

Schedule 12

Part A

Regulation 33,34

Tendring District Council Premises Licence

Premises Licence Number

15/00046/PREMVA

Part 1 – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code

139 Old Road
Clacton On Sea
Essex
CO15 3AT

Telephone number

Where the licence is time limited the dates

Not Applicable

Licensable activities authorised by the licence

Sale of Alcohol off the premises

Times the licence authorises the carrying out of licensable activities

Sale of Alcohol off the premises

Monday to Saturday 07:00 – 02:00

Sale of Alcohol off the premises

Sunday 07:00 – 01:00

Non Standard Timings

Not Applicable

The opening hours of the premises

Monday	07:00 - 02:00
Tuesday	07:00 - 02:00
Wednesday	07:00 - 02:00
Thursday	07:00 - 02:00
Friday	07:00 - 02:00
Saturday	07:00 - 02:00
Sunday	07:00 - 01:00

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

Sale of Alcohol off the premises

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Mr Suresh Theivendram
139 Old Road
Clacton on Sea
Essex
CO15 3AT

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

Not Applicable

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

Mr Suresh Theivendram
139 Old Road
Clacton on Sea
Essex
CO15 3AT

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

Personal Licence Number

TDX1149

Licensing Authority

Tendring District Council

for and on behalf of the Licensing Authority



June Clare

CORPORATE DIRECTOR

Dated: 13 March 2015

Annex 1 – Mandatory conditions

- 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 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 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 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.
- 4 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 -

$$P = D + (D.V)$$

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) "valued 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.

Annex 2 – Conditions consistent with the Operating Schedule

- 1 Notices shall be clearly displayed inside the premises indicating that a CCTV system is in operation.
- 2 The Licenceholder shall retain all video tapes/DVD discs for a period of 28 days and shall make them available to the Police or an authorised Officer of the Council on demand.
- 3 The premises will operate a "Challenge 25" scheme, or equivalent, requiring those appearing to be 25 years or under to be asked for accredited identification as to their age.
- 4 In order to positively assist with the promotion of the Prevention of Crime and Disorder and the Prevention of Public Nuisance Licensing objectives under the Licensing Act 2003, this premises voluntarily supports the Tendring Community Safety Partnership Reducing the Strength scheme to not sell Super Strength Beer, Lager and Cider defined as having an Alcohol By Volume (ABV) content of between 6.5% and 12% at very low prices, e.g. for considerably less than its RRP or at a level which may attract or encourage street drinking and alcohol related anti-social behaviour. This voluntary agreement does not apply in respect of specialist or branded, premium priced products such as craft ales, local or micro - brewery specialist products, boxed gifts or national celebratory/commemorative Beer, Lager or Cider with an ABV content of 6.5% or greater.
- 5 Any conditions consistent with the Operating Schedule not specified above.

Annex 3 – Conditions as agreed with Essex Police

- 6 From 22.00 hours every night until close of business (0100 hours on Monday morning and 0200 hours Tuesday through to Sunday) a Personal Licence holder shall be on duty and in the retail part of the shop premises at all times the premises are open to the public.
- 7 From 2200 hours every night until close of business (01:00 hours on Monday morning and 02:00 hours Tuesday through to Sunday) at least two members of staff will be present in the shop at all times the premises are open to the public.
- 8 No single cans of Super Strength Beer, Larger or Cider, having an Alcohol By Volume (ABV) content of 6.5% or higher, will be sold at any time.
- 9 A formal "Challenge 25" scheme shall be adopted, of which any persons who appears to be under the age of 25 shall have to establish they are over the age of 18 years by an approved ID (Passport, Full Driving Licence, or other Photo ID, formally approved by Essex Trading Standards).
- 10 The Licence Holder/DPS will keep a Refusal/Incident book to record all refusals, or persons challenged for ID relating to the sale of alcohol. This record will be produced to the Police or Licensing Authority for inspection on request.
- 11 CCTV of a type approved by the Local Authority to be installed, which covers all parts of the shop to which the public have access and to include the area immediately outside the premises entrance. The images to be retained for 28 days minimum, and made available on reasonable demand to the Police and Local Authority. The lighting of the premises will be such that the CCTV operates at the best possible level.
- 12 The DPS/Licence Holder will take all reasonable steps to prevent youths gathering outside the immediate front of the premises.
- 13 The premises operators shall join TENBAC and retain membership during the life of the Premises Licence.

Annex 4 – Conditions attached after a hearing by the licensing authority

None

Annex 4 – Plans

Plans are attached to this Licence