

**MANDATORY CONDITION: SUPPLY OF ALCOHOL**

- (1) No supply of alcohol may be made under the premises licence:
  - a. at a time when 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 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.

**MANDATORY CONDITION: IRRESPONSIBLE PROMOTIONS**

1. 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. 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).

**MANDATORY CONDITION: FREE TAP WATER**

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

**MANDATORY CONDITION: PROOF OF AGE SCHEME**

- (a) 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.
- (b) 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.
- (c) 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:-
  - (i) a holographic mark, or
  - (ii) an ultraviolet feature.

**MANDATORY CONDITION: REQUIREMENT TO MAKE SMALL ALCOHOL MEASURES AVAILABLE**

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
  - (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.

**MANDATORY CONDITION: SALE OF ALCOHOL - DUTY + VAT**

- 1. 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.
- 2. For the purposes of the condition set out in paragraph 1—
  - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(a);
  - (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 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) “valued added tax” means value added tax charged in accordance with the Value Added Tax Act 1994(a).

### **MANDATORY CONDITION: EXHIBITION OF FILMS**

The admission of children to film exhibitions is to be restricted in accordance with film classification recommendations made by the British Board of Film Classification.

### **MANDATORY CONDITION: DOOR SUPERVISORS**

Any individual(s) at the premises carrying out a security activity must be licensed by the Security Industry Authority, as required by section 21 of the Licensing Act 2003.

### **CONDITIONS CONSISTENT WITH OPERATING SCHEDULE provided by Applicant:**

#### **General**

This application is made to allow Peak Ales Ltd to sell alcohol by retail for consumption on and off the premises at the microbrewery site.

A majority of sales are likely to be off-sales. The majority of on-sales will be pre-planned and organised events usually at the weekend. There will be on-sales to visitors who have visited the site for tours which may occur during the week and in the evenings.

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

It is not proposed to sell alcohol for consumption before 11:00hrs. The site is protected by a CCTV system and exterior movement sensitive lighting. CCTV cameras are installed outside the premises and will be maintained. The system is fit for purpose providing an image of identification standard. Images shall be maintained for at least 31 days and shall be made available to officers of a

#### **Public Safety**

The licence holder will comply with all relevant Health & Safety legislation and Peak Ales Ltd own Health & Safety policy will be reviewed in light of the new circumstances. There are no steps on the premises and appropriate lighting is installed. Consumption on site is primarily external to the premises.

Special Events Risk Assessment:

The DPS (or persons nominated by them) will undertake risk assessments of upcoming events held at the premises that are likely to result in additional custom and/or change to the usual customer base at the premises. The risk assessment will be recorded in the incident log and will detail: Nature of the event, likely attendance, any special staffing requirements, whether door-staff are to be employed.

### **The Prevention of Public Nuisance**

It is not considered that the licensable activities will give rise to public nuisance. The premises are in a rural location at the edge of Ashford-in the-Water. There is plenty of off-road vehicle parking available at the site for customers/visitors.

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

Challenge 25 policy will be in operation. Full training is provided to staff on commencement of employment on the law relating to all age restricted products and any system or procedures they are expected to follow in the course of dealing with these goods. Refresher training will be provided at regular 6 month intervals. Anyone who appears under 25 will be asked to prove their age with PASS card, Driving Licence or Passport verification. Failure to provide satisfactory proof of age will result in a refused sale. Clear prominent signage responsible authority on request informing customers of the age verification policy will be clearly displayed. A system of recording sales refused under age verification policy will be operated at all times. This record will be reviewed by the DPS, (or a

deputy approved in writing), monthly and advise if any change in operating procedures is required following review. A refusal record will be kept on the premises for production to an officer of a responsible authority. Records will be kept for a minimum of 2 years.

Children under 16 will need to be accompanied by an adult while on the premises.

Remote sales: our terms and conditions state that you must be over 18 to use the website and all website users must confirm they are over 18 via age verification. Customers are made aware that alcohol can only be delivered to persons aged over 18 who may be asked to age verify.