

Licensing

To: Michelle Hazlewood CBII
Subject: RE: White Hart Wimborne - Premises Licence Review

From: Michelle Hazlewood CBII [REDACTED]
Sent: Tuesday, December 5, 2023 3:41 PM
To: Licensing [REDACTED]
Subject: White Hart Wimborne - Premises Licence Review

Dear Sirs

We act on behalf of Marston's Plc and should be obliged if you would take this email as a representation on behalf of the company in respect of the Review application which has been issued against the aforementioned premises.

As you are aware, these premises form part of Marston's Plc's estate. That estate is broken into three distinct sectors and although having a global number of sites in the region of 1 400 there are a significant number which operate under agreements whereby they are contracted into with an operator who is generally then appointed as the Designated Premises Supervisor and is the general manager of the site. However, Marston's Plc retain a high level of control over the day to day operation of the site and in particular in ensuring compliance with legislation for the safe operation of the premises. Marston's also take responsibility in relation to the provision of facilities and matters such as business rates and Premises Licence annual fees. This site is covered by what is known as a Retail Agreement. Marston's have had a long association with running premises under Retail Agreements and indeed was one of the first companies to initiate the existence of this hybrid model of operation. As a company they place great stall by the professionalism of their systems and particularly those which touch upon regulatory matters. They also set out to co-operate very closely with the Authorities over matters affecting their estate on an ongoing basis.

As in this case on the very rare occasion when our clients have to confront a Review application, the seriousness of the position to them cannot be overstated. In this instance as soon as the Area Manager became aware of the gravity of the situation, she worked closely with Dorset Police both in terms of the criminal investigation and Licensing. Furthermore of most significant importance to the Licensing

Committee is that they proceeded to ensure the premises ceased to operate, removed the individual from his occupation of the premises, and provided to Dorset Police full disclosure of all evidence including CCTV which would be of assistance to them. The premises has remained closed and in the intervening period the Retail Agreement has been put on Notice of Determination. Our client via their Area Manager continues to keep in close liaison with the Authorities and looks to solution to the current situation. They do not condone or accept the actions of those individuals described in the Review papers to be acceptable. Should this matter proceed to a Review hearing we will attend that hearing on our clients behalf with a senior representative of the company who will be able to confirm the foregoing and add detail to it. Furthermore we can address any other matters which need to be confronted.

We would be grateful if you would kindly acknowledge safe receipt of this email and is status as a representation, received during the representation period. We reserve the right to file further documentation and Written Submissions in support of Marston's Plc's position and can assure you that in the intervening period we will continue to liaise with the statutory authorities with a view to trying to achieve a mutually acceptable resolution to the situation.

Kind Regards

Michelle Hazlewood CBII

Partner

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