

Licensing Act 2003
Premises Licence

590

LOCAL AUTHORITY



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



Part 1 - Premises Details

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

Coyote Cafe Bar

3-5 Union Street, Torquay, Devon, TQ1 1ES.

Telephone 01803 219550

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

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

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
B. Exhibition of films (Indoors)	Sunday to Wednesday	10:00am	Midnight
	Thursday to Saturday	10:00am	1:00am
	Christmas Eve	10:00am	1:00am
	Christmas Day	Noon	11:00pm
	Boxing Day	10:00am	1:00am
	New Year's Eve	10:00am	1:00am
	On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day.		
	10.00-01.00 on Friday, Saturday, Sunday and Monday at bank holiday weekends.		
C. Indoor sporting event	Sunday to Wednesday	10:00am	Midnight
	Thursday to Saturday	10:00am	1:00am
	Christmas Eve	10:00am	1:00am
	Christmas Day	Noon	11:00pm
	Boxing Day	10:00am	1:00am
	New Year's Eve	10:00am	1:00am
	On New Years Eve from the end of permitted hours on New Years Eve to the start of		



THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES (continued)

Activity (and Area if applicable)	Description	Time From	Time To
C. Indoor sporting event continued ...	permitted hours on the following day. 10.00-01.00 on Friday, Saturday, Sunday and Monday at bank holiday weekends.		
E. Performance of live music (Indoors)	Sunday to Wednesday Thursday to Saturday Christmas Eve Christmas Day Boxing Day New Year's Eve On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day. 10.00-01.00 on Friday, Saturday, Sunday and Monday at bank holiday weekends.	10:00am 10:00am 10:00am Noon 10:00am 10:00am	Midnight 1:00am 1:00am 11:00pm 1:00am 1:00am
F. Playing of recorded music (Indoors)	Sunday to Wednesday Thursday to Saturday Christmas Eve Christmas Day Boxing Day New Year's Eve On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day. 10.00-01.00 on Friday, Saturday, Sunday and Monday at bank holiday weekends.	10:00am 10:00am 10:00am Noon 10:00am 10:00am	Midnight 1:00am 1:00am 11:00pm 1:00am 1:00am
G. Performance of dance (Indoors)	Sunday to Wednesday Thursday to Saturday Christmas Eve Christmas Day Boxing Day New Year's Eve On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day. 10.00-01.00 on Friday, Saturday, Sunday and Monday at bank holiday weekends.	10:00am 10:00am 10:00am Noon 10:00am 10:00am	Midnight 1:00am 1:00am 11:00pm 1:00am 1:00am
I. Provision of facilities for making music (Indoors)	Sunday to Wednesday Thursday to Saturday Christmas Eve Christmas Day Boxing Day New Year's Eve On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day. 10.00-01.00 on Friday, Saturday, Sunday and Monday at bank holiday weekends.	10:00am 10:00am 10:00am Noon 10:00am 10:00am	Midnight 1:00am 1:00am 11:00pm 1:00am 1:00am
J. Provision of facilities for dancing (Indoors)	Sunday to Wednesday Thursday to Saturday Christmas Eve Christmas Day Boxing Day New Year's Eve On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day. 10.00-01.00 on Friday, Saturday, Sunday and Monday at bank holiday weekends.	10:00am 10:00am 10:00am Noon 10:00am 10:00am	Midnight 1:00am 1:00am 11:00pm 1:00am 1:00am



THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued...

Activity (and Area if applicable)	Description	Time From	Time To
L. Late night refreshment (Indoors)	Sunday to Wednesday	11:00pm	Midnight
	Thursday to Saturday	11:00pm	1:00am
	Christmas Eve	11:00pm	1:00am
	Boxing Day	11:00pm	1:00am
	New Year's Eve	11:00pm	1:00am
	On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day.		
	10.00-01.00 on Friday, Saturday, Sunday and Monday at bank holiday weekends.		
M. The sale by retail of alcohol for consumption ON and OFF the premises	Sunday to Wednesday	10:00am	Midnight
	Thursday to Saturday	10:00am	1:00am
	Christmas Eve	10:00am	1:00am
	Christmas Day	Noon	11:00pm
	Boxing Day	10:00am	1:00am
	New Year's Eve	10:00am	1:00am
	On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day.		
10.00-01.00 on Friday, Saturday, Sunday and Monday at bank holiday weekends.			

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Sunday to Wednesday	10:00am	12:30am
Thursday to Saturday	10:00am	1:30am
Christmas Eve	10:00am	1:30am
Christmas Day	Noon	11:30pm
Boxing Day	10:00am	1:30am
New Year's Eve	10:00am	1:30am
On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day.		
10.00-01.30 on Friday, Saturday, Sunday and Monday at bank holiday weekends.		

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

Coyote Torbay Ltd

3 Union Street, Torquay, Devon, TQ1 1ES.

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

Coyote Torbay Ltd

07316376



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

Marie Ann DAY

[REDACTED]

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. PA0425

Issued by Torbay

Stephen Cox

Steve Cox
Environmental Health Manager (Commercial)
31 January 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.



ANNEXES continued

7). The responsible person shall 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
- (ii) still wine in a glass: 125 ml; and

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

MANDATORY CONDITION: DOOR SUPERVISION

- 1) Where one or more individuals are carrying out security activities, each individual must be licensed by the Security Industry Authority.
- 2) But nothing in the aforementioned conditions requires such a condition to be imposed in respect of a) and b) and (b)(i) and (b)(ii)
 - (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c. 12) (premises with premises licences authorising plays or films), are exempt.
 - (b) In respect of premises in relation to-
 - (i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
 - (ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).
- 3) For the purposes of the aforementioned conditions:-
 - (a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and
 - (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

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



ANNEXES continued...

CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

Additional Conditions Transferred from the Licence

1. CCTV to operate throughout licensing hours to include recording facilities. All recordings to be retained for a minimum of 31 days, during which time the Police shall have access at any reasonable time.

General

1. The premises shall continue to comply with the Laurel Pub Company Social Responsibility Policy.

The Prevention of Crime and Disorder

1. Any person exercising a security activity (as defined by paragraph 2(1)(a) of schedule 2 of the Private Security Industry Act 2001) shall be licensed by the Security Industry Authority.
2. Such a person shall be employed at the premises at the discretion of the designated premises supervisor/holder of the Premises Licence.
3. Any person as defined in condition (1) shall clearly display his name badge at all times whilst on duty.
4. No customers apparently carrying open bottles upon entry shall be admitted to the premises at any times the premises are open to the public.
5. Where CCTV is installed with recording facilities, such recordings shall be retained for a period of 30 days and made available within a reasonable time upon request by the police.
6. Alcoholic and other drinks shall not be removed from the premises in open containers save for consumption in any external area provided for that purpose.

Public Safety

1. The reasonable requirements of the fire officer shall be complied with from time to time.
2. The reasonable requirements of the building control officer shall be complied with.

The Prevention of Public Nuisance

1. Where appropriate, prominent, clear and legible notices shall be displayed at all exits requesting the public respect the needs of local residents and to leave the premises and area quietly.
2. Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.
3. Where necessary shall liaise with the environmental health department to restrict noise pollution in residential areas.

The Protection of Children From Harm

1. Persons under the age of 18 years shall not be permitted to enter the premises after 22.00.

ANNEXE 3

CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

The Prevention of Crime and Disorder

1. A CCTV system of an evidential standard shall be installed to the satisfaction of the Police, and the system to 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 31 days and the police to have access to recordings at any reasonable time.
2. On every occasion that the premises sells alcohol after midnight and then closes after 12.30am, SIA door staff shall



ANNEXES continued

be employed from 9.00pm until closing.

3. All drinks shall be served in shatterproof glasses and no alcohol to be served in glass bottles from which it is intended or likely that a person shall drink.
4. Premises shall join and maintain membership of the Nitenet Radio Communications Scheme.
5. There shall be no entry or re-entry to the premises after 12 midnight.

Public Safety

1. If there is a requirement placed upon a Premises Licence for Security Industry Authority (SIA) Trained Stewards, then the ratio of stewards to customers on the premises shall be no less than 1:75.

The Prevention of Public Nuisance

1. Recorded and live music, provision for making music, films and dancing shall be permitted on Monday, Tuesday, Wednesday, Thursday, Friday and Saturday between the hours of 12.00hr to 23.00hr and on Sunday between the hours of noon to 22.30hr, thereafter any regulated entertainment taking place shall be restricted to entertainment of a nature and at a volume which permits normal conversation in the premises.
2. Noise or vibration shall not emanate from the premises such as to cause persons in the neighbourhood to be unreasonably disturbed. In general terms, noise from the premises shall not be audible within any noise sensitive premises (e.g. dwelling) with windows open for normal ventilation especially after 23:00hr. This shall be assessed from the boundary to the nearest residential properties, on all sides of the licensed premises. The criteria that will be applied are;
 - (i) Before 23:00hr- Noise emanating from the premises shall not be clearly distinguishable above other noise.
 - (ii) After 23:00hr- Noise emanating from the premises shall not be distinguishable above background levels of noise.
 - (iii) The local authority shall reserve the right in cases of tonal noise and where premises are attached to others (i.e. semi's and terraced properties), to make further assessments from within the residential property.
3. To allow live and amplified music inside doors and windows shall be kept shut during entertainment beyond this time, to reduce noise break out. A management scheme shall be in place to ensure this situation remains.
4. Deliveries of kegs, bottles, food or other materials necessary for the operation of the business shall be carried out at such a time or in such a manner as to prevent nuisance and disturbance to nearby residents.
5. The handling of beer kegs, bottles and other similar items shall not take place in the late evening, at night and during the early morning, when the noise generated could cause a nuisance particularly outside buildings.
6. Bottle skips and bins containing cans or bottles shall not be emptied outside after closing but shall be dealt with the next day during normal office hours.
7. The movement of bins and rubbish outside the premises shall be kept to a minimum after 23.00hr. This shall help to reduce the levels of noise produced by the premises.

The Protection of Children from Harm

1. No alcohol shall be sold to any person under the age of 18. Age identification shall be sought from any person appearing to be under the age of 18 years.
2. Staff shall receive training on matters related to the sale of alcohol.

ANNEXE 4

PLANS

Copy attached to Licence.

