



PREMISES LICENCE - LICENSING ACT 2003

PART A – TRANSFER & VARY DPS 18TH JANUARY 2017

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|---------------|----------------------|--------------------------|--|
| DATE OF GRANT | 25 April 2015 | PREMISES LICENCE NUMBER: | [REDACTED] Licence number redacted |
|---------------|----------------------|--------------------------|--|

Part 1 – Premises details

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|----------------------------|--|
| Postal address of premises | 74 – 76 Cape Hill Smethwick B66 4PB |
| Telephone Number | - |

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|---|---|
| Name of premises licence holder | Mrs Azar Ebrahimi |
| Address | [REDACTED] [REDACTED] [REDACTED] [REDACTED] Postal address redacted |
| Telephone number | [REDACTED] Telephone number redacted |
| Email address | [REDACTED] Email address redacted |
| Registered number of holder (e.g. Company/Charity) | - |

| | |
|--|---|
| Name of Designated Premises Supervisor | Nastaran Khanoie |
| Address | [REDACTED] [REDACTED] [REDACTED] [REDACTED] Postal address redacted |
| Telephone Number | - |
| Personal Licence Number | [REDACTED] Personal Licence number redacted |
| Issuing Authority | Sandwell Metropolitan Borough Council |

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|---|---|
| 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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PROTECT

Part 2

| LICENSABLE ACTIVITIES | |
|---|---|
| Licensable activities authorised by the licence | The times the licence authorises the carrying out of licensable activities |
| Supply of alcohol for consumption <u>off</u> the premises | 0800 – 2300 every day |
| Hours premises are open to the public | 0800 – 2300 every day |

**Trading Standards and Licensing
Homes and Communities Directorate
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

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).

PROTECT

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.

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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(a).
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.

PROTECT

Annex 2

Steps premises licence holder proposes to take to promote the licensing objectives :

General

CCTV shall be installed with 31 day recording. There shall be on the premises at all times at least one person who is able to download copies when requested by and authorised officer of the police or licensing authority. CCTV shall record images of person entering the premises of at least head and shoulders. CCTV cameras shall record alcohol display areas and point of sale.

Staff training shall be recorded and updated every 6 months Training shall cover the requirement for ID as part of age verification, how to detect proxy sales, the consequences of underage sales (fines and punishment) and other relevant matters relating to the licensing objectives, and the responsibilities of staff.

The licence holder shall ensure that a refusals register is kept on the premises and that this shall be immediately available upon request of an authorised officer. The register shall record any refused sale (including intoxicated person, under 18's) The refusal register shall be inspected on a regular basis (at least weekly) by the DPS and signed by the DPS that they have checked the register. At least 12 months of refusal register details shall be retained and made available upon request by and authorised officer.

The premises licence holder shall ensure that a 'challenge 25' policy is adopted on these premises at all times. Signage of the 'challenge 25' policy shall be prominently displayed on the premises.

Acceptable identification accepted by the premises licence holder, DPS, or other staff members shall be a passport, photo driving licence or PASS accredited identity card. Signage shall be displayed in a prominent position on the premises requesting that customers leave quietly. Signage shall be prominently displayed warning customers of the legal penalties for purchasing alcohol for any person under the age of 18 years.

The prevention of crime and disorder.

As above in General

Public Safety

As above in General

The prevention of Public Nuisance

As above in General

The protection of children from harm

As above in General

Conditions consistent with the Operating Schedule

NONE

Annex 3

Conditions attached after a hearing by the licensing authority

NONE

Annex 4

Plans

The plan attached to this licence is held by Sandwell Metropolitan Borough Council