

## Appendix 1 – Current premises licence

# Somerset West and Taunton

Somerset West and Taunton Council PO Box 866 Taunton TA1 9GS	Email: Enquiries@somersetwestandtaunton.gov.uk Website: www.somersetwestandtaunton.gov.uk Telephone: 0300 304 8000
--	--

### Licensing Act 2003 - Premises Licence

**Premises licence number: WSC/LN/000006331**

#### Part 1 – Premises details

<b>Postal address of premises, or if none, ordnance survey map reference or description</b>			
Bar 21 21 The Avenue			
<b>Post town</b>	Minehead	<b>Post code</b>	TA24 5AY
<b>Telephone number</b>	None provided		

#### Where the licence is time limited the dates

N/A

#### Licensable activities authorised by the licence

Alcohol on and off sales

#### The times the licence authorises the carrying out of licensable activities

Monday to Sunday from 07:00hrs until 23:00hrs

#### The opening hours of the premises

Monday to Sunday from 07:00hrs until 23:00hrs

## Appendix 1 – Current premises licence

**Where the licence authorises supplies of alcohol whether these are on and/or off supplies**

On and off supplies

### Part 2

**Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence**

Mr William Wynn  
21 The Avenue  
Minehead  
Somerset  
TA24 5AY

**Registered number of holder, for example company number, charity number (where applicable)**

N/A

**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol**

Mr William Wynn  
21 The Avenue  
Minehead  
Somerset  
TA24 5AY

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol**

Licence Number: LN/000005754  
Issuing Authority: West Somerset Council

This licence will take immediate effect

Dated: 6<sup>th</sup> April 2023



Executive Director – Community Services

# Appendix 1 – Current premises licence

## Annex 1 - Mandatory conditions

### Supply of alcohol

1. No supply of alcohol may be made under the Premises Licence –
  - (a) At a time when there is no Designated Premises Supervisor in respect of the Premises Licence; or
  - (b) At a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.
2. Every supply of alcohol under the Premises Licence must be made, or authorised by a person who holds a Personal Licence.
3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
  - (2) In this paragraph, an irresponsible 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.
    - (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 in a manner which carries a significant risk of undermining a licensing objective;
    - (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 in a manner which carries a significant risk of undermining a licensing objective;
    - (d) 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;

## Appendix 1 – Current premises licence

- (e) Dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
- 4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- 5.
  - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol;
  - (2) The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy;
  - (3) The policy must require individuals who appear to the responsible person to be under 18 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 either:-
    - (a) A holographic mark or
    - (b) An ultraviolet feature.
- 6. 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) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
  - (c) Where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.
- 7. 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.
- 8. 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;

## Appendix 1 – Current premises licence

(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.
9. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from the paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
10. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax;
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

# Appendix 1 – Current premises licence

## Annex 2 - Conditions consistent with the Operating Schedule

1. The premises must install and maintain a comprehensive surveillance system to the satisfaction of Police and ICO guidelines. The system must be maintained in full working order and record at all times when the premises is open for the sale of alcohol. Cameras must provide coverage in areas where alcohol may be consumed or purchased. The correct time & date must be generated on all recordings which must be retained for a minimum period of 31 days. Recorded images must be of evidential quality. Copies must be made available on request, to the police or authorised officer of the licensing authority. If the system is inoperative or faulty for any reason, steps must be taken to repair or replace the equipment within 24 hours. A Data Controller who is conversant with the operation of the system must be available at all times when the premises is open to the public and be able to provide police or authorised officer of the licensing authority recent data or footage with the absolute minimum of delay when requested. Management, storage, giving and sharing of data recordings must comply with the general data protection regulations at all times.

2. Risk assessments must be in place to identify any hazards on the premises and how they will be prevented, actioned and recorded. These risk assessments must also include numbers of persons that the licensed areas can safely accommodate. All Risk assessments must be reviewed regularly and available to Responsible Authorities on request.

3. SIA Registered door supervisors must be employed in sufficient numbers at any time that a person in management control of the premises or advice from the Police, it is considered necessary.

4. When door staff are employed, a record must be kept of their name, SIA registration badge number and the hours of duty. Door staff must wear clothing which readily identifies them as door staff/security, which, is clearly visible on CCTV and has some means of clearly and securely displaying their SIA registration badge.

5. A drugs & crime prevention policy must be put in place to the satisfaction of the Police. This will include provision when door staff are employed, for random searches by consent for drugs & weapons. Full co-operation will be given to any drugs initiatives undertaken by the Police & licensing authority. A record must be kept of any searches undertaken and items seized and records must be made available upon request to Police or authorised officer of the Licensing Authority.

6. The licence holder must operate a 'zero tolerance' policy in relation to drugs at the premises and all staff must receive training with regards to this policy. Drugs seized or found by staff must be securely stored, until they can be delivered to or be collected by the Police. There must be a written drugs policy in place on the premises.

7. The Premises Licence holder or DPS must ensure that any outside area attached to the premises or included in the licence must be controlled in a safe and effective manner to the same standard operated within the premises building and must pay special attention to the impact that the use of the outside area has on the surrounding community. Outside areas must be regularly supervised.

8. The premises must remain participating members of Pubwatch so long as such a scheme exists and regularly attend meetings. This must also include membership of any available Trac radio communication scheme. Any person who behaves inappropriately must be barred from the premises and their details passed to any Pubwatch scheme.

## **Appendix 1 – Current premises licence**

9. A BOUND refusals register must be kept and used on the premises, to record instances where the sale of alcohol and proxy sales to a patron is refused. Records must be kept for a minimum of 12 months and must be made available request to the Local Authority, Police and Trading Standards Officers upon request. Records must be audited on a regular basis by the Designated Premises Supervisor.

10. A BOUND incident register must be kept to the satisfaction of the Police, of all incidents occurring on the premises or outside and associated with the premises. Records must be kept for a minimum of 12 months and made available on request to a Police Officer or an Authorised Officer of the Licensing Authority.

11. All employees involved in the sale of alcohol who do not hold a personal licence, must receive training on commencement of employment, with regards to preventing the sale of alcohol to persons who are under the required age and proxy sales. This training must also include refusals to persons who are intoxicated, challenge 25 and the licensing objectives. This training must be documented and signed for by employees to acknowledge that they have received this training. All employees must receive refresher training every six months. Records must be made available for inspection by the Police & Licensing Authority.

12. There must be a written authority detailing all staff authorised to sell alcohol on the premises which must be prominently displayed in the bar area.

13. The premises must operate a “Challenge 25 policy”, whereby anyone wishing to purchase alcohol that appears to be under the age of 25 years, must be asked to provide photographic identification e.g. Passport, driving licence, PASS card. Challenge 25 posters must be displayed.

14. There must be a noise management policy in place to ensure that no noise will emanate from the premises that may give rise to a nuisance.

15. Notices must be prominently displayed at the exit asking customers to respect the need of local residents and leave the area quietly.

16. Telephone numbers for local taxi firms must be available or displayed on the premises.

## **Appendix 1 – Current premises licence**

### **Annex 3 - Conditions attached after a hearing by the licensing authority**

None



# Appendix 1 – Current premises licence

## Annex 4 – Plans

Annex 4 – Plans

