

PREMISES LICENCE - LICENSING ACT 2003**PART A**

DATE OF GRANT	22nd November 2019	PREMISES LICENCE NUMBER:	19/000229/LAPREM
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Part 1 – Premises details

Postal address of premises	The Clock House 361 High Street West Bromwich B70 9QL
Telephone Number	-

Name of premises licence holder	Daljinder Singh Sahota
Address	67 Lodge Road Walsall WS5 3LA
Telephone number	-
Email address	-
Registered number of holder (e.g. Company/Charity)	-

Name of Designated Premises Supervisor	Daljinder Singh Sahota
Address	██████████ ██████████ ██████████
Telephone Number	-
Personal Licence Number	06/013973/LAPER
Issuing Authority	Sandwell MBC

Where the licence is time limited the dates	
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State whether access to the premises by children is restricted or prohibited	
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Part 2

LICENSABLE ACTIVITIES	
Licensable activities authorised by the licence	The times the licence authorises the carrying out of licensable activities
Live music	MONDAY – SUNDAY 08.00 – 01.00
Recorded music	MONDAY – SUNDAY 08.00 – 01.00
Late night refreshment Indoors	FRIDAY – SATURDAY 23.00 – 00.00
Sale/Supply of alcohol for consumption on and off the premises.	MONDAY – SUNDAY 08.00 – 01.00
Hours premises are open to the public	MONDAY – SUNDAY 08.00 – 01.30

**Trading Standards and Licensing
Sandwell Council House
PO Box 2372
Oldbury B69 3BS**

Mandatory Conditions

Section 19 Licensing Act 2003

Where this licence authorises the supply of alcohol,

- (1) No supply of alcohol may be made under the licence:
 - (a) at a time when there is no designated premises supervisor (DPS) in respect of the licence, or
 - (b) at a time when the DPS does not hold a personal licence or that licence is suspended
- (2) Every supply of alcohol under the licence must be made or authorised by a person who holds a personal licence

Section 20 Licensing Act 2003

Where this licence authorises the exhibition of films,

- (1) the admission of children to the exhibition of any film will be restricted.
- (2) where the film classification body is specified in the licence, unless otherwise stated, admission of children must be restricted in accordance with any recommendation made by that body.
- (3) Where :
 - (i) the film classification body is not specified in the licence, or
 - (ii) the licensing authority has notified the holder of the licence that this subsection applies to the film in question, admission of children must be restricted in accordance with any recommendation made by that licensing authority.

Section 21 Licensing Act 2003

Where this licence includes a condition that at specified times one or more individuals must be on the premises to carry out a security activity, each such individual must

- (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
- (b) be entitled to carry out that activity by virtue of section 4 of that Act.

Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 as amended by the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2014

These conditions apply to all relevant premises licences and all relevant club premises certificates authorising consumption of alcohol on the premises.

1. (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;

(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).

2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

3. (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 licence 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.

4. The responsible person must 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;

(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.”

These conditions apply to all relevant premises licences and all relevant club premises certificates only authorising consumption of alcohol off the premises

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 licence 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.

The Licensing Act 2003 (Mandatory Licensing Conditions)
Order 2014

This applies to all premises where alcohol is sold or supplied for consumption on or off the premises.

- 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 rate 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).**
- 3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this 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.**
- 4. (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.

Conditions consistent with the Operating Schedule

General

An incident book must be kept at the premises and maintained up to date (no later than 24 hours after the incident) at all times and will record the following:

- Time date and details of all incidents/complaints of crime and disorder or anti-social behaviour
- All crimes reported to the venue
- Any faults in the CCTV system, searching equipment or scanning equipment
- Any visit by a responsible authority or emergency service.

The incident book must be made available to an officer of a responsible authority on request.

The premises shall maintain a refusal book to detail time/date and description of customer and reason for refusal. The book to be kept on the premises and handed to any officer of a responsible authority on request.

Training in relation to Challenge 25, under age sales, sales to adults on behalf of minors (proxy sales), sales to intoxicated persons, refusals registers, incident records and all other conditions on the premises licence must be provided and undertaken by all members of staff (whether paid or unpaid) before he/she makes a sale or supply of alcohol and at least every six months thereafter.

Documented training records must be completed in respect of every member of staff and must include the name of the member of staff trained, date, time and content of the training. The record must be signed by the member of staff who has received the training, the Designated Premises Supervisor, the Premises Licence Holder or external training providers.

Any door staff used by the premises will be required to sign in before the start of their shift and this will be recorded in a register which will be kept on the premises and available for inspection by any officer of a responsible authority on request.

No persons shall be permitted entry to the premises less than 30 minutes before the end of the authorised time for licensable activities.

The premises shall provide a minimum proportion of 50% seating in relation to the number of persons in the premises at any time; and there shall not be more than 180 persons on the ground floor and 150 persons on the first floor.

The prevention of crime and disorder

CCTV at the premises which will be to the satisfaction of West Midlands Police. The images shall record in colour and the recordings will remain on the system for at least 28 days in total. At least one person will be on the premise when open to the public who is able to download the images. The images will be handed to any responsible authority on request. There will be one camera on the entrance to the High Street, West Bromwich and one camera on the side entrance on Temple Street, West Bromwich. The CCTV will be GDPR compliant and clear signage will be displayed within the premises stating there is CCTV in operation.

Public Safety

The premises shall have operational roller shutters installed to the front and rear of the building and have a fully operational burglar alarm.

The exterior of the premises shall have the capacity to be fully illuminated.

The premises shall have fully operational fire-fighting equipment (including smoke detectors) along with an associated maintenance contract. The premises will have a fire risk-assessment which shall be updated on an annual basis. The premises will have current gas and safety certificates in force.

The prevention of Public Nuisance

Notices shall be placed at all exits asking customers to respect the needs of local residents and requesting that they leave the premises quietly.

The premises will have double glazing to all external facing windows within the licensable area.

The protection of children from harm

The premises will operate a Challenge 25 scheme, namely that staff must require ID in the form of a current ten-year passport, photo card driving licence or PASS Hologram identity card from any customer who appears to be under the age of 25 and verify the customer is over the age of 18 before any sale of alcohol is made.

Notices must be exhibited at all points of sale and at all entrances and exits informing customers and staff that the premises is operating a Challenge 25 Policy and relating to the sale of age restricted products to minors.

No unaccompanied persons under the age of 18 will be allowed onto the premises at all time that licensable activities are taking place.

No adult entertainment will be permitted at the premises at any time.

Annex 3

Conditions attached after a hearing by the licensing authority

NONE

Annex 4

Plans

The plan attached to this licence is DPM216/02 September 2019 is held by Sandwell MBC.

