

Wednesday, 23 November 2022

LICENSING SUB-COMMITTEE

A meeting of **Licensing Sub-Committee** will be held on

Thursday, 1 December 2022

commencing at **9.30 am**

The meeting will be held in the Meadfoot Room, Town Hall, Castle Circus,
Torquay, TQ1 3DR

Members of the Committee

Councillor Atiya-Alla

Councillor Ellery

Councillor Barbara Lewis

Together Torbay will thrive

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, Town Hall, Castle Circus, Torquay, TQ1 3DR

Email: governance.support@torbay.gov.uk - www.torbay.gov.uk

LICENSING SUB-COMMITTEE AGENDA

1. **Election of Chairman/woman**
To elect a Chairman/woman for the meeting.
2. **Apologies**
To receive apologies for absence, including notifications of any changes to the membership of the Sub-Committee.
3. **Minutes** (Pages 4 - 8)
To confirm as a correct record the Minutes of the meeting of a Sub-Committee held on 27 October 2022.
4. **Declarations of interests**
 - (a) To receive declarations of non pecuniary interests in respect of items on this agenda
For reference: Having declared their non pecuniary interest members may remain in the meeting and speak and, vote on the matter in question. A completed disclosure of interests form should be returned to the Clerk before the conclusion of the meeting.
 - (b) To receive declarations of disclosable pecuniary interests in respect of items on this agenda
For reference: Where a Member has a disclosable pecuniary interest he/she must leave the meeting during consideration of the item. However, the Member may remain in the meeting to make representations, answer questions or give evidence if the public have a right to do so, but having done so the Member must then immediately leave the meeting, may not vote and must not improperly seek to influence the outcome of the matter. A completed disclosure of interests form should be returned to the Clerk before the conclusion of the meeting.

(**Please Note:** If Members and Officers wish to seek advice on any potential interests they may have, they should contact Governance Support or Legal Services prior to the meeting.)
5. **Urgent items**
To consider any other items that the Chairman decides are urgent.
6. **The Jetty, 12 Victoria Parade, Torquay, TQ1 2BB** (Pages 9 - 39)
To consider an application for a new Premises Licence in respect of The Jetty, 12 Victoria Parade, Torquay, TQ1 2BB

Meeting Attendance

Please note that whilst the Council is no longer implementing Covid-19 secure arrangements attendees are encouraged to sit with space in between other people. Windows will be kept open to ensure good ventilation and therefore attendees are recommended to wear suitable clothing.

If you have symptoms, including runny nose, sore throat, fever, new continuous cough and loss of taste and smell please do not come to the meeting.

Minutes of the Licensing Sub-Committee

27 October 2022

-: Present :-

Councillors Ellery, Barbara Lewis and Mills

36. Election of Chairman/woman

Councillor Ellery was elected as Chairman for the meeting.

37. Minutes

The Minutes of the meetings of the Sub-Committee held on 1 and 22 September 2022 were confirmed as a correct record and signed by the Chairman.

38. Wall Park Touring Centry Road Camping, Berry Head, Brixham, TQ5 9ET

Members considered an application for a new Premises Licence in respect of the Wall Park Touring Centry Road Camping, Berry Head, Brixham, TQ5 9ET.

Written Representations received from:

Name	Details	Date of Representation
Member of the Public	Representation objecting to the application on the grounds of the "Prevention of Crime and Disorder" and the "Prevention of Public Nuisance".	11 September 2022
Member of the Public	Representation objecting to the application on the grounds of the "Prevention of Crime and Disorder" and the "Prevention of Public Nuisance".	13 September 2022
Member of the Public	Representation objecting to the application on the grounds of the "Prevention of Crime and Disorder", the "Prevention of Public Nuisance" and "Public Safety".	28 September 2022
Member of the Public	Representation objecting to the application on the grounds of	29 September 2022

	the “Prevention of Crime and Disorder” and the “Prevention of Public Nuisance”.	
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Oral Representations received from:

Name	Details
Applicant	The Applicant outlined the Application and responded to Members’ questions.
Member of the Public	The Member of the Public outlined their representation and responded to Members’ questions.

Decision:

That the application for a new Premises Licence in respect of the Wall Park Touring Centre Road Camping, Berry Head, Brixham, TQ5 9ET be approved as applied for, subject to off-sales being removed from this application and the following additional condition:

That the sale and consumption of alcohol shall only be permitted to persons residing at the premises.

Reason for Decision:

Having carefully considered all the oral and written Representations, Members resolved to grant the application, having been satisfied that the operating schedule, along with the additional condition and removal of off-sales, would seek to alleviate the concerns raised by the Interested Parties and promote the Licensing Objectives.

In coming to their decision, Members noted the intended degree of management and control of the site, and the measures implemented by the Applicant to address concerns raised in the objection representations and were reassured that the Applicant would operate these premises in a responsible manner.

This manner was evident in the Applicant’s engagement with the neighbouring residents which was confirmed by the member of the public in attendance, who added that his concerns had been alleviated, in hearing the Applicant’s oral submissions. This further reassured Members, that should an issue of concern arise, the Applicant would be responsibly responsive in addressing this.

Members noted the absence of a representation received from any Responsible Authority and deduced from this, that they had no concerns with this application. In forming this opinion, Members noted the proactiveness of the Responsible Authorities in submitting representations, where concerns presented.

In concluding, Members noted the application benefitted from exemption of the Live Music Act 2012 and therefore could only determine matters which related to the sale of alcohol and opening hours. However, should issues arise as a result of granting this application, a Review of the Premises Licence is available to any Responsible Authority or Interested Party.

39. Hennessey Cocktail Lounge, 2 King Street, Brixham, TQ5 9TF

Members considered an application for a new Premises Licence in respect of the Hennessey Cocktail Lounge, 2 King Street, Brixham, TQ5 9TF.

Written Representations received from:

Name	Details	Date of Representation
Member of the Public	Representation objecting to the application on the grounds of the "Prevention of Crime and Disorder" and the "Prevention of Public Nuisance".	Undated
Member of the Public	Representation objecting to the application on the grounds of the "Prevention of Crime and Disorder" and the "Prevention of Public Nuisance".	28 September 2022
Brixham Town Council	Representation objecting to the application on the grounds of the "Prevention of Crime and Disorder" and the "Prevention of Public Nuisance".	20 September 2022
Public Protection Officer, Torbay Council	Representation providing background information in respect of this Premises.	29 September 2022

Oral Representations received from:

Name	Details
Applicant	The Applicant outlined the Application and responded to Members' questions.

Applicant's response to Representations:

Prior to the Hearing, the Applicant submitted the 'Hennessey Cocktail Lounge Training Manual and Policies Sep 22'. This document was duly circulated to Members for consideration.

Decision:

That the application for a new Premises Licence in respect of the Hennessey Cocktail Lounge, 2 King Street, Brixham, TQ5 9TF be approved as applied for, subject to the following amendments to the application:

1. All persons within the premises should be seated at tables (other than when using the toilets/entering/leaving or ordering at the counter). All customers should be served by waiter/waitress service.

The words “or ordering at the counter” shall be removed.

2. CCTV – condition viii – shall be amended to remove the words “as soon as is reasonably practical” and replaced with within 21 days.

And subject to the following conditions being added:

1. After 9 pm, when the SIA Door Steward is required to vacate their position at the premises entrance door, their duties therein at that location, shall immediately be undertaken by a member of staff to ensure that those duties are maintained.
2. Mr Ross Hennessey shall not be permitted to make any decision in respect of licensable activities at these premises.
3. All licensable activities shall be under the direction of the Premises Licence Holder and/or Designated Premises Supervisor.

Reason for Decision:

Having carefully considered all the oral and written Representations, Members resolved to grant the application having been satisfied that the operating schedule, along with the additional conditions and amendments to the application, would seek to ensure that the Licensing Objectives would be promoted.

In coming to their decision, Members had regard to the location of the premises within a mixed use area which included close proximity of residential premises, the history of these premises operations, that proposed by the Applicant, and determined that the amendments and the additional conditions were both appropriate and proportionate to ensure that these premises are operated in a responsible manner which in turn, promoted the Licensing Objectives ‘the Prevention of Crime and Disorder’ and ‘the Prevention of Public Nuisance’ and would alleviate the concerns raised by the members of the public.

Members were reassured by the representation received by the Responsible Authority, noting that the Applicant had openly engaged with the Public Protection Officer and had demonstrated a commitment to that Officer, that this engagement with the Responsible Authorities would continue.

In respect of the condition relating to Mr Ross Hennessey and the condition that licensable activities shall be under the direction of the Premises Licence Holder and/or the Designated Premises Supervisor, Members had regard to the close relationship between the Applicant and Mr Hennessey and noted that they are also business partners, and it was intended that Mr Hennessey would be on the premises to perform catering duties. In doing so and in the knowledge of the premises historical operation under the control of Mr Hennessey, Members determined these conditions were appropriate and proportionate to ensure that the Licensing Objectives would be promoted and that the premises would be operated in a responsible manner.

Members were assured by the Applicants oral representation regarding his level of control for the premises and found him to be open and honest. In addition, Members noted the Applicants corporate background, as advised by him and determined that the Applicants professional career and reputation could potentially be put on the line,

should issues or concerns arise which relate to his direct control and management of the premises and this further assured them, of the Applicants stated intention to operate these premises in a responsible manner and to promote the Licensing Objectives.

In noting that these premises will benefit from the Live Music Act, Members welcomed the Applicants agreement for a noise limiter to be installed and set at a level agreed by Public Protection Officer to mitigate noise emanating from the premises.

In concluding, Members noted that should issues of concern arise as a result of granting this application, a Review of the premises licence is afforded to any interested party and the Responsible Authorities.

Chairman/woman



Briefing Report No:

Public Agenda Item: **Yes**

Title: Licensing Act 2003 – An application for a Premises Licence in respect of The Jetty, 12 Victoria Parade, Torquay, Devon, TQ1 2BB

Wards Affected: **Torquay**

To: **Licensing Sub Committee** **1st December 2022**

Contact Officer: **Lisa Wright**

☎ Telephone: **01803 208112**

✉ E.mail: **Licensing@torbay.gov.uk**

1. Key points and Summary

- 1.1 To consider and determine an application for a new Premises Licence, in respect of the Premise detailed above.
- 1.2 The application relates to all the Corporate Priorities within the Community Plan.
- 1.3 The matters raised, relate to the Licensing Objectives the “Prevention of Public Nuisance” and the “Prevention of Crime and Disorder”.
- 1.4 The matter must be considered on its merits, having received details of the issues arising either at a hearing or by written Representation. A decision must be made, having considered the Representations, either:-
 - (a) to grant the licence subject to
 - (i) such conditions as are consistent with the submitted operating Schedule modified to such extent as the authority considers necessary for the promotion of the licensing objectives, and
 - (ii) any condition which must under Section 19, 20 or 21 be included in the licence;

(Such conditions may differ in respect of different parts of the Premises and/or different activities).
 - (b) to exclude from the scope of the licence any of the licensable activities to which the application relates;
 - (c) to refuse to specify a person in the licence as the Premises Supervisor;
 - (d) to reject the application.

forward thinking, people orientated, adaptable - always with integrity.

- 1.5 Reasons for the decision must be given for inclusion in the appropriate Notices required to be served on the Applicant, Responsible Authorities and all Interested Parties, following the determination of the matter.

2. Application

- 2.1 An application has been made under Section 17 of the Act for a Premises Licence to permit licensable activities at the Premise detailed above. Details of the relevant pages of the application are shown in Appendix 1.

A brief description of the application, as follows:-

Provision of Recorded Music Indoors from 09:00 to 22:00 Monday to Sunday

Late Night Refreshment On the premises from 23:00 to 24:00 Monday to Sunday

Supply of alcohol both On and Off the premises from 10:00 to 22:00 Monday to Sunday

Premises opening hours from 09:00 to 24:00 Monday to Sunday

The Applicant has given the following description of the premises: -

“Licensed coffee shop. Business will operate from the ground floor of the building. We will be serving hot and cold drinks together with a choice of licensed products ie Wines and Beers. Various hot and cold food. Approx 30 sit down seats for customers inside”.

The plan accompanying the application is shown as Appendix 2.

- 2.2 The Council as the Licensing Authority is satisfied that the Applicant has met the administrative requirements of Section 17(5) but is unable to issue the Licence, as relevant Representations have been received. The Licensing Authority is also satisfied that the Representation has been received within the appropriate time scale and has not been subsequently withdrawn.

We have received 1 Representation from a Responsible Authority, Devon and Cornwall Constabulary, outlining their objection in relation to “The Prevention of Public Nuisance” and “The Prevention of Crime and Disorder”. This is shown at Appendix 3.

There have been no other Representations received from any other Responsible Authority or any Interested Party, other than those mentioned above.

The Applicant has confirmed in writing to the Licensing Authority that they are happy to accept the proposed conditions set out in the Representation from Devon and Cornwall Constabulary.

- 2.3 The Authority is required to conduct a hearing under the provisions of Section 18(3) unless all parties agree that this is not necessary.
- 2.4 Appropriate Notices have been issued to all parties, as required by the Licensing Act 2003 (Hearing Regulations) 2005, including, where appropriate, details of the

Representation and the procedure to be followed at the hearing.

2.5 If the application is refused, in whole or in part, a Right of Appeal to the Magistrates' Court is granted by Section 181 of the Act and, by Paragraph 1 of Schedule 5, to the Applicant.

2.6 If the application is granted, a Right of Appeal to the Magistrates' Court is granted by Section 181 of the Act and, by Paragraph 2(1) of Schedule 5 to :-

(a) The holder of the licence against any decision

- (i) to impose conditions on the licence, or
- (ii) to take any step to exclude a licensable activity or refuse to specify a person as Premises Supervisor.

(b) Any person who made a relevant Representation who desires to contend

- (i) that the licence ought not to have been granted, or
- (ii) that, on granting the licence, the Licensing Authority ought to have imposed different or additional conditions, or taken any step to exclude a licensable activity or refuse to specify person as Premises Supervisor.

2.7 Following such Appeal, the Magistrates' Court may:-

- (a) dismiss the appeal,
 - (b) substitute for the decision appealed against any other decision which could have been made by the Licensing Authority, or
 - (c) remit the case to the Licensing Authority to dispose of it in accordance with the direction of the Court,
- and may make such order as to costs as it thinks fit.

Steve Cox
Environmental Health Manager (Commercial)

Appendices

Appendix 1 Copy of the application form

Appendix 2 Plan of the Premises

Appendix 3 Representation from Responsible Authority

Documents available in Members' rooms

None

Background Papers:

The following documents/files were used to compile this report:

Torbay Council Licensing Policy 2021-26



LICENSING ACT 2003
APPLICATION
FOR THE GRANT OF A
PREMISES LICENCE

NOTIFICATION

Information held by Torbay Council complies with and is held in accordance with the UK Data Protection Act 1998. The information that you provide on this form will only be used for this application form and will only be disclosed where necessary under any applicable legislation.

Information may also be shared for the prevention and detection of crime, for example with the police and other agencies as required by law, such as the Audit Commission under the National Fraud Initiative data matching exercise.

You have a right of access to your personal information. If you wish to access your personal information or exercise any of your rights under the legislation then please contact Torbay Council's Information Governance team on 01803 20 7467. Further information can be found on the Information Governance pages on Torbay Council's Internet site at, www.torbay.gov.uk

Completed forms should be returned to:

Environmental Health Manager (Commercial)
Torbay Council
Community Safety
C/O Torquay Town Hall
Castle Circus
Torquay
TQ1 3DR

Contact Details:

Tel: 01803 208025

Web: www.torbay.gov.uk

Email: licensing@torbay.gov.uk



**Application for a premises licence to be granted
under the Licensing Act 2003**

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We FAT COW TORQUAY LIMITED

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description 12 VICTORIA PARADE			
Post town	TORQUAY	Postcode	TQ1 2BB

Telephone number at premises (if any)	N/A
Non-domestic rateable value of premises	£ 18000.00

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | | |
|----|---|--------------------------|-----------------------------|
| a) | an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) | a person other than an individual * | | |
| | i. as a limited company | XX | please complete section (B) |
| | ii. as a partnership | <input type="checkbox"/> | please complete section (B) |
| | iii. as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| | iv. other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) | a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) | a charity | <input type="checkbox"/> | please complete section (B) |

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or xx

I am making the application pursuant to a
 statutory function or
 a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of Birth over		I am 18 years old or		<input type="checkbox"/>	Please tick yes
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of Birth over		I am 18 years old or		<input type="checkbox"/>	Please tick yes
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name FAT COW TORQUAY LIMITED
Address THE MILL KINGSTEIGNTON ROAD NEWTON ABBOT DEVON TQ12 2QA
Registered number (where applicable) 11145528
Description of applicant (for example, partnership, company, unincorporated association etc.) LIMITED COMPANY
Telephone number (if any) [REDACTED]
E-mail address (optional) N/A

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
01	04	2023

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

LICENCED COFFEE SHOP
BUSINESS WILL OPERATE FROM THE GROUND FLOOR OF THE BUILDING
WE WILL BE SERVING HOT AND COLD DRINKS TOGETHER WITH A CHOICE OF
LICENCED PRODUCTS IE WINES AND BEERS. VARIOUS HOT AND COLD FOOD
APPROX 30 SIT DOWN SEATS FOR CUSTOMERS INSIDE

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick any that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)

- f) recorded music (if ticking yes, fill in box F) XX
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H)

XX

Provision of late night refreshment (if ticking yes, fill in box I)

XX

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Thur					
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	XX <input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4) IT WILL BE RECORDED BACKGROUND MUSIC		
Mon	9AM	10PM			
Tue	9AM	10PM	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5) N/A		
Wed	9AM	10PM			
Thur	9AM	10PM	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6) N/A		
Fri	9AM	10PM			
Sat	9AM	10PM			
Sun	9AM	10PM			

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	XX <input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4) ONLY SERVE INDOORS		
Mon	10PM	12PM			
Tue	10PM	12PM	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5) N/A		
Wed	10PM	12PM			
Thur	10PM	12PM	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6) N/A		
Fri	10PM	12PM			
Sat	10PM	12PM			
Sun	10PM	12PM			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	XX <input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5) N/A		
Mon	10AM	10PM			
Tue	10AM	10PM			
Wed	10AM	10PM			
Thur	10AM	10PM			
Fri	10AM	10PM			
Sat	10AM	10PM			
Sun	10AM	10PM			
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) N/A		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor:

Name KANTI SINGH KALWANT	
Date of Birth [REDACTED]	
Address [REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known) [REDACTED]	
Issuing licensing authority (if known) [REDACTED]	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).
 N/A

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 5) N/A
Day	Start	Finish	<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6) N/A
Mon	9AM	12PM	
Tue	9AM	12PM	
Wed	9AM	12PM	
Thur	9AM	12PM	
Fri	9AM	12PM	
Sat	9AM	12PM	
Sun	9AM	12PM	

M Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

THERE WILL ALWAYS BE SENIOR A MANAGER ON SITE TRAINED ON HOW TO HANDLE ALL TYPES OF SITUATIONS. TOGETHER WITH 2 MEMBERS OF STAFF LIMITED INDOOR SEATING TO THE MAX NUMBERS	
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b) The prevention of crime and disorder

WE WILL NOT PROMOTE IRRESPONSIBLE DRINKS PROMOTIONS FREE TAP WATER WILL BE AVAILABLE AT ALL TIMES ALL EMPTY GLASSES AND BOTTLES WILL BE REGUALRY REMOVED FROM PUBLIC AREAS WHEN THEY ARE FINISHED OR EMPTY. NORMAL MEASURES FOR ALCHOLIC DRINKS WILL BE OFFERED 25ML 35ML HALF PINTS WINES 125 OR 175 ML WE WILL NOT TAKE LARGE GROUPS IE HENS OR STAG PARTIES
--

c) Public safety

THERE WILL BE 24 HOURS CCTV FIRE RISK ASSESMENT WILL BE READILY AVAILABLE AGE VERIFICTATION POLICY GOOD VENTILATION AND THE REQUIRED SANITARY FACILITIES ONLY THE MAX AMOUNT OF PEOPLE TO SEAT IN DISABLED FRIENDLY
--

d) The prevention of public nuisance

ANYONE SEEN TO BE OVER THE LIMIT WILL BE REFUSED SERVICE NO DISCOUNTED DRINKS NO FREE DRINKS NO GAMES LIMITED OUTDOOR SEATING

e) The protection of children from harm

STAFF WILL BE TRAINED TO CARRY OUT AGE VERIFICATION

Checklist:

Please tick to indicate agreement


- I have made or enclosed payment of the fee. XX
- I have enclosed the plan of the premises. XX
- I have sent copies of this application and the plan to responsible authorities and others where applicable. XX
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. XX
- I understand that I must now advertise my application. XX
- I understand that if I do not comply with the above requirements my application will be rejected. XX
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	
Date	3 rd OCTOBER 2022

Capacity	MANAGER
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For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for ‘not-for-profit’ film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.

- a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
 - Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
 - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
 - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

7. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
14. This is the address which we shall use to correspond with you about this application.
15. **Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.

- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.

- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

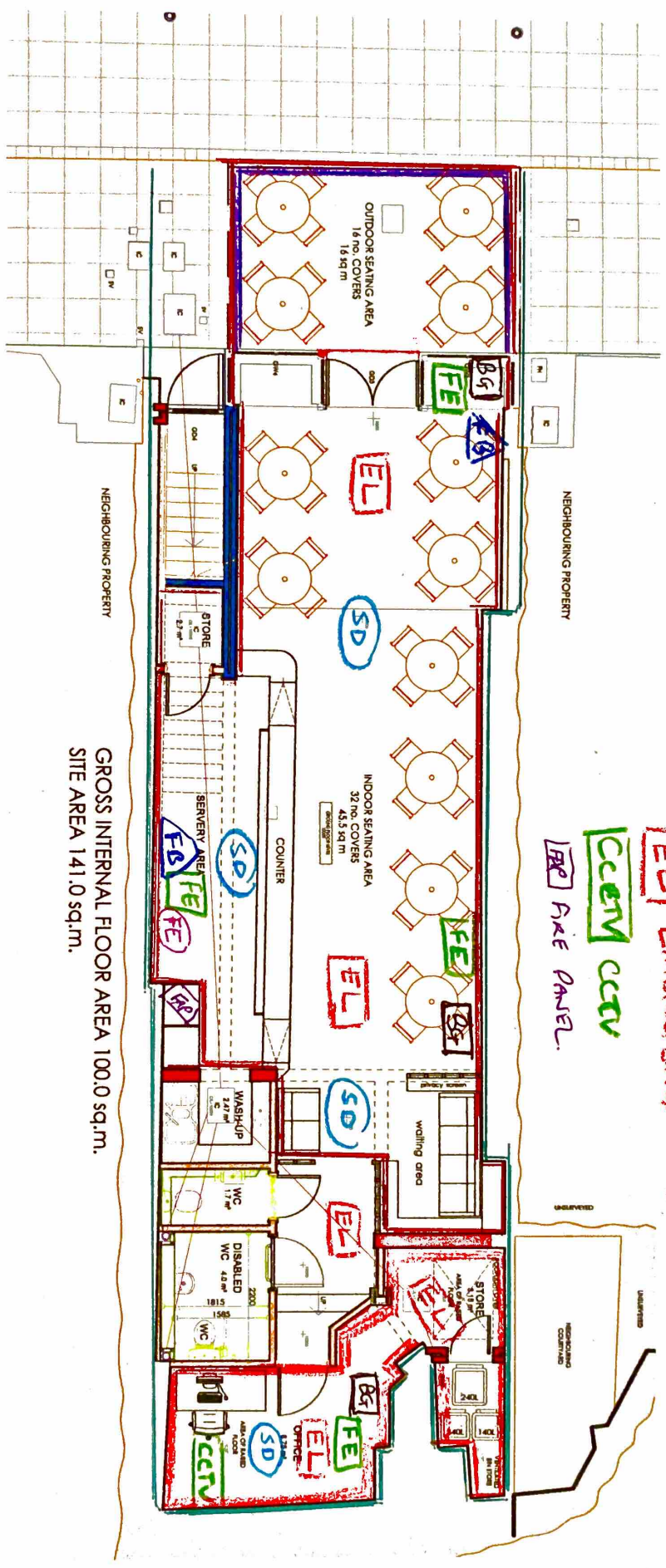
- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

- LICENCED AREA.
- BOUNDARY EXTERNAL WALLS
- ENTRANCE + EXIT
- TOILETS + DISABLED + NO SMK.
- BREAK GLASS CALL POINTS

- PAVEMENT AREA (TO APPLY)
- (SD) SMOKE DETECTOR
- [FE] FIRE EXTINGUISHER WET CHEMICAL
- (FE) FIRE EXTINGUISHER FOAM.
- [FB] FIRE BLANKET.
- [EL] EMERGENCY LIGHTING
- [CCM] CCTV
- [AP] FIRE PANEL.



GROSS INTERNAL FLOOR AREA 100.0 sq.m.
SITE AREA 141.0 sq.m.

Ground floor coffee shop.
12 Victoria Parade
Torquay.
TQ1 2BB

From: [SMART Julie 50403](#)
To: [Wright, Lisa](#); [Licensing](#)
Subject: JETTY, 12 VICTORIA PARADE, TORQUAY
Date: 19 October 2022 16:08:21
Attachments: [image001.png](#)
[image003.jpg](#)
[image005.png](#)
[image007.png](#)
[image008.jpg](#)
[image009.png](#)

Good afternoon

Please accept this email as a representation in respect of an application for the grant of a premises licence in respect of the above named premises.

This premises is situated within the Torbay Council Cumulative Impact Area, which experiences high levels of alcohol related crime and disorder, anti-social behaviour and public nuisance issues. Your policy seeks to support and encourage businesses with a focus on providing food, leisure, sports, community and family orientated activities where alcohol is ancillary to the provision of those facilities, but seeks to discourage any further vertical drinking establishments.

The application has been submitted by Fat Cow Torquay Ltd, and within Part 3 of the application, on page 4, the applicant describes the premises as a licensed coffee shop, serving hot and cold drinks, with a choice of licensed products, ie wine and beer, with hot and cold food, with approximately 30 seats for customers.

The application seeks late night refreshment from 11.00 pm to midnight daily and the sale of alcohol from 10.00 am to 10.00 pm daily, with the premises closing at midnight each day. Should this application be granted as applied for, it is likely that customers remaining in the premises to eat after 10.00 pm, will request further alcohol, which will have to be refused, leading to conflict and possible aggression, which may be difficult for staff to manage. The police therefore consider that as the sale of alcohol will cease at 10.00 pm daily it would be more appropriate for late night refreshment to cease at 10.30 pm, with the premises also closing at that time.

The operating schedule within the application refers to several measures such as CCTV, an age verification policy, limited indoor/outdoor seating, the refusal of alcohol to individuals already intoxicated and staff training, but the proposed conditions are lacking in sufficient detail to ensure they are enforceable. I therefore recommend that the below conditions are imposed on the licence:

I. CCTV

- i. The premises shall install, operate and maintain comprehensive digital colour CCTV.
- ii. All public areas of the licensed premises including entry and exit points will be covered, including any outside areas under the control of the premises licence holder.
- iii. A monitor shall be located behind the bar for viewing by staff.
- iv. The system must record clear images permitting the identification of individuals, and in particular enable facial recognition images (a clear head and shoulder image) of every person entering and leaving in any light condition.
- v. The CCTV system will continually record whilst the premises are open for licensable activities and during all times when customers remain on the premises.

- vi. All equipment must have a constant and accurate time and date generation.
 - vii. All recordings will be stored for a minimum period of 28 days with date and time stamping.
 - viii. Viewable copies of recordings will be provided on request to the Police or local authority officers as soon as is reasonably practicable and in accordance with the Data Protection Act 2018 (or any replacement legislation) a staff member from the premises who is conversant with the operation of the CCTV system, shall be on the premises at all times when the premises are open. This staff member must be able to provide an authorised officer of a responsible authority, copies of recent CCTV images or data with absolute minimum of delay when requested in accordance with the Data Protection Act 2018 (or any replacement legislation).
 - ix. The PLH/DPS shall be responsible for purchasing suitable storage devices and a quantity of these shall be kept on the premises at all times to ensure footage is provided with minimum delay.
 - x. The CCTV system will be capable of downloading images to a recognisable viewable format.
 - xi. There will be security measures in place to ensure the integrity of the system to prevent the tampering with or deletion of images.
 - xii. Any identified defect in the CCTV system shall be logged at the premises and remedied as soon as reasonably practical. The Police Licensing Officer or Police Licensing Team shall be notified by email of all defects, the action required to rectify the situation and the time frame for such action within 24 hours of the defect being identified.
2. Signage outlining the permitted hours for all licensable activities and the opening hours of the premises shall be prominently displayed at the entrance.
3. All staff engaged in licensable activity at the premises will receive training and information in relation to the following prior to being authorised to sell/supply alcohol at the premises:
- i. The Challenge 25 scheme in operation at the premises, including the forms of identification that are acceptable.
 - ii. The hours and activities permitted by the premises licence issued under the Licensing Act 2003 and conditions attached to the licence.
 - iii. Recognising the signs of drunkenness.
 - iv. The operating procedures for refusing service to any person who is drunk, under-age or appears to be under-age, or appears to be making a proxy purchase.
 - v. Action to be taken in the event of an emergency, including reporting an incident to the emergency services.
 - vi. Staff shall be fully trained in the requirement of the Licensing Act 2003 including that in relation to persons under 16 and 18.
 - vii. Staff shall receive training in the safe guarding of children.
 - viii. All staff are trained in the operation of the CCTV.
Training shall be recorded in documentary form and shall be regularly refreshed at no greater than 12 month intervals. Training records shall be retained on the premises for a period of 12 months and made available to Responsible Authorities on demand.
4. The premises shall operate a Challenge 25 Policy and any individual who appears to be under the age of 25 will be required to produce an approved form of photographic identification as outlined within the Torbay Council Licensing Statement of Principles.
5. Challenge 25 posters shall be prominently displayed within the premises.
6. All customers shall be seated at tables and served by waiter/waitress service.
7. Hot and cold food items shall be available throughout the time the premises are open to the

public.

Should you wish to discuss the above, please do not hesitate to contact me.

Kind regards

Julie Smart

Alcohol Licensing Officer - Torbay



Prevention Department

Devon and Cornwall Police, Police Station, South Street, Torquay, TQ2 5EF

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