

Licensing Act 2003
Premises Licence

PL0092

LOCAL AUTHORITY



**Licensing Section
South Hams District Council
Follaton House
Plymouth Road
TOTNES
TQ9 5NE**

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

The Cove

Hope Cove, KINGSBRIDGE, Devon, TQ7 3HQ.

Telephone 01548 561376

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- the supply of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
J. Supply of alcohol for consumption ON and OFF the premises	Monday to Sunday New Year's Eve From the end of licensed hours on New Year's Eve to the start of licensed hours on New Year's Day.	10:00am	Midnight

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Sunday New Year's Eve From the end of opening hours on New Year's Eve to the start of opening hours on New Year's Day.	10:00am	12:30am

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- J. Supply of alcohol for consumption ON and OFF the premises

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Robinson Major LTD

Frederick House, Beam Heath Way, Nantwich, Cheshire, CW5 6PQ.

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)



NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE
AUTHORISES THE SUPPLY OF ALCOHOL

Toby ROBINSON

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR
WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No. 11091051

Issued by Cheshire East

ANNEXES

ANNEX 1 - MANDATORY CONDITIONS

Supply of alcohol

No supply of alcohol may be made under the premises licence:-

1. at a time when there is no designated premises supervisor in respect of the premises licence, or
2. at a time when the designated premises supervisor does not hold a personal licence or his personal licence has been suspended.
3. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Registered door staff

Each individual carrying out a 'security activity' must be licensed by the Security Industry Authority other than

1. in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c.12) (premises with premises licences authorising plays or films), or
2. in respect of premises in relation to any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
3. any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

For the purposes of this section

- "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and
- paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

Irresponsible drinks promotions

- (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible drinks promotions in relation to the premises.



ANNEXES continued ...

- (2) In this paragraph, an irresponsible drinks promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children-
- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to-
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
 - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on-
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

No alcohol to be dispensed directly into the mouth of another person

The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

Free drinking water

The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

Age verification policy

- (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
- (2) The policy must require individuals who appear to the responsible person to be under 18



ANNEXES continued ...

years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

Minimum measures for alcoholic beverages

The responsible person shall ensure that-

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-

(i) beer or cider: ½ pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml; and

(b) customers are made aware of the availability of these measures.

Minimum permitted price for the sale or supply of alcohol

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1-

(a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(a);

(b) “permitted price” is the price found by applying the formula-

$$P = D + (D \times V)$$

where-

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence-

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994(b).



ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

General

There must be sufficient table and chairs maintained within the premises to accommodate all customers to be seated.

The total occupancy of the premises at any one time must be in agreement with the Licensing Authority and Devon & Somerset Fire and Rescue based on risk assessment regarding fire safety issues, available floor space and the sanitary accommodation available.

The method employed for checking the number of people in the restaurant must be by a physical head count.

The prevention of crime and disorder

The premises primary function must be to operate as a Restaurant/Cafe and substantial meals must be available.

Beverages other than intoxicating liquor must be equally available for consumption on the premises.

Alcohol sold for consumption off the premises must be supplied in sealed containers only.

Customers must not be permitted to take open containers of alcoholic drinks from the premises or outside seating area as marked on the plan.

Glasses must be removed from public areas as soon as they are finished with or empty.

An incident book must be kept to record the details of all instances of refused sales together with the description of the customer and reason for refusal must be recorded. The incident book must be made available to the Police and Weights and Measures (Trading Standards).

Public safety

The electrical system, including portable appliances, must be inspected visually annually by a competent person to ensure safety.

The gas system including appliances must be inspected and tested by a Gas Safe Registered engineer annually and a satisfactory gas safety certificate must be obtained, all safety certificates and inspection reports must be kept on site and made available for inspection by officers of relevant statutory bodies.



ANNEXES continued ...

When disabled people are present, adequate arrangements must exist to enable their safe evacuation in the event of an emergency.

Gangways, exit routes and steps must be maintained in good order with non-slippery and even surfaces, edges of steps and stairways must be conspicuously marked.

There must be adequate arrangements for first aid provision. A first aid box with an adequate and appropriate supply of first aid equipment and materials must be available for the use of patrons. Suitable protective equipment will be provided to deal with hypodermic needles, blood spillages and other body fluids. Procedures must be in place to ensure that body fluids are dealt with in a safe manner to avoid the risk of communicable disease.

The prevention of public nuisance

Noise or vibration must not emanate from the premises such as to cause persons in the neighbourhood to be unreasonably disturbed.

Suitable signage must be provided at relevant exits requesting patrons make as little noise as possible when leaving the premises and vicinity as quietly and quickly as possible.

Any rubbish stored outside and produced by the premises awaiting collection for disposal must be stored securely in a designated area or in a bin with a tight fitting/lockable lid, to prevent litter being blown around.

The delivery of goods must be restricted to between 07:00 and 19:00.

Rubbish bins outside the premises must be kept to a minimum and only be emptied during opening times.

Ventilation equipment must be regularly cleaned and maintained to minimise the levels of odour generated by the premises.

The protection of children from harm

There must be a "Challenge 21" proof of age policy. Any person who appears to be under the age of 21 years must have to provide valid identification before they are permitted to purchase alcohol. The only forms of identification accepted are a valid UK Photo Driving Licence, Passport or recognised Pass Scheme ID.

There must be no gaming machines installed.

ANNEX 3 - CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

None

ANNEX 4 - PLANS (AS EXISTING)



ANNEXES continued ...

Graham Munson
Licensing Manager
On behalf of the Licensing Authority



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STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

There are no restrictions on Children

