



Licensing Sub-Committee

Date: Friday, 30 September 2022
Time: 1.00 pm
Venue: Council Chamber, County Hall, Dorchester, DT1 1XJ

Members (Quorum)

Les Fry, Emma Parker and Kate Wheller

Chief Executive: Matt Prosser, County Hall, Dorchester, Dorset DT1 1XJ

For more information about this agenda please contact Democratic Services Meeting Contact 01305 224202 elaine.tibble@dorsetcouncil.gov.uk

Members of the public are welcome to attend this meeting, apart from any items listed in the exempt part of this agenda.

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Agenda

Item		Pages
1.	ELECTION OF CHAIRMAN AND STATEMENT FOR THE PROCEDURE OF THE MEETING	3 - 6
	To elect a Chairman for the meeting and the Chairman to present and explain the procedure for the meeting.	
2.	APOLOGIES	
	To receive any apologies for absence.	
3.	DECLARATIONS OF INTEREST	
	To disclose any pecuniary, other registrable or non-registrable interests as set out in the adopted Code of Conduct. In making their disclosure councillors are asked to state the agenda item, the nature of the interest and any action they propose to take as part of their declaration. If required, further advice should be sought from the Monitoring Officer in advance of the meeting.	

4. URGENT ITEMS

To consider any items of business which the Chairman has had prior notification and considers to be urgent pursuant to section 100B (4) b) of the Local Government Act 1972. The reason for the urgency shall be recorded in the minutes.

5. APPLICATION FOR A NEW PREMISES LICENCE FOR PIAZZO LOUNGE, 4-5 THE SQUARE, WIMBORNE

7 - 66

An application has been made for a new premises licence for Piazza Lounge, 4-5 The Square, Wimborne. The application has been out to public consultation and has attracted relevant representations. A Licensing Sub-Committee must consider the application and representations at a public hearing.

6. EXEMPT BUSINESS

To move the exclusion of the press and the public for the following item in view of the likely disclosure of exempt information within the meaning of paragraph x of schedule 12 A to the Local Government Act 1972 (as amended).

The public and the press will be asked to leave the meeting whilst the item of business is considered.



THE LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005

Rights of a Party

1. A party has the right to attend the hearing and may be represented by any person.
2. A party is entitled to give further information where the authority has asked for clarification.
3. A party can question another party, and/or address the authority, with consent of the authority.

Failure to Attend

4. If the authority is informed a party does not wish to attend, the hearing may proceed in their absence.
5. If a party has not indicated their attendance and fails to attend the hearing may be adjourned if considered in the public interest, or hold the hearing ensuring the party's representation is considered.
6. Where the authority adjourns the hearing it shall notify the parties of the date, time and place.

Procedural Information

7. At the start of the hearing, the authority shall explain the procedure which it proposes to follow and shall consider any request for permission for another person to appear at the hearing.
8. A hearing shall take the form of a discussion led by the authority and cross-examination shall not be permitted unless the authority considers that it is required.
9. The authority will allow the parties an equal maximum period of time in which to speak.
10. The authority may require any person behaving disruptively to leave, and may refuse that person to return, but such a person may, before the end of the hearing, submit in writing information they would have been entitled to give orally had they not been required to leave.

FOOTNOTE:

In relation to all other matters governed by the Licensing Act 2003 (Hearings) Regulations 2005 any party or their representative may contact the Licensing Services at Dorset Council and they will be provided with a full copy of the regulations on request.

LICENSING SUB-COMMITTEE PROCEDURE

1. At the start of the meeting the Chairman will introduce:
 - the members of the sub-committee
 - the council officers present
 - the parties and their representatives
2. The Chairman will then deal with any appropriate agenda items.
3. The Licensing Officer will be asked to outline the details of the application, including details of any withdrawn representations.
4. The applicant or their representative is then invited to present their case.
5. Committee members will be invited to ask questions.
6. Where appropriate the Responsible Bodies e.g. representatives of Police, Fire Services, Environmental Services or Trading Standards will be invited to address the sub-committee on any relevant representations they may have.
7. The Chairman may then allow an opportunity for questions.
8. The Chairman will ask any person who has made representations, who have already expressed a wish to do so, to address the sub-committee. The sub-committee will have read all the papers before them, including any letters of representation. Members of the public are asked to keep their comments concise and to the point.
9. All parties will be given the opportunity to “sum up” their case.
10. The Chairman will ask the Legal Advisor if all relevant points have been addressed before advising all parties present that the sub-committee will withdraw from the meeting to consider its decision in private. The sub-committee will be accompanied by the Democratic Services Officer and the Legal Advisor can be called upon to offer legal guidance.
11. The Chairman will:
 - advise when the sub-committee’s decision will be confirmed in writing.
 - Inform those present of their right to appeal to the Magistrates’ Court.

NOTE

The Chairman may vary this procedure, as circumstances require but will have regard to the rules of natural justice and the Licensing Act 2003 (Hearings) Regulations 2005.

The meeting will take place in public. However, the public can be excluded from all or part of the meeting where the sub-committee considers that the public interest in so doing outweighs the public interest in the meeting or that part of the meeting, taking place in public.

Under no circumstances must the parties or their witnesses offer the sub-committee information in the absence of the other parties.

The Chairman and the Sub-Committee have discretion whether to allow new information or documents to be submitted and read at the meeting.

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Licensing Sub-Committee

30 September 2022

New Premises Licence Application for Piazzo Lounge, 4-5 The Square, Wimborne

For Decision

Portfolio Holder: Cllr L Beddow, Culture, Communities and Customer Services

Local Councillor(s): Cllrs Cook, Dover, Roe, Bartlett, and Morgan

Executive Director: J Sellgren, Executive Director of Place

Report Author: Kathryn Miller
Title: Senior Licensing Officer
Tel: 01305 252214
Email: Kathryn.miller@dorsetcouncil.gov.uk

Report Status: Public

Brief Summary: An application has been made for a new premises licence for Piazzo Lounge, 4-5 The Square, Wimborne. The application has been out to public consultation and has attracted relevant representations. A Licensing Sub-Committee must consider the application and representations at a public hearing.

Recommendation: The Sub-Committee determines the application in the light of written and oral evidence and resolves to take such steps as it considers appropriate and proportionate for the promotion of the licensing objectives of;

- a) The prevention of crime and disorder
- b) The prevention of public nuisance
- c) Public safety
- d) The protection of children from harm

Reason for Recommendation: The Sub-Committee must consider the oral representations and information given at the hearing before reaching a decision.

The steps that the Sub Committee may take are:

- a) To grant the licence subject to such conditions as the authority considers appropriate for the promotion of the licensing objectives, and the mandatory conditions
- b) To exclude from the scope of the licence any of the licensable activities to which the application relates
- c) To refuse to specify a person in the licence as the designated premises supervisor
- d) To reject the application

1. **Background**

1.1 Section 4 of the Licensing Act 2003 sets out the duties of the Licensing Authority, it sets out that a council's licensing functions must be carried out with a view to promoting the four licensing objectives of:

- (a) the prevention of crime and disorder;
- (b) public safety;
- (c) the prevention of public nuisance; and
- (d) the protection of children from harm.

1.2 All applications and decisions are made with due regard to the [Licensing Act 2003](#) (the Act), the [Revised Guidance issued under Section 182 of the Licensing Act 2003](#) (the Guidance) and the [Dorset Council Statement of Licensing Policy](#) (the Policy).

2. **Details of the application**

2.1 Loungers UK Ltd have applied for a new premises licence at Piazza Lounge, 4-5 The Square, Wimborne, BH21 1JE the description of the premises within the application is:

“A food led café and bar located at 4-5 The Square, Wimborne, BH21 1JE”.

2.2 The full application, and location plan are attached at Appendix 1.

The application is to permit:

Late night refreshment (indoors and outdoors)

Monday to Sunday 2300 to 0030 hours

The premises may remain open for the sale of alcohol and the provision of late night refreshment from the terminal hour for those activities on New Years Eve through to commencement time for those activities on New Year's Day.

Sale of alcohol (on the premises):

Monday to Sunday 1000 to midnight

The premises may remain open for the sale of alcohol and the provision of late night refreshment from the terminal hour for those activities on New Year's Eve through to commencement time for those activities on New Year's Day.

3. Representations from responsible authorities

3.1 Section 13 of the Licensing Act 2003 contains the list of Responsible Authorities who must be consulted on each premises application. Dorset Police, Dorset and Wiltshire Fire Service, Public Health Dorset, the Immigration Authority, Dorset Council Trading Standards, Dorset Council Planning Department, Dorset Council Children's Services, Dorset Council Environmental Health and Dorset Council Health and Safety Team have all been consulted.

3.2 Environmental Health have made a representation, their comments can be found at Appendix 2

3.3 As a result of Environmental Health's representation, the applicant via their solicitor has amended the following:

- the alcohol terminal hour to 2300 hours,
- removal of late night refreshment,
- opening hours amended to 2330 hours,
- outside tables and chairs to be rendered unusable by 2200 hours
- a new condition, no customer access out to West Borough.

3.4 These amendments, the response to the questions raised by environmental health and the amended Loungers draft operating schedule from the applicants solicitor can be found at Appendix 3.

3.5 None of the other responsible authorities have made representations.

4. **Representations from other persons**

4.1 There were three representations received from interested parties which relate to nuisance from noise and anti-social behaviour, these can be found at Appendix 4.

4.2 The applicant's solicitor has written to the interested parties informing them of the following amendments to be made to application, this can be found at Appendix 5:

- The alcohol terminal hour is amended to 2300 hours
- Removed from the application, late night refreshment
- The opening hours terminal hour is amended to 2330
- Outside tables and chairs to be rendered unusable by 2200
- A new condition that there shall be no customer access out to West Borough

4.3 The application does not include live or recorded music. However, live and recorded music would not be licensable under the Live Music Act 2012 which states Live and Recorded music is not to be regarded as regulated entertainment where a premises permits the sale of alcohol on the premises between the hours of 0800-2300 and the audience does not exceed 500. Therefore, if a licence for the sale of alcohol is granted for the hours applied for (i.e. 10:00 to 23:00) then Live and Recorded music will be permitted during those hours if the audience does not exceed 500.

4.4 The Guidance sets out at 8.13 the role of “other persons”: -

“As well as responsible authorities, any other person can play a role in a number of licensing processes under the 2003 Act. This includes any individual, body or business entitled to make representations to licensing authorities in relation to applications for the grant, variation, minor variation or review of premises licences and club premises certificates, regardless of their geographic proximity to the premises. In addition, these persons may themselves seek a review of a premises licence. Any representations made by these persons must be ‘relevant’, in that the representation relates to one or more of the licensing objectives. It must also not be considered by the licensing authority to be frivolous or vexatious. In the case of applications for reviews, there is an additional requirement that the grounds for the review should not be considered by the licensing authority to be repetitious. Chapter 9 of this guidance (paragraphs 9.4 to 9.10) provides more detail on the definition of relevant, frivolous and vexatious representations.

4.5 The guidance states at paragraph 9.4 what a “relevant” representation is;-

“A representation is “relevant” if it relates to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives. For example, a representation from a local businessperson about the commercial damage caused by competition from new licensed premises would not be relevant. On the other hand, a representation by a businessperson that nuisance caused by new premises would deter customers from entering the local area, and the steps proposed by the applicant to prevent that nuisance were inadequate, would be relevant. In other words, representations should relate to the impact of licensable activities carried on from premises on the objectives.”

5. Considerations

- 5.1 Paragraphs 9.42 to 9.44 of the Guidance sets how the Authority should decide what actions are appropriate.

“9.42 Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case by-case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be.

9.43 The authority’s determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.

9.44 Determination of whether an action or step is appropriate for the promotion of the licensing objectives requires an assessment of what action or step would be suitable to achieve that end. While this does not therefore require a licensing authority to decide that no lesser step will achieve the aim, the authority should aim to consider the potential burden that the condition would impose on the premises licence holder (such as the financial burden due to restrictions on licensable activities) as well as the potential benefit in terms of the promotion of the licensing objectives. However, it is imperative that the authority ensures that the factors which form the basis of its determination are limited to consideration of the promotion of the objectives and nothing outside those parameters. As with the consideration of licence variations, the licensing authority should consider wider issues such as other conditions already in place to mitigate potential negative impact on the promotion of the licensing objectives and the track record of the business. Further advice on determining what is appropriate when imposing conditions on a licence or certificate is provided in Chapter 10. The licensing authority is expected to come to its determination based on an assessment of the evidence on both the risks and benefits either for or against making the determination.

6. **Financial implications**

Any decision of the Sub-Committee could lead to an appeal by any of the parties involved that could incur costs.

7. **Environmental Implications**

None

8. **Well-being and Health Implications**

None

9. **Other Implications**

Public Health and Community Safety

10. **Risk Assessment**

10.1 **HAVING CONSIDERED:** the risks associated with this decision; the level of risk has been identified as:

Current Risk: Medium

Residual Risk: Medium

11. **Equalities Impact Assessment**

None

12. **Appendices**

Appendix 1 - Application and plan

Appendix 2 - Representation from Environmental Health

Appendix 3 - Response from applicants' solicitor to Environmental Health

Appendix 4 - Representations from interested parties

Appendix 5 - Response from applicants solicitor to interested parties

13. **Background Papers**

[Licensing Act](#)

[Section 182 Guidance](#)

[Dorset Council Licensing Policy](#)

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**Application for a premises licence to be granted
under the Licensing Act 2003**

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Loungers UK Limited

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description			
Piazzo Lounge 4-5 The Square			
Post town	Wimborne	Postcode	BH21 1JE

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£77,000

Part 2 - Applicant details

Please state whether you are applying for a premises licence as Please tick as appropriate

- | | | |
|--|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i as a limited company/limited liability partnership | <input checked="" type="checkbox"/> | please complete section (B) |
| ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) a charity | <input type="checkbox"/> | please complete section (B) |

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a statutory function or
- a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth			I am 18 years old or over <input type="checkbox"/> Please tick yes		
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		

Date of birth		I am 18 years old or over <input type="checkbox"/> Please tick yes	
Nationality			
Current postal address if different from premises address			
Post town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name Loungers UK Limited
Address 26 Baldwin Street Bristol BS1 1SE
Registered number (where applicable) 04595806
Description of applicant (for example, partnership, company, unincorporated association etc.) Company
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
0	1	0 9 2 0 2 2

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

A food led cafe and bar located at 4-5 The Square, Wimborne, BH21 1JE.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

- Provision of regulated entertainment (please read guidance note 2) Please tick all that apply
- a) plays (if ticking yes, fill in box A)
 - b) films (if ticking yes, fill in box B)
 - c) indoor sporting events (if ticking yes, fill in box C)
 - d) boxing or wrestling entertainment (if ticking yes, fill in box D)
 - e) live music (if ticking yes, fill in box E)
 - f) recorded music (if ticking yes, fill in box F)
 - g) performances of dance (if ticking yes, fill in box G)
 - h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Tue			
Wed			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)					
Mon								
Tue								
Wed						<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Thur								
Fri						<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat								
Sun								

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for the performance of dance (please read guidance note 5)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 6)		
Fri					
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)					
Mon	23:00	00:30						
Tue	23:00	00:30						
Wed	23:00	00:30				<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
						The premises may remain open for the sale of alcohol and the provision of late night refreshment from the terminal hour for those activities on New Year's Eve through to the commencement time for those activities on New Year's Day.		
Thur	23:00	00:30	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)					
Fri	23:00	00:30						
Sat	23:00	00:30						
Sun	23:00	00:30						

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	10:00	00:00	State any seasonal variations for the supply of alcohol (please read guidance note 5) The premises may remain open for the sale of alcohol and the provision of late night refreshment from the terminal hour for those activities on New Year's Eve through to the commencement time for those activities on New Year's Day.		
Tue	10:00	00:00			
Wed	10:00	00:00			
Thur	10:00	00:00	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		
Fri	10:00	00:00			
Sat	10:00	00:00			
Sun	10:00	00:00			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Alexandra Maria Kaziani	
Date of birth [REDACTED]	
Address [REDACTED] [REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known) 2011/01449/02SPEN	
Issuing licensing authority (if known) Southampton City Council	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

NA

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5) The premises may remain open for the sale of alcohol and the provision of late night refreshment from the terminal hour for those activities on New Year's Eve through to the commencement time for those activities on New Year's Day.
Day	Start	Finish	
Mon	08:00	00:30	<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)
Tue	08:00	00:30	
Wed	08:00	00:30	
Thur	08:00	00:30	
Fri	08:00	00:30	
Sat	08:00	00:30	
Sun	08:00	00:30	

M Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

The premises may remain open for the sale of alcohol and the provision of late night refreshment from the terminal hour for those activities on New Year's Eve through to the commencement time for those activities on New Year's Day.

b) The prevention of crime and disorder

1. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.

2. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.

3. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Licensing Authority or the Police. It must be completed within 24 hours of the incident and will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received concerning crime and disorder
- (d) any incidents of disorder
- (e) all seizures of drugs or offensive weapons
- (f) any faults in the CCTV system, searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

c) Public safety

The premises shall only operate as a café/bar. Waiter/waitress service will be available to patrons at all times.

d) The prevention of public nuisance

1. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.

2. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.

3. The sale and supply of alcohol for consumption in the area designated for external trading on the licence plan shall be restricted to alcohol consumed at tables and chairs.

4. All outside tables and chairs shall be rendered unusable after 2300 each day.

e) The protection of children from harm

1. The premises licence holder will ensure that an age verification policy will apply to the premises whereby all staff likely to be involved in the sale or supply of alcohol will be trained to ask any patron attempting to purchase alcohol, who appears to be under the age of 25 years (or older if the licence holder so elects) to produce, before being sold alcohol, identification being a passport or photocard driving licence bearing a holographic mark or other form or method of identification that complies with any mandatory condition that may apply to this licence.
2. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the identity of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the Licensing Authority at all times whilst the premises are open.
3. There must be no adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Checklist:

Please tick to indicate agreement


- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.



Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none"> [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	
Date	8 th August 2022
Capacity	Agent

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
AGS/41074/231 Winckworth Sherwood LLP Minerva House 5 Montague Close			
Post town	London	Postcode	SE1 9BB
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
			

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
 - Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and

(b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
 - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
 8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
 10. Please list here steps you will take to promote all four licensing objectives together.
 11. The application form must be signed.
 12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
 14. This is the address which we shall use to correspond with you about this application.
 15. **Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or

- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

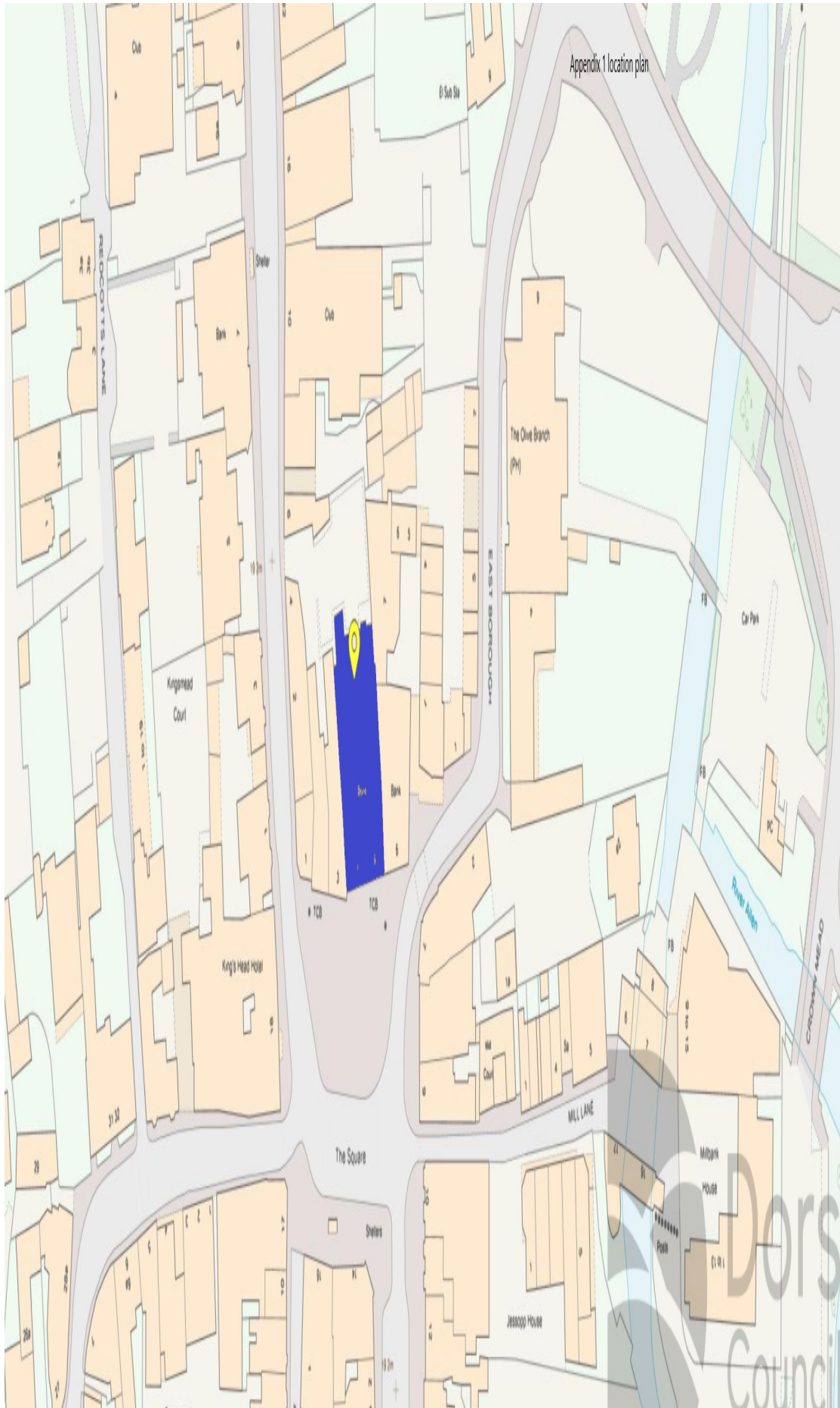
Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

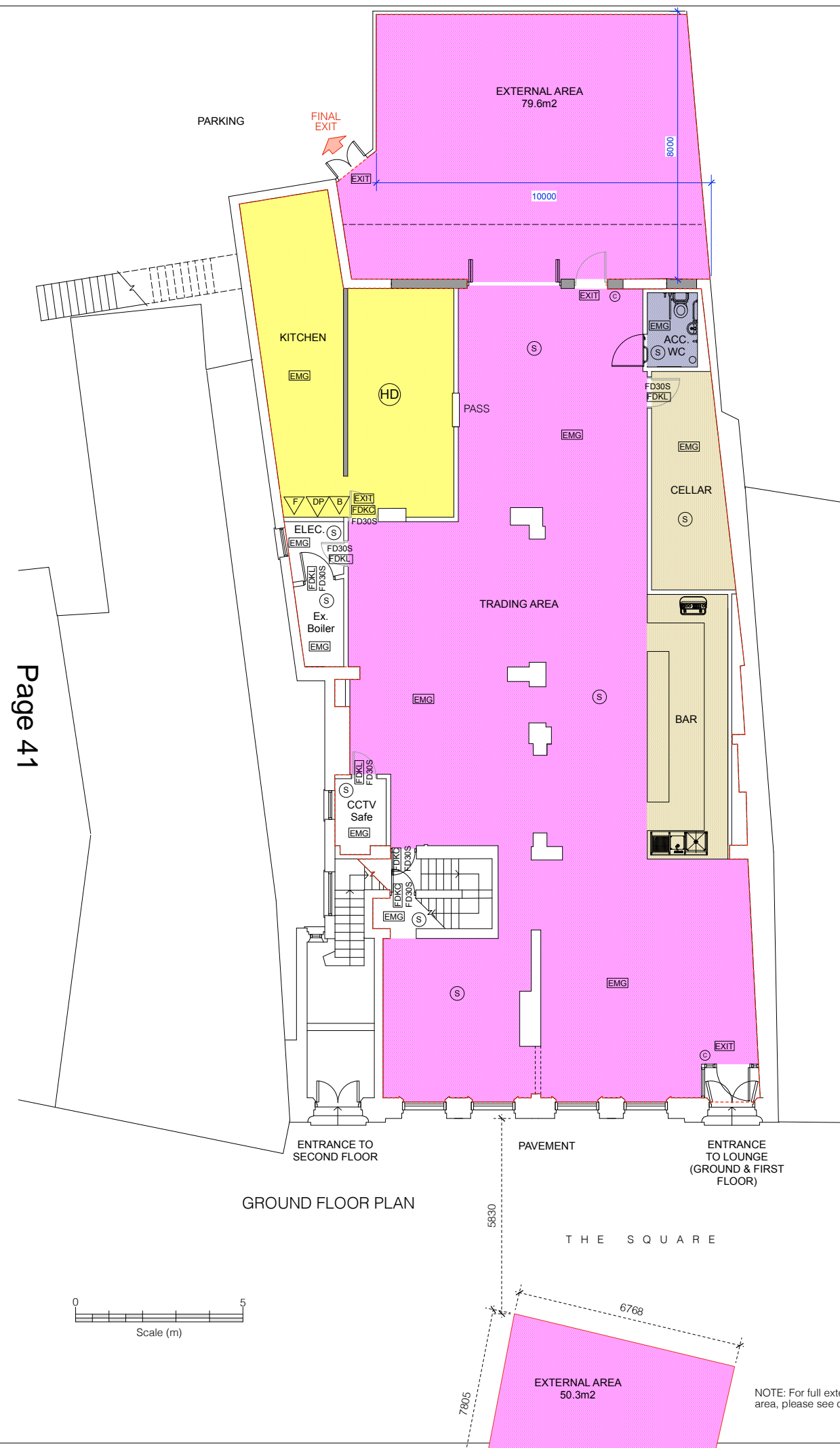
If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

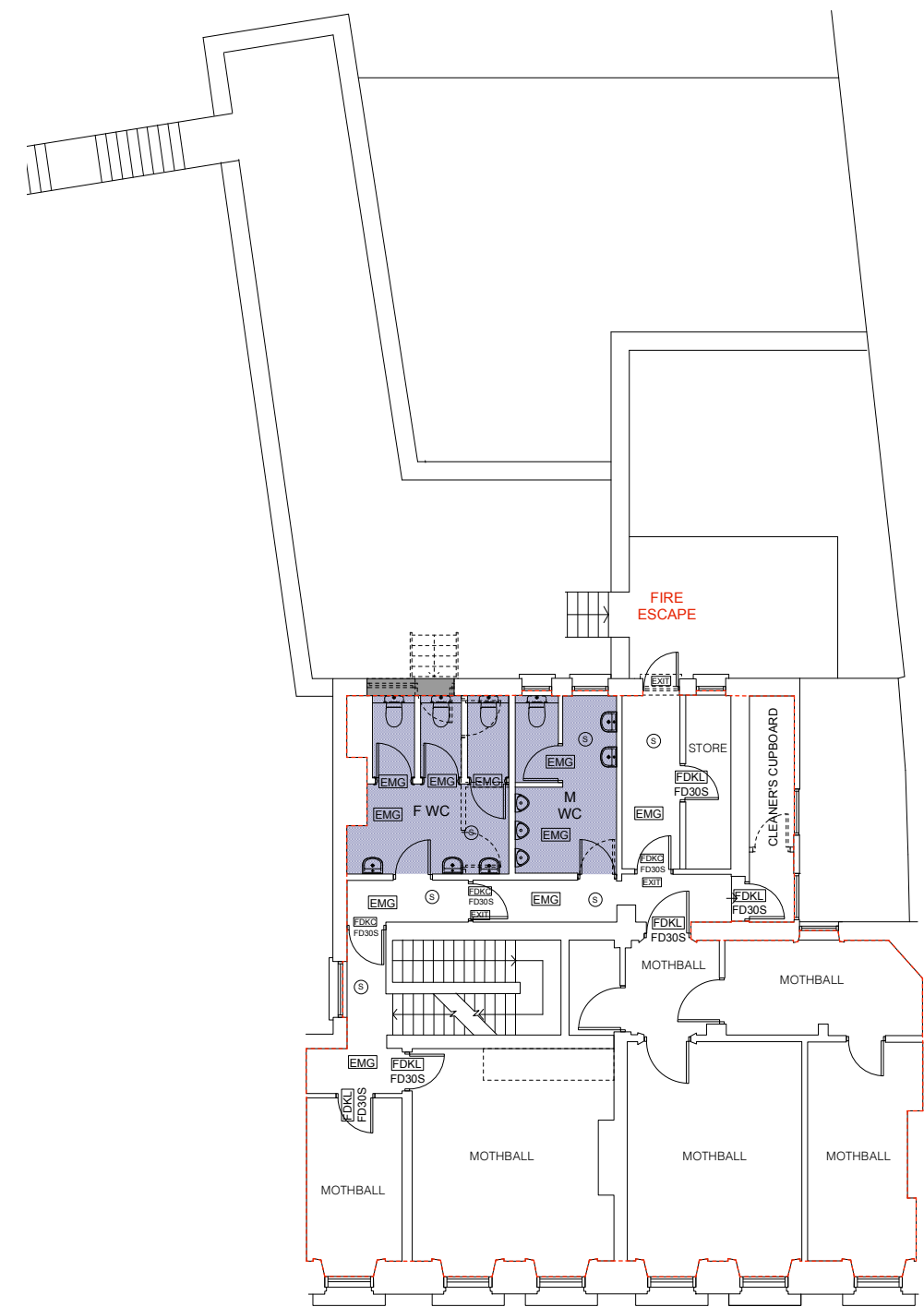
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GROUND FLOOR PLAN



FIRST FLOOR PLAN - 1:75@A1, 1:150@A3

LICENSING KEY:

- FACP Fire Alarm Control Panel
- SD Smoke detector
- S Smoke detector/alarm
- HD Heat detector
- ↑ Alarm sounder
- EMG Emergency lighting in accordance with BS5266
- B Fire blanket 1m x 1m unless otherwise stated
- F 6 litre fire foam extinguisher
- DP 10kg dry powder fire extinguisher
- Total extent of licensed premises
- FDKL Fire door keep locked
- FDKC Fire door keep closed
- EXIT Illuminated Fire Exit sign
- C Break glass call point for fire alarm in accordance with BS5839
- FD30 Fire door to provide min. 30 minutes fire protection
- FD30S Fire door to provide min. 30 minutes fire protection and where restricted smoke leakage at ambient temperatures is needed.
- Area for consumption of intoxicating liquor
- Area for storage of liquor/bar counter
- Toilet accommodation
- Kitchen & staff areas

Rev	Date	Initials	Details
Purpose of Issue			
APPLICATION FOR PREMISES LICENSING			
RICHARD PEDLAR ARCHITECTS ARCHITECTURE • CONSERVATION • URBAN DESIGN			
RPCA 4 Grove Road Redland Bristol BS6 6UJ • 0117 974 2612 www.rpca.co.uk • info@rpca.co.uk			
Project	LOUNGE 4-5 The Square, Wimborne, Dorset		
Client	Loungers UK Limited		
Title	Premises Licensing		
Drawing No.	LNG4631.05-		
Scale	1:75@A1 1:150@A3	Date	JUN 2022
Responsibility is not accepted for errors made by others in scaling from this drawing. All construction information to be taken from figured dimensions only.			

The entire premises is will be licensed for the sale of alcohol and the provision of late night refreshment

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Licensing

From: Louise Joyner
Sent: 19 August 2022 17:21
To: [REDACTED]
Cc: Licensing
Subject: Premise Licence Application - Piazza Lounge, 4 & 5 The Square, Wimborne, Dorset, BH21 1JA

Follow Up Flag: Follow up
Flag Status: Flagged

Categories: Kathryn

Dear Mr Sanders

Thank you for taking the time to speak with me regarding the above application this afternoon. Environmental Health have some concerns about the potential for noise nuisance. There are new flats on the 1st and 2nd floor of the adjoining premises, 6 The Square and residential properties very close by on West Borough. It may be appropriate for a noise assessment to be undertaken by an Institute of Acoustics (IOA) noise consultant to demonstrate there will be no adverse effect on nearby residents.

As discussed please could you liaise with the applicant, Loungers UK and provide further information in the form of a noise management plan to address the following points:

- How any noise from the proposed external areas will be managed. I have concerns about use until 23:00, times of use should be considered, any necessary restrictions on numbers of tables and chairs, how the areas will be rendered unusable when not in use, restrictions on music, how will customers enter and exit the external area to the rear? Will steps be taken to prevent people using the rear access out onto West Borough? staff monitoring and training, dealing with resident complaints etc.
- Closing of doors and windows if amplified music is played.
- Times of deliveries to the premises.
- Times of emptying bottles and bins.
- Clarify where patrons will be permitted to temporarily leave then re-enter the premises for smoking.

Please could you also consider any conditions you feel appropriate to manage noise should any license be granted.

If you have any queries, please do not hesitate to contact me.

Kind regards

Louise Joyner
Environmental Health Officer (Pollution)
Environmental Health
Dorset Council

[REDACTED]
dorsetcouncil.gov.uk



Loungers

Wimborne Draft Operating Schedule as at 4 August 2022 amended 13 September 2022

Description of the premises

Food led café bar.

Alcohol

1000 to ~~2300~~ 2400 Monday to Sunday

Late night refreshment

~~2300 to 0030 Monday to Sunday~~

Regulated entertainment

None

Opening hours

0800 to ~~2330~~ 0030

Conditions

1. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.
2. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
3. The premises licence holder will ensure that an age verification policy will apply to the premises whereby all staff likely to be involved in the sale or supply of alcohol will be trained to ask any patron attempting to purchase alcohol, who appears to be under the age of 25 years (or older if the licence holder so elects) to produce, before being sold alcohol, identification being a passport or photocard driving licence bearing a holographic mark or other form or method of identification that complies with any mandatory condition that may apply to this licence.
4. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises
6. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the identity of the member of staff who refused the sale. The

record shall be available for inspection at the premises by the police or an authorised officer of the Licensing Authority at all times whilst the premises are open.

7. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Licensing Authority or the Police. It must be completed within 24 hours of the incident and will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received concerning crime and disorder
- (d) any incidents of disorder
- (e) all seizures of drugs or offensive weapons
- (f) any faults in the CCTV system, searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

8. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.

9. The sale and supply of alcohol for consumption in the area designated for external trading on the licence plan shall be restricted to alcohol consumed at tables and chairs.

10. The premises shall only operate as a café/bar. Waiter/waitress service will be available to patrons at all times.

11. The premises may remain open for the sale of alcohol and the provision of late night refreshment from the terminal hour for those activities on New Year's Eve through to the commencement time for those activities on New Year's Day.

12. There must be no adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

13. All outside tables and chairs shall be rendered unusable after ~~2200~~ 2300 each day.

14. There shall be no customer access or egress onto West Borough save in an emergency.

Licensing

From: Robert Botkai [REDACTED]
Sent: 14 September 2022 15:11
To: Darren Naraine
Cc: Licensing; Andrew Sanders
Subject: RE: Premise Licence Application - Piazza Lounge, 4 & 5 The Square, Wimborne, Dorset, BH21 1JA

Categories: Kathryn

Hi Darren

Thank you. Are there any conditions that we could consider to alleviate your concerns?

Kind regards

Robert

From: Darren Naraine [REDACTED]
Sent: 14 September 2022 15:03
To: Robert Botkai [REDACTED]
Cc: Licensing [REDACTED] Andrew Sanders [REDACTED]
Subject: RE: Premise Licence Application - Piazza Lounge, 4 & 5 The Square, Wimborne, Dorset, BH21 1JA

 This message originated outside Winckworth Sherwood and was sent from email address [REDACTED]

Hi Robert,

Thank you for your email with the amended operating schedule.

I am still concerned about the application and I am not able to withdraw Environmental Health's representation.

My concern is that the use of the external area at the rear of the premise has the potential to cause a noise nuisance, from customers using this area, to the nearby neighbouring residential premise.

Kind regards

Darren Naraine
Environmental Protection Team Leader
Community and Public Protection
Dorset Council

[REDACTED]
dorsetcouncil.gov.uk



From: ENV Health [REDACTED]
Sent: 13 September 2022 14:36
To: Darren Naraine [REDACTED]
Subject: FW: Premise Licence Application - Piazza Lounge, 4 & 5 The Square, Wimborne, Dorset, BH21 1JA

From: Robert Botkai [REDACTED]
Sent: 13 September 2022 14:24
To: ENV Health [REDACTED]
Cc: Andrew Sanders [REDACTED]
Subject: FW: Premise Licence Application - Piazza Lounge, 4 & 5 The Square, Wimborne, Dorset, BH21 1JA

Hello

Please can someone pick this up in Louise's absence? We have a hearing date on 23 September.

Many thanks

Robert

From: Robert Botkai
Sent: 13 September 2022 14:20
To: [REDACTED]
Cc: Andrew Sanders [REDACTED] licensing@dorsetcouncil.gov.uk
Subject: Premise Licence Application - Piazza Lounge, 4 & 5 The Square, Wimborne, Dorset, BH21 1JA

Dear Louise

Further to your representation I do now have instructions.

I attach a tracked amended operating schedule.

1. Alcohol terminal hour amended to 2300
2. Removal of LNR
3. Opening hours amended to 2330
4. Outside tables and chairs to be rendered unusable by 2200.
5. New condition no customer access out to West Borough

Responding to your questions:

- How any noise from the proposed external areas will be managed. The officer has concerns about use until 23:00, times of use should be considered, any necessary restrictions on numbers of tables and chairs, how the areas will be rendered unusable when not in use, restrictions on music, how will customers enter and exit the external area to the rear? Will steps be taken to prevent people using the rear access out onto West Borough? staff monitoring and training, dealing with resident complaints etc. **There will be no customer access from West Borough. That will only be used for servicing and fire escape purposes and not as a customer entrance.**
- Closing of doors and windows if amplified music is played **.We do not play amplified music**
- Times of deliveries to the premises. **Mainly during the daytime in line with usual retailer deliveries**
- Times of emptying bottles and bins. **After trading and in the morning, but can look to limit glass emptying late at night**
- Clarify where patrons will be permitted to temporarily leave then re-enter the premises for smoking. **Front of building**

I should be grateful if you will confirm that you are now satisfied with the application as amended and that your representation will be withdrawn.

Kind regards

Robert

From: Louise Joyner [REDACTED]
Sent: 02 September 2022 09:57
To: Licensing [REDACTED]
Cc: Andrew Sanders [REDACTED]
Subject: FW: Premise Licence Application - Piazza Lounge, 4 & 5 The Square, Wimborne, Dorset, BH21 1JA

Good morning Licensing

Environmental Health have not yet received any further information in relation to our concerns about this new premise licence application. I have spoken with the applicant who hopes to get further details sent to us next week.

I am aware that the consultation period for this application ends on 5th September therefore please except my email below dated 19th August as Environmental Health's representations and current objection to this application.

Kind regards

Louise Joyner
Environmental Health Officer (Pollution)
Environmental Health
Dorset Council

[01202 22899](tel:0120222899)
dorsetcouncil.gov.uk



From: Louise Joyner
Sent: 19 August 2022 17:21
To: [REDACTED]
Cc: Licensing [REDACTED]
Subject: Premise Licence Application - Piazza Lounge, 4 & 5 The Square, Wimborne, Dorset, BH21 1JA

Dear Mr Sanders

Thank you for taking the time to speak with me regarding the above application this afternoon. Environmental Health have some concerns about the potential for noise nuisance. There are new flats on the 1st and 2nd floor of the adjoining premises, 6 The Square and residential properties very close by on West Borough. It may be appropriate for a noise assessment to be undertaken by an Institute of Acoustics (IOA) noise consultant to demonstrate there will be no adverse effect on nearby residents.

As discussed please could you liaise with the applicant, Loungers UK and provide further information in the form of a noise management plan to address the following points:

- How any noise from the proposed external areas will be managed. I have concerns about use until 23:00, times of use should be considered, any necessary restrictions on numbers of tables and chairs, how the areas will be rendered unusable when not in use, restrictions on music, how will customers enter and exit the external area to the rear? Will steps be taken to prevent people using the rear access out onto West Borough? staff monitoring and training, dealing with resident complaints etc.
- Closing of doors and windows if amplified music is played.
- Times of deliveries to the premises.
- Times of emptying bottles and bins.
- Clarify where patrons will be permitted to temporarily leave then re-enter the premises for smoking.

Please could you also consider any conditions you feel appropriate to manage noise should any license be granted.

If you have any queries, please do not hesitate to contact me.

Kind regards

Louise Joyner
Environmental Health Officer (Pollution)
Environmental Health
Dorset Council

[dorsetcouncil.gov.uk](https://www.dorsetcouncil.gov.uk)



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Licensing Department
Dorset Council

via email

1 September 2022

Dear Sir/Madam,

Licence Application for 4-5 The Square, Piazza/Loungers Ltd, Wimborne.

I am writing to object to the above application on the grounds that it will lead to Public Nuisance and Crime & Disorder.

I do not object to the use of the building as a cafe/bar, or to the applicants, my objection relates to the proposed opening hours and the use of the rear car park as a beer garden.

Context.

In total there are 5 flats [REDACTED] two of which are single aspect only and would partially overlook the proposed beer garden. The other three flats all have living accommodation that would partially overlook the beer garden. The attached photograph shows the view from the application site car park [REDACTED]

The distance from these windows to the proposed beer garden varies but is approximately 15m.

Beer garden

The proximity of the proposed beer garden to [REDACTED] will inevitably lead to unacceptable levels of noise nuisance, which will reduce living amenity, contrary to the License objectives as noted in para. 4.18 of the Licensing Policy.

Due to the open nature of the proposed beer garden there is no effective way of abating this nuisance.

Evidence for this level of nuisance can be found with the beer garden of The Man in the Wall which has proved a nuisance since opening. This application is of a similar nature as it also involves extensive accommodation at ground floor and, rather than use the first floor rooms, seeks to increase the overall consumption area with external space.

This application can also be considered within the context of other premises in the town where there has been a change of use. Most notably the recent refusal (Planning) of the use of the rear garden at The Butchers Dog, where the decision of the Planning Inspector was upheld - *"The close proximity of the outside space that the proposal seeks to use to the adjacent dwellings ... would result in unacceptable levels of disturbance for the occupants of these dwellings arising from persons socialising in this outside space."* There is an argument regarding proportionality as the neighbouring dwellings in this instance were less than 2m

away, but that is negated in this instance by the numbers of patrons – The Butchers dog was limited to no more than 15 patrons in the garden – whereas this application provides space for 40+ (an assumption based on floor area).

Similarly, the Petit Prince (adjacent to The Butchers Dog) has a limit on their garden of no more than 18 patrons and restricted to use between 11.00 and 15.00 however, they are a cafe that closes at 4.00pm and they do not have an alcohol license.

Whilst these decisions were made within the Planning regime, the legal principle remains the same and highlights the issues created where a proposed licensed premises also requires a Change of Use.

The beer garden should not be permitted as it will inevitably lead to nuisance, for which there can be no workable mitigation or abating.

Hours of Opening

I have never been to a cafe that remains open until 12.30am.

Therefore I can only interpret the application as a cafe during the day and a bar/pub during the evening. Within this context the issue of Crime and Disorder becomes a factor as the town centre already suffers from alcohol fuelled anti-social behaviour, particularly at closing time. The evidence for this has been collated and discussed previously with both the Licensing team and Dorset Police.

Should this application be granted, five of [REDACTED] eight direct neighbours (as shown on the attached plan) will have alcohol Licenses. Of these Prezzo and Nusara (formerly The Square Chinese) have 11pm licenses/closing times and do not cause us any nuisance. The Cafe on the Square also has an 11pm license but this is only used on a few occasions (to avoid submitting TENS) and they normally close around 5pm.

By far the biggest contributor of nuisance and crime and disorder, relating to opening hours, is The Man in the Wall with the majority of issues occurring after midnight.

However, the issue is town-wide as evidenced by a recent serious assault taking place along West Borough that had started at a premises elsewhere – a premises that does not have a reputation from trouble and, on this particular night, closed at 12.30am.

One final issue to raise is the disturbance caused by staff clearing up and going home. If the remainder of the car park is used by staff and the hours as requested are granted, then staff will be driving out onto West Borough, [REDACTED] nearer to 1am.

Conclusion



To conclude, the use of the existing car park as a beer garden will cause unacceptable levels of noise nuisance. The opening hours, as requested, will compound this nuisance and will increase the already unacceptable levels of antisocial behaviour that we experience. With this comes the inevitable increase crime and Disorder.

For these reasons I do not believe the application addresses the objectives of The Licensing Act 2003.

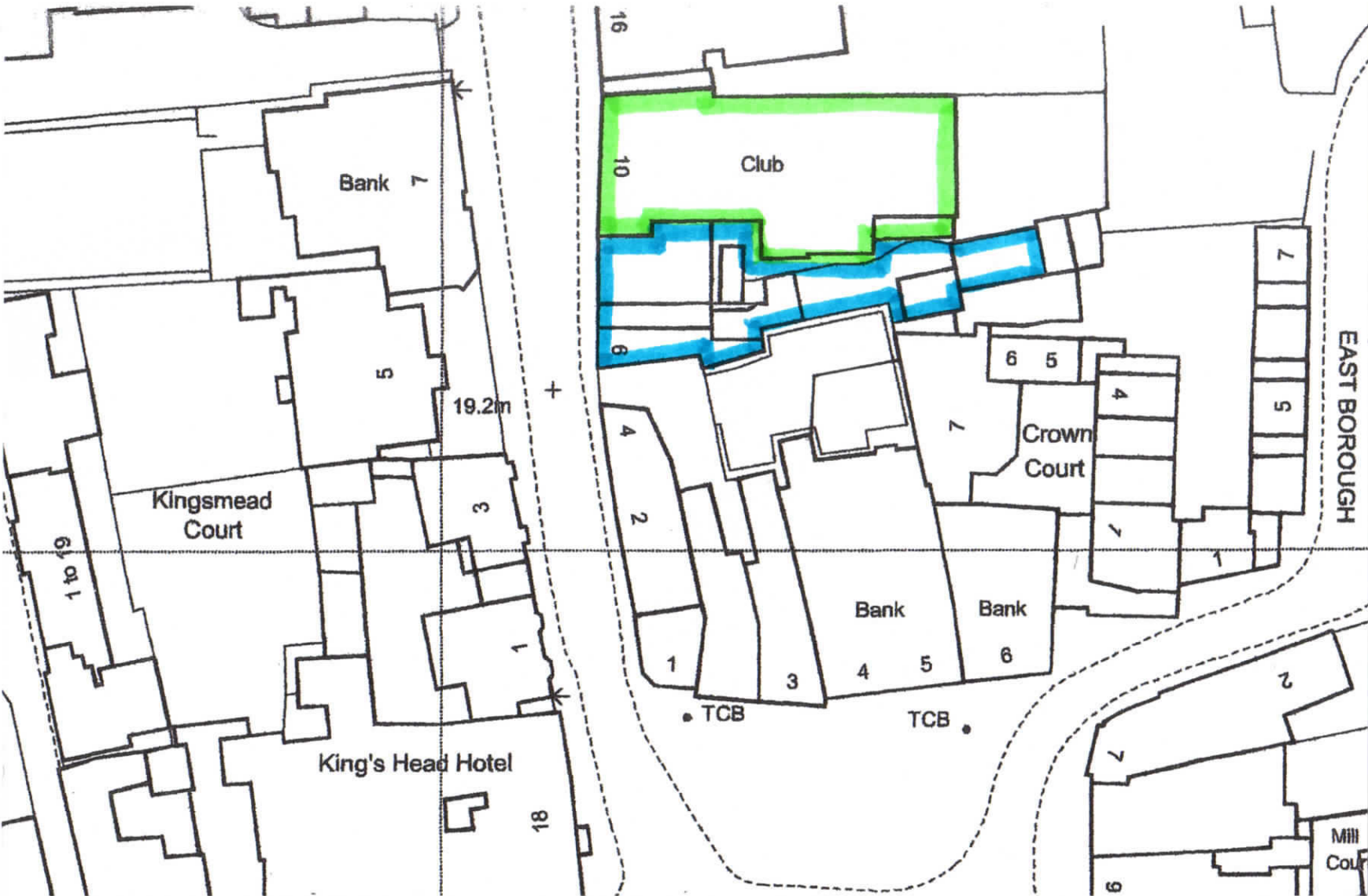
If the applicants reduce their proposed opening hours to 11pm and remove the rear beer garden, I would withdraw my objection.


Yours faithfully,

[REDACTED]

Properties 
 comprising 2
retail units and 5
dwellings

Private members
club (The
Conservative
Club)



The Licensed premises within the immediate vicinity 

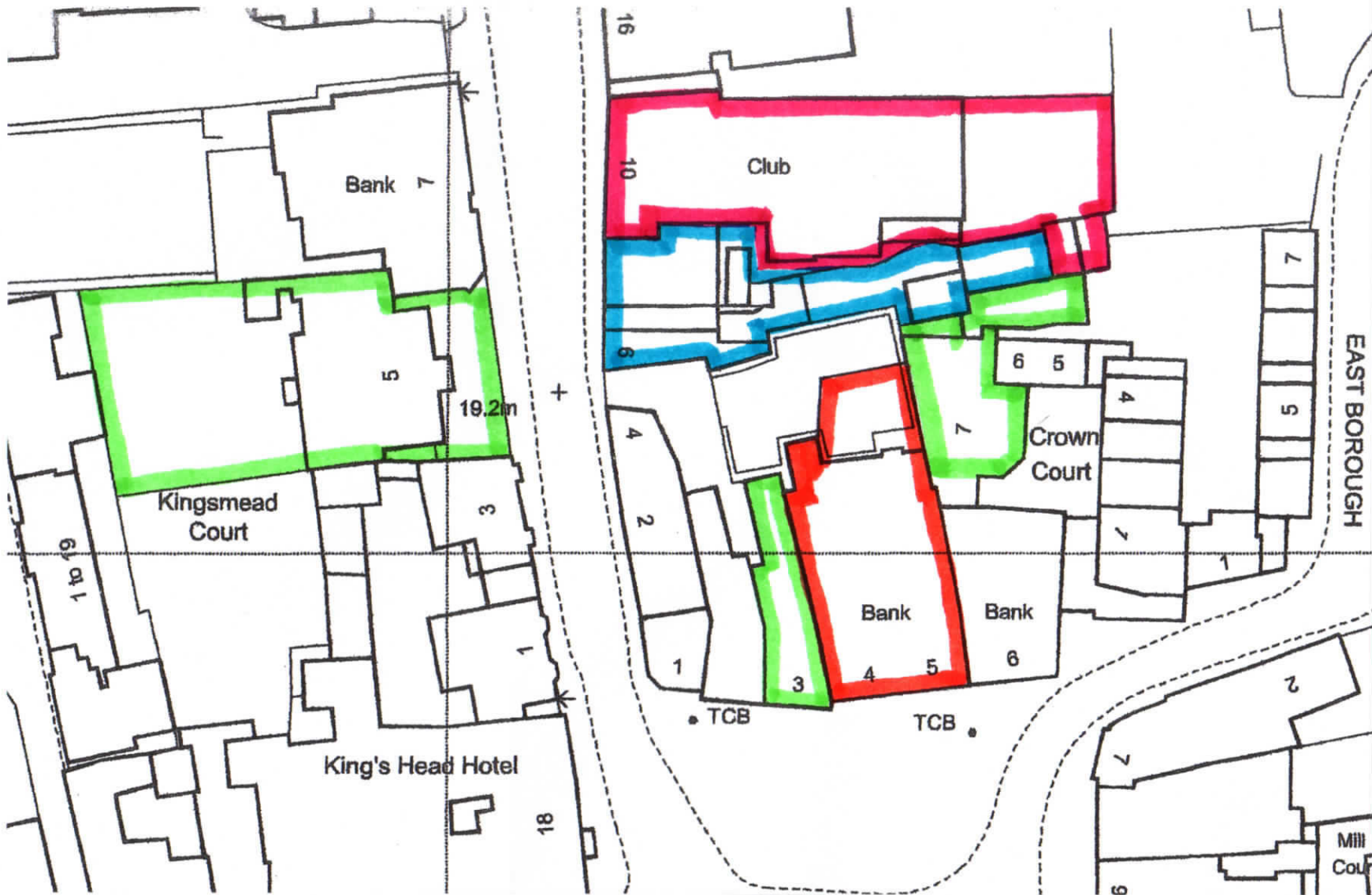
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Properties [redacted] comprising 2 retail units and 5 dwellings

Premises with 11pm licenses, Prezzos, The Cafe in the Square and Nusara (formerly The Square Chinese)

Premises with 1am license, The Man in the Wall with closing time of 1.30am

This application with 12am license, closing time of 12.30am



The Licensed premises within the immediate vicinity [redacted]

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View from proposed beer garden looking towards the flats 6a, 6b, 8, 8a & 8b West Borough

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Licensing

From: [REDACTED]
Sent: 02 September 2022 17:48
To: Licensing
Subject: Piazza Ltd, Wimborne

Categories: Kathryn

I am writing as Chairman of the Wimborne Residents' Action Group (WRAG). I have been asked to object to the above Licence application on the following grounds:

Wimborne has many licensed premises, well above the average for an English town of its size. Only a small minority hold licenses beyond 11.00pm. Anti-social behaviour which materially affects town-centre residents is, in the main, the consequence of excess alcohol consumption. This behaviour is particularly problematic when it occurs after midnight. Threatening behaviours, damage to property and disturbed sleep are commonplace. Most residents are reluctant to complain for fear of reprisals, either from the licensed premises on their doorsteps, or from customers who mostly live away from the town centre and are unable to recognise the dramatic impact of alcohol-related anti-social behaviour on the lives of our members. Yet one more establishment with a late licence will multiply negative experiences for people who reside in and contribute to the social and economic life of the town centre.

It is evident that many licensed premises in Wimborne manage to thrive despite limiting their sale of alcohol to customers until 11.00pm. Temporary Events Notices are available for businesses to use on the few special occasions when later opening is justified.

We therefore ask you to limit the opening hours for the sale of alcohol by this establishment to 11.00pm.

Yours

[REDACTED]
Chairman of WRAG.

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Licensing

From: [REDACTED]
Sent: 04 September 2022 19:43
To: Licensing
Subject: Licence Application for 4 - 5 The Square, Piazza - Loungers Ltd, Wimborne

Follow Up Flag: Follow up
Flag Status: Completed

Categories: Kathryn

Dear Sir/Madam,

re: Licence Application for 4-5 The Square, Piazza/Loungers Ltd, Wimborne.

My husband and I reside at [REDACTED] Wimborne [REDACTED] [REDACTED]
[REDACTED]

We have lived at this address for over 11 years and it is our permanent home.

Wimborne Square has, during this period, seen an increase in the number of residential properties which overlook The Square, with flats above the Nationwide Building Society and the recent conversion to apartments of the upper floors of the former Barclays Bank building. This proposal for a late-night licence, together with an external seating area directly below us in The Square is likely to generate more anti-social behaviour, which will have a considerable effect on ourselves and our immediate neighbours.

We know from past experience that when events take place in this vicinity, our lives are adversely effected. Although we have installed good quality secondary glazing in our listed building, together with thick interlined curtains, the volume of noise, particularly when music is amplified, makes our lives unbearable. We are not able to hold a reasonable conversation in our flat, or listen to our own music, television etc at a reasonable volume. We have in the past resorted to going out just to have peace, which is not an acceptable situation, especially during the winter months.

We ask that you limit the opening hours for the sale and consumption of alcohol by this establishment to 11 pm and that the consumption of alcohol is not permitted externally.

Yours faithfully,

[REDACTED]

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Licensing

From: Robert Botkai [REDACTED]
Sent: 13 September 2022 14:39
To: [REDACTED]
Cc: Licensing; Andrew Sanders
Subject: Piazza Lounge

Categories: Kathryn

Dear [REDACTED]

My firm acts for Loungers and we are dealing with the application for a new premises licence for Piazza Lounge in Wimborne. I have been sent a copy of your representation.

I am instructed to make the following amendments to the application:

1. The alcohol terminal hour is amended to 2300
2. We have removed the application for late night refreshment
3. The opening hours terminal hour is amended to 2330
4. Outside tables and chairs to be rendered unusable by 2200.
5. A new condition that there shall be no customer access out to West Borough

I should be grateful if you will confirm that in the light of these amendments, your representation will be withdrawn.

Please feel free to call me on [REDACTED] if I can assist in any way.

Kind regards

Robert

Robert Botkai
Partner

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