

Licensing Act 2003
Premises Licence
71644

Part 1 – Premises Details

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

Seals Cove, St Andrews House, DT6 3EX

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not Applicable

LICENSABLE ACTIVITIES AUTHORIZED BY THE LICENCE

Performance of Live Music
Playing of Recorded Music
Provision of Late Night Refreshment
Sale of Alcohol by Retail

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

E Live Music: Indoors and Outdoors

	From	To
Further details		
Indoors and Outdoors New Years Eve 11:00:00 - 00:30:00, Indoors Bank Holiday 11:00:00 - 00:30:00, Indoors Monday to Sunday 11:00:00 - 23:30:00, Outdoors Friday to Sunday 11:00:00 - 23:30:00, Outdoors Monday to Thursday 11:00:00 - 23:00:00, Outdoors when BH falls on a Friday 11:00:00 - 00:30:00 Bank Holiday: 11:00:00 - 00:30:00 New Years Eve: 11:00:00 - 00:30:00		

F Recorded Music: Indoors and Outdoors

	From	To
Further details		
Indoors and Outdoors New Years Eve 11:00:00 - 00:30:00, Indoors Bank Holiday 11:00:00 - 00:30:00, Indoors Monday to Sunday 11:00:00 - 23:30:00, Outdoors Friday to Sunday 11:00:00 - 23:30:00, Outdoors Monday to Thursday 11:00:00 - 23:00:00, Outdoors when BH falls on a Friday 11:00:00 - 00:30:00 Bank Holiday: 11:00:00 - 00:30:00 New Years Eve: 11:00:00 - 00:30:00		

Provision of Late Night Refreshment Indoors and Outdoors

	From	To
Monday	23:00:00	00:00:00
Tuesday	23:00:00	00:00:00
Wednesday	23:00:00	00:00:00
Thursday	23:00:00	00:00:00
Friday	23:00:00	00:00:00
Saturday	23:00:00	00:00:00
Sunday	23:00:00	00:00:00
Further details		
Bank Holiday: 23:00:00 - 01:00:00 New Years Eve: 23:00:00 - 01:00:00		

Supply of Alcohol For consumption on and off the premises		
	From	To
Monday	11:00:00	23:30:00
Tuesday	11:00:00	23:30:00
Wednesday	11:00:00	23:30:00
Thursday	11:00:00	23:30:00
Friday	11:00:00	23:30:00
Saturday	11:00:00	23:30:00
Sunday	11:00:00	23:30:00
Further details		
Permit Type: J. Supply of alcohol for consumption ON and OFF the premises: Bank Holiday: 11:00:00 - 00:30:00		
New Years Eve: 11:00:00 - 00:30:00		

WHERE THE LICENCE AUTHORISES SUPPLIES TO ALCOHOL WHETHER THESE ARE ON AND/OR OFF SUPPLIES
For consumption on and off the premises

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE
Cove Cafe Limited Wadebridge House, 16 Wadebridge Square Poundbury, Dorchester, Dorset, DT1 3AQ

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)
NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL
Mr Nicholas BENWELL

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL
EDVE1958 East Devon

Annex 1 – Mandatory Conditions

SUPPLY OF ALCOHOL (s19(2)&(3))

- No supply of alcohol may be made under the premises licence –
 - at a time when there is no designated premises supervisor, or
 - at a time when the designated premises supervisor does not hold a personal licence or his personal licence has been suspended

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence

SECURITY (s21(A))

- Any individual carrying out a security activity must be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001 or be entitled to carry out that activity by virtue of section 4 of that Act.

DRINKS PROMOTIONS

- The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises

- (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
 (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
- (a) a holographic mark, or
 - (b) an ultraviolet feature.
6. The responsible person must ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures —
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.”

MINIMUM PRICING

7. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
8. For the purposes of the condition set out in paragraph 6—
- (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979
 - (b) “permitted price” is the price found by applying the formula - $P=D+(D \times V)$
 - (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence—
 - (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
 - (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
 - (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
9. Where the permitted price given by Paragraph (b) of paragraph 7 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub- paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
10. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 7 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 – Conditions consistent with the Operating Schedule

The Prevention of Crime and Disorder

1. A Closed-Circuit Television (CCTV) system will be operational at the premises at all times when licensable activities are being carried out and at any other times when members of the public are present on the premises.
2. The CCTV system will have sufficient storage retention capacity for a minimum of 31 days continuous footage.
3. A designated member of staff at the premises will be authorised to access the CCTV footage and be conversant with operating the CCTV system. At the request of an authorised officer of the Licensing Authority or a Responsible Authority (under the Licensing Act 2003) any CCTV footage, as requested, will be downloaded immediately or secured to prevent any overwriting. The CCTV footage material will be supplied, on request, to an authorised officer of the Licensing Authority or a Responsible Authority with the absolute minimum of delay.
4. The DPS will ensure that an Incident Report Register is maintained on the premises to record incidents such as anti-social behaviour, admissions refusals and ejections from the premises.
5. The Incident Report Register will be produced for inspection immediately on the request of an authorised officer of the Licensing Authority or a Responsible Authority or Police.
6. The premises must adopt a dispersal policy for the patrons leaving the premises. The policy must include, but not be limited to, the management of patrons leaving the premises after 2300hrs to ensure public nuisance is kept to a minimum. The policy must be kept in a written form on site. The policy must be available to be viewed by either an authorised council officer or police constable on request. Staff, including any door supervisors must be trained at the commencement of their employment and at six monthly intervals thereafter. They must be conversant with this policy and adhere to it at all times. A written record must be kept of all training delivered on this policy.

Public Safety

7. The premises will be maintained in a safe manner at all times.
8. All exits will be kept unobstructed, easy to open and clearly signed.
9. All staff will be trained in emergency procedures and training records maintained.

10. Written records of all accidents and safety incidents involving members of the public and/or staff will be kept. These will be made available at the request of an authorised officer.

11. A suitably trained and competent person must ensure weekly safety check of the premises, decorative and functional fixtures, floor surfaces and equipment (including electrical appliances) to which the public may come into contact are undertaken. Records of these safety checks must be kept and made available for inspection by an authorised officer.

12. First Aid equipment and materials adequate for the number of persons on the premises will be available on the premises at all times. All staff will be made aware of first aid location.

The Prevention of Public Nuisance

13. All refuse will be disposed of in an appropriate manner. Staff will be instructed to maintain all external areas in a clean and presentable manner at all times.

14. Notices will be displayed asking patrons to leave the premises quietly and to have respect for local residents.

15. Drinks in open bottles and glasses will not be taken from the premises at any time. Empty bottles and glasses will be collected regularly and promptly.

16. The DPS will prominently display notices which inform customers that open bottles or glasses may not be taken off the premises.

17. A direct telephone number for the duty manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.

18. For live and recorded music after 2300 hours, a sound limiting device located in a separate and lockable cabinet from the volume control shall be fitted to any musical amplification system and set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service to ensure that no noise nuisance is caused to local residents. The operational panel of the noise limiter shall then be secured. The keys securing the noise limiter cabinet shall be held by the licence holder or authorised manager only, and shall not be accessed by any other person.

The Protection of Children from Harm

19. The staff will ask for photographic identification in the form of either a passport, EU photographic driving licence or PASS accredited identification, from any person appearing to be under the age of 25 who attempts to purchase alcohol at the premises

20. A log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale, a description of the person refused, why they were refused (e.g. no ID, fake ID) and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of the Licensing Authority or a Responsible Authority (under the Licensing Act 2003).

21. The premises will operate a No ID, No Sale policy at all times for persons who look under 25.

22. Staff will be trained in the understanding of this policy and training records maintained for inspection if requested by the police or any other responsible authority.

Annex 3 – Conditions added after a Hearing

Added after a hearing on 26 July 2024

1. The garden area to be emptied of patrons before 22.00hrs.

2. When there is live or recorded music indoors all windows and doors will be kept closed except for ingress and egress.