


# LICENSING ACT 2003 PREMISES LICENCE

 <b>TORRIDGE DISTRICT COUNCIL</b>	<b>Torrige District Council Licensing Department Riverbank House Bideford Devon EX39 2QG</b>
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<b>Premises Licence Number</b>	<b>TDPR0227</b>
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<b>POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION</b>	
<b>The Anchor</b> 11 Honestone Street, Bideford, Devon, EX39 2DJ Telephone: 01237 425672	
<b>WHERE THE LICENCE IS TIME LIMITED THE DATES</b>	
Not applicable	
<b>LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE</b>	
<ul style="list-style-type: none"><li>- Performance of dance</li><li>- Performance of live music</li><li>- Playing of recorded music</li><li>- Supply of alcohol</li></ul>	
<b>THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES</b>	
<b>Performance of dance</b>	
Thursday	19:00 - 00:30
Friday and Saturday	19:00 - 01:00
Sunday to Wednesday	19:00 - 00:00
Sunday preceding Bank Holiday Monday	19:00 - 01:00
Christmas Eve	19:00 - 01:00
<b>Performance of live music</b>	
Thursday	19:00 - 00:30
Friday and Saturday	19:00 - 01:00
Sunday to Wednesday	19:00 - 00:00
Sunday preceding Bank Holiday Monday	19:00 - 01:00
Christmas Eve	19:00 - 01:00
<b>Playing of recorded music</b>	
Thursday	19:00 - 00:30
Friday and Saturday	19:00 - 01:00
Sunday to Wednesday	19:00 - 00:00

Sunday preceding Bank Holiday Monday	19:00 - 01:00
Christmas Eve	19:00 - 01:00
<b>Supply of alcohol for consumption ON and OFF the premises</b>	
Sunday to Wednesday	10:00 - 00:00
Thursday to Saturday	10:00 - 01:00
Sunday preceding Bank Holiday Monday	19:00 - 01:00
Christmas Eve	19:00 - 01:00
New Years Eve	10:00 - 23:00 New Year's Day
New Year's Eve (Saturday)	10:00 - 22:30 New Year's Day (Sunday)
New Year's Eve (Sunday)	12:00 - 23:00 New Year's Day
<b>THE OPENING HOURS OF THE PREMISES</b>	
Sunday to Wednesday	10:00 - 00:30
Thursday to Saturday	10:00 - 01:30
Sunday prior to Bank Holiday Monday	10:00 - 01:30
Christmas Eve	10:00 - 01:30
New Year's Eve	10:00 - 23:20 New Year's Day
New Year's Eve (Saturday)	10:00 - 22:50 New Year's Day (Sunday)
New Year's Eve (Sunday)	12:00 - 23:20 New Year's Day
<b>WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND/OR OFF SUPPLIES</b>	
Supply of alcohol for consumption ON and OFF the premises	
<b>NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE</b>	
Maria Graca Da Silva, The Anchor, 11 Honestone Street, Bideford, Devon, EX39 2DJ	
<b>REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)</b>	
<b>NAME ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL:</b>	
Maria Graca Da Silva, The Anchor, 11 Honestone Street, Bideford, Devon, EX39 2DJ	
<b>PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR (WHERE THE PREMISES AUTHORISES FOR THE SUPPLY OF ALCOHOL)</b>	
Licence Number: TDPL0373 Issued by: Torridge District Council	
<b>Original Issue date of Premises Licence: 29th September 2005</b>	
<b>Date of last change: 22<sup>nd</sup> February 2022</b>	

## **ANNEX 1 – MANDATORY CONDITIONS**

No supply of alcohol may be made under this Premises Licence when there is no Designated Premises Supervisor in respect of the Premises Licence.

No supply of alcohol may be made when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.

Every supply of alcohol under this Premises Licence must be made or authorised by a Personal Licence holder.

The responsible person (as defined in s.153(4) of the Licensing Act 2003) must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

An irresponsible promotion means any 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 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 person is unable to drink without assistance by reason of a disability).

The responsible person shall ensure that free potable water is provided on request to customers where it is reasonably available.

The premises licence holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

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.

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

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; and

(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.

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. For the purposes of this condition -

(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  $P = D + (D \times V)$  where:

- (i) P is the permitted price
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of Value Added Tax chargeable in relation to the alcohol as if the Value Added Tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to a premises licence -

- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any)
- (iii) the personal licence holder who makes or authorises a supply of alcohol;

(d) "relevant person" means, in relation to 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.

Where the permitted price given by Paragraph (b) above 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.

(1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) above 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**

### **Prevention of Crime and Disorder**

The premises shall install operate and maintain a comprehensive digital colour CCTV system to the satisfaction of the Police and Local Authority.

All public areas of the licensed premises including entry and exit points will be covered.

The system must record clear images permitting the identification of individuals and enable facial recognition images (a clear head and shoulder image) of every person entering and leaving in any light condition.

The CCTV system will continually record whilst the premises are open for licensable activities and during all times when customers remain on the premises.

All equipment must have a constant and accurate time and date generation.

All recordings will be stored for a minimum period of 31 days with date and time stamping.

An incident log shall be kept and maintained at the premises which will include a log of the following, including pertinent details of:

1. Any incidents of disorder or of a violent or anti-social nature
2. All crimes reported to the venue, or by the venue to the police
3. All ejections of patrons
4. Any complaints received
5. Seizures of drugs or offensive weapons
6. Any faults in the CCTV system
7. Any visits by a responsible authority (under the Licensing Act 2003) or emergency service.

Records must be completed within 24 hours of any incident, and will contain the time and date, the nature of the incident, the people involved, the action taken and details of the person responsible for the management of the premises at the time of the incident.

The logs shall be kept for at least 12 months following the date of entry and be made available for inspection and copying upon request of an authorised officer of a responsible authority.

There shall be always a personal licence holder on duty on the premises when the premises are authorised to sell alcohol.

The designated premises supervisor shall carry out a risk assessment to determine if there is likely to be a need for SIA licensed door supervisors at the entrance to the premises on

Friday and Saturday nights (Also on Sunday's when a Bank Holiday precedes) and on Christmas Eve and New Years Eve. The risk assessment log shall be kept and maintained at the premises and will take into account the following factors:

1. The likely number of people at the premises that night;
2. Whether an event is taking place at the premises;
3. Whether there is a greater than usual risk of a potential breach of the licensing objectives should a door supervisor not be present on the door;
4. The weather conditions and time of year; and
5. Whether there are other events taking place in the vicinity.

A minimum of one (1) SIA licensed door supervisor shall be on duty at the entrance of the premises on Friday's and Saturday's (Also Sundays when a Bank Holiday proceeds) and on Christmas Eve and New Years Eve from 1900 Hours (7.00pm) until the premises have closed and all customers have left the immediate vicinity unless the prior risk assessment determines that the risk of a breach of the licensing objectives is low.

The following details for each door supervisor will be contemporaneously entered into a register kept for that purpose:

- (i) Full name
- (ii) SIA licence/badge number
- (iii) The date and time they began their duty
- (iv) The date and time they completed their duty
- (v) The full details of any agency through which they have been allocated to work at the premises if appropriate

The register shall be available for inspection and copying at all reasonable times by an authorised officer of a responsible authority.

The register shall be always kept at the premises and be so maintained as to enable an authorised officer to establish the particulars of all door supervisors engaged at the premises during the period of not less than 12 months prior to the request.

SIA licensed door supervisors will be responsible for ensuring the safe, quiet, and orderly dispersal of customers from the premises and the immediate vicinity of the premises.

When SIA licensed door supervisors are not employed, the licensee or a member of staff will be responsible for the orderly conduct of customers from the premises and the immediate vicinity of the premises.

No customers carrying open or sealed bottles or glasses will be admitted to the premises at any time.

No customers will be permitted to take open containers of alcoholic or soft drinks from the premises.

All bottles and glasses will be removed from public areas as soon as they are finished with or empty.

An anti drug policy agreed by the Police and local authority will be in force.

A secure facility to store controlled drugs will be available.

A detailed "customer code of conduct" poster will be displayed warning customers that if they act in an inappropriate manner, they could be barred from all licensed premises in the vicinity.

### **Public Safety**

The maximum number of persons permitted to be on the premises at any time shall be 100.

At least one suitable trained first aider will be on duty when the public are present.

In the absence of adequate daylight, the lighting in any area accessible to the public will be fully operational.

The licensee will provide a satisfactory NICEIC or ECA periodic electrical installation report. The inspection will be carried out once every five years and the licensee will provide a new report after each inspection.

The licensee will provide confirmation of public liability insurance in the minimum sum of £2 million. A new certificate will be provided each year.

### **Prevention of Public Nuisance**

Noise (including vibration) from the premises shall not exceed the following:  
Commencement until 23.00 hours LAeq (5 minutes) 45 dBA  
23.00 hours until termination LAeq (5 minutes) 40 dBA  
(when measured at the neighbouring domestic properties)

Karaoke will only take place on Saturdays.

Whilst live music, karaoke or DJ's playing recorded music is taking place noise levels will be monitored at the front of the nearest domestic properties on at least hourly intervals. If the monitoring reveals noise breakout at a level likely to cause disturbance to the occupants of properties in the vicinity then the volume of music shall be reduced to a level that does not cause disturbance.

A record shall be kept of any monitoring, including:

- the date, time and location of the monitoring
- the name of the person monitoring
- any action taken

Records shall be kept for at least 6 months following the date of entry and be made available for inspection and copying upon request of an authorised officer of a responsible authority.

Sufficient ventilation will be provided so that doors and windows can be kept closed when regulated entertainment is provided.

Prominent, clear and legible notices will be displayed at all exits requesting patrons to respect the needs of local residents and to leave the premises and the area quietly.

Offensive odours will not be emitted beyond the boundary of the premises.

Flashing or bright lights will only be placed in positions that do not cause a nuisance to neighbours.

The smoking area and in the vicinity of the premises shall be regularly cleaned to ensure that all discarded smoking litter is removed and properly disposed.

### **Protection of Children from Harm**

There will be in place a written age verification policy in relation to the sale or supply of alcohol, which will specify a Challenge 25 proof of age requirement. This means that staff working at the premises must ask individuals who appear to be under 25 years of age, attempting to purchase alcohol, to produce identification. The only acceptable identification documents will be:

- A photo driving licence
- A passport
- An identification card carrying the PASS hologram

Unless such identification is produced the sale of alcohol must be refused.

An alcohol sales refusal register shall be kept at the premises and be maintained to include details of all alcohol sales refused. The register will include:

- i. the date and time of refusal
- ii. the reason for refusal
- iii. details of the person refusing the sale
- iv. description of the customer
- v. any other relevant observations.

The refusals register will be made available for inspection and copying on request of an authorised officer of a responsible authority.

All entries must be made within 24 hours of the refusal.

No under 18-year-olds allowed on the premise unless accompanied by an adult.

### **ANNEX 3 – CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY**

Not Applicable

### **ANNEX 4 – AUTHORISED PLANS**

Attached as applicable