There are no human resources implications.

Summary of sustainability impact

19. There are no sustainability impact implications.

Summary of public health implications

20. There are no public health implications.

Summary of equality implications

21. There are no equality implications.

Summary of risk assessment

22. 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 the application

Appendix 2 - Location plan

Appendix 3 - Copy of existing licence

Appendix 4 - Copy of representations

Appendix 5 - Copy of mediated amendments.