

LOCAL AUTHORITY



Licensing Section
 Torbay Council
 Roebuck House
 Abbey Road
 TORQUAY
 DEVON
 TQ2 5EJ

COPY

Part 1 - Premises Details

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

The Green Room

23-25 Victoria Parade, Torquay, Devon, TQ1 2BD.

Telephone 01803 215848

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- an exhibition of a film
- a performance of live music
- any playing of recorded music
- entertainment facilities for making music
- entertainment facilities for dancing
- provision of late night refreshment
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORIZES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
B. Exhibition of films (Indoors)	Monday to Sunday	7:00pm	3:00am
E. Performance of live music (Indoors)	Monday to Sunday	10:00am	Midnight
	New Year's Eve	10:00am	1:00am
F. Playing of recorded music (Indoors)	Monday to Sunday	10:00am	3:00am
I. Provision of facilities for making music (Indoors)	Monday to Sunday	Noon	Midnight
J. Provision of facilities for dancing (Indoors)	Monday to Sunday	10:00am	3:00am
L. Late night refreshment (Indoors)	Monday to Sunday	11:00pm	3:00am
M. The sale by retail of alcohol for consumption ON and OFF the premises	Monday to Sunday	10:00am	3:00am



Licensing Act 2003
Premises Licence

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THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Sunday	10:00am	3:30am

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

- M. The sale by retail 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

Top Bar Limited Waters Edge, The Strand, Ringmore, Shaldon, Devon, TQ14 0ES.

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

Top Bar Limited 04336420

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

Timothy James MILNES Watersedge, The Strand, Ringmore, Shaldon, Devon, TQ14 0ES.

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. MDVPE0087 Issued by Mid Devon



Steve Cox
Environmental Health Manager (Commercial)
14 February 2011



ANNEXES**ANNEXE 1****MANDATORY CONDITION: WHERE LICENCE AUTHORISES SUPPLY OF ALCOHOL**

- 1) No supply of alcohol may be made under the premises licence:-
 - (a) at a time where 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/her 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 shall take all reasonable steps to 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 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.
- 4) 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).
- 5) The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
- 6) (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.
- 7) The responsible person shall ensure that -



ANNEXES continued ...

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

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

MANDATORY CONDITION: EXHIBITION OF FILMS

- 1) Where the film classification body is specified in the licence, admission of children must be restricted in accordance with any recommendation made by that body.
- 2) Where -
 - (a) the film classification body is not specified in the licence, or
 - (b) the relevant licensing authority has notified the holder of the licence that this condition applies to the film in question,

admission of children must be restricted in accordance with any recommendation made by that licensing authority.

In the case of the aforementioned conditions

"children" means persons aged under 18; and

"film classification body" means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (authority to determine suitability of video works for classification).

ANNEXE 2**CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE****General**

1. A clear and legible notice shall be outside the premises indicating:-
 - i. the normal hours under the terms of the premises licence during which licensable activities are permitted.
 - ii. any restriction on the admission of children at specified times or for particular events or regulated entertainments. No children shall be allowed on the premises after 1900 hours.
2. To prevent the sale of alcohol to persons under the age of eighteen years, suitable written proof of age shall be requested from young people attempting to purchase alcohol in accordance with documents specified by Torbay Council's "Statement of Licensing Policy".
3. Regular glass and bottle collection shall be undertaken throughout the premises.
4. Patrons shall not be permitted to leave the premises with any glass or bottles which belong to the premises.
5. Toughened glasses shall be used for serving beverages.
6. As premises adjacent to a "No Drinking Zone" specified by the Council the licensees shall take steps in the form of advertising to their patrons on exit, that they are entering a "No Drinking Zone".

The Prevention of Crime and Disorder

1. Till drawers shall be removed at the end of the night and the till left open and empty.



ANNEXES continued ...

2. Drunk and disorderly behaviour must not be tolerated.
3. A CCTV system of an evidential standard, covering both inside and outside, shall be installed to the satisfaction of the police, and the system shall be in operation at all times the premises are open to the public. All recordings from that system shall be kept for a period of 14 days and the police to have access to recordings at any reasonable time.
4. On every occasion the premises sells alcohol after midnight and remains open after 12.30am, an SIA qualified door steward shall be employed at the premises from 10pm until closing.
5. Any SIA door steward employed on front of house duties shall wear high visibility reflective jackets for the entirety of their duty.
6. All drinks shall be served in toughened or strengthened glasses.
7. No drinks shall be served after midnight in glass bottles from which it is intended or likely that a person shall drink.
8. Premises shall join, maintain membership and activity participate in the Torquay Nitenet Radio Communication Scheme.
9. The premises shall join and maintain membership of the Torquay Night-time Economy Forum where a premises management representative shall attend at least two meetings per calendar year.
10. Food shall be available between 12 noon and 9pm daily.

Public Safety

1. An accident book and first aid box must be provided.
2. Fire exits must be kept free from obstruction.
3. Fire safety equipment and emergency lighting must be in place.
4. Fire checks must be conducted annually.

The Prevention of Public Nuisance

1. The placing of refuse into receptacles outside the premises shall take place at times that will prevent disturbance to nearby properties.
2. The handling of beer kegs, bottles and other similar items must not take place in the late evening, at night or during the early morning.
3. A taxi telephone number shall be provided to patrons.
4. Cooking, noxious or persistent smells from the premises must not cause a nuisance to nearby properties.
5. A mechanical extract system installed within the kitchen shall operate in such a manner so as not to cause a noise or odour to nearby residents.
6. Noise or vibration shall not emanate from the premises so as to cause residents of the areas any disturbance. The main door and entrance to the premises shall remain closed after 2300 hours to ensure any noise is not distinguishable above background levels of noise.
7. Staff shall regularly check levels in the surrounding outside area in particular during live music performances.
8. During day time and up to this time noise shall be regulated and checked by the DPS or senior member of staff to ensure any noise shall be clearly distinguishable above other noise.
9. SIA trained door staff and staff on the premises shall promote noise reduction. The area designed for smoking outside the front of the premises in the enclosed court yard shall be surveilled by CCTV. Patrons and customers shall be advised by public notice and staff not to take their drinks outside in the smoking area.



ANNEXES continued ...

10. Prominent clear and legible notices shall be displayed at all exits requesting the public the needs of local residents and to leave the premises and area quietly at night time.
11. Amplified music shall be under the control of the DPS or senior staff on duty. Music shall be at background level during the day and monitored as above for noise disturbance at any other time.
12. Bottle skips shall be emptied during the day time only and not after closing time. This also applies to rubbish bins. Delivery and handling of bottles and beer keys shall not take place at night time or early morning.
13. Effective ventilation shall be provided in the kitchen area where food is being prepared and cooked. The outside area shall be monitored regularly by staff for persistent or offensive smells.
14. A fire proof bin shall be in place in the enclosed court yard for the disposal of cigarettes.

The Protection of Children from Harm

1. Young people who appear to be under the age of 21 shall be asked for identification before they are served alcoholic drinks.
2. Staff shall be trained in these procedures.
3. Proof of age shall normally be required by:-
 - i. Passport
 - ii. driving licence
4. Staff shall be trained in these procedures.
5. Children must be accompanied by an adult.
6. Children shall not be allowed on the premises after 1900 hours. This shall be advised to customers who are wanting to order food when accompanied by children.
7. Film showings shall be after 1900 hours.

ANNEXE 3

CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

The Prevention of Crime and Disorder

1. There shall be no entry/re-entry to the premises after 2am.
2. All drinks shall be served in toughened, shatterproof, polycarbonate or plastic glasses and from 11pm daily, no drinks shall be served in glass bottles from which it is intended or likely that a person shall drink.

ANNEXE 4

PLANS

Copy attached to Licence.

