

**Licensing Act 2003
Schedule 12
Part A**

Regulation 33,34

Premises Licence

Premises Licence Number

17/01452/PRE

Part 1 – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code

Smoky Boys
274A St Albans Road
Watford
WD24 6PE

Telephone number

Where the licence is time limited the dates

From 10 January 2018

Licensable activities authorised by the licence and the times the licence authorises the carrying out of licensable activities

Sale of Alcohol by Retail	Monday to Sunday	11:00 - 23:30
Late Night Refreshment	Monday to Sunday	23:00 - 23:30

The opening hours of the premises

Monday to Sunday	11:00 - 00:00
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Where the licence authorises supplies of alcohol whether these are on and / or off supplies

Alcohol is supplied for consumption both on and off the premises

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Mr Sharif Rahman
35 Ash Grove
Heston
Hounslow
TW5 9DU

Registered number of holder, for example company number, charity number (where applicable)

Not applicable

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

No supervisor nominated

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Personal Licence Number: Not applicable
Licensing Authority: Not applicable

Annex 1 – Mandatory conditions

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.
3. (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) 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.
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.

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 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.

- 8. Where the permitted price 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.
- 9. (1) Sub-paragraph (2) applies where the permitted price 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 applicant has agreed to amend their operating schedule to volunteer the following conditions, after discussions with the Police and Environmental Health:

1. The Premises Licence holder or designated premises supervisor shall ensure that orders for alcohol are dispatched to bona fide addresses only.
2. The Premises Licence holder shall advertise their age verification policy and inform customers before the sale is completed that age and identity verification may be required at delivery in accordance with the licence holder's age verification policy.
3. The Premises Licence holder or designated premises supervisor shall ensure that no alcohol is left with any person who is under the age of 18, or who cannot verify their age in accordance with the licence holder's age verification policy. Where a customer can not verify that they are 18 years old or older, the order shall be returned to the licensed premises.
4. The premises shall install and maintain a comprehensive CCTV system to the satisfaction of Hertfordshire Constabulary. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping.
5. The Premises Licence holder or designated premises supervisor shall make available, data or footage recorded on the CCTV system relating to crime and disorder to a Police Officer or authorised licensing officer within 24hrs of the written consent being submitted to the Premises Licence holder or designated premises supervisor at all times in accordance with ICO requirements. During any absence of the licence holder or DPS, a nominated person shall make available, data or footage recorded on the CCTV system relating to crime and disorder to a Police Officer or authorised licensing officer within 24hours of the written consent being submitted to the nominated person at all times in accordance with ICO requirements.
6. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
7. A log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale 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 at all times whilst the premises is open.
8. The licensee shall comply with all reasonable crime prevention and/or public safety measures that may be required by the licensing authority and/or the Environmental Health Officer and/or Hertfordshire Constabulary and which are consistent with the premises operating schedule.

9. The Challenge 21 scheme shall operate at the premises. Any person who appears to be under 21 years of age and purchasing alcohol shall produce an acceptable form of identification (passport, driving licence and PASS accredited card).
10. All sales of alcohol for consumption off the premises shall be in sealed containers only.
11. In addition to any other training, the Premises Licence holder shall ensure all staff are trained to prevent underage sales.
12. Clearly visible signage is to be displayed at points of sale indicating it is illegal to sell alcohol to people under the age of 18.
13. Customers will not be permitted to drink outside the premises save for in any seated area authorised under a pavement licence.
14. An incident log shall be kept at the premises for at least 6 months, and made available on request to an authorised officer of the licensing authority or the Police.
15. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
16. The provision of late night refreshment shall be limited to either food consumed on the premises or food supplied for takeaway or delivery to a remote location which must be wrapped or packed in such a way so that it is supplied not for immediate consumption.

The following condition is considered by officers to be consistent with the Operating Schedule submitted with this application:

17. Any person selling alcohol shall have received adequate training in the licensing objectives and conditions of the premises licence. A written record of the content and date of training for each staff member shall be kept and made available to the licensing authority upon request. As a minimum training shall cover the requirements for ID as part of the age verification policy, how to detect proxy sales, the consequences of underage sales, how to detect and prevent sales to drunk people, and the responsibilities of staff.

Annex 3 – Conditions attached after a hearing by the licensing authority

Any conditions which are to be attached to this licence by the sub-committee, should this application be granted, shall appear here.

Officers have proposed the following, additional conditions, in response to the representations submitted against this application:

Either

1. All litter, to include discarded flyers, cigarettes, fast food packaging and any other litter, whether caused by the venue or not, to be cleaned from an area of 2.95 metres in all directions from the front of the Premises, such waste to be disposed of as trade waste by the Premises.

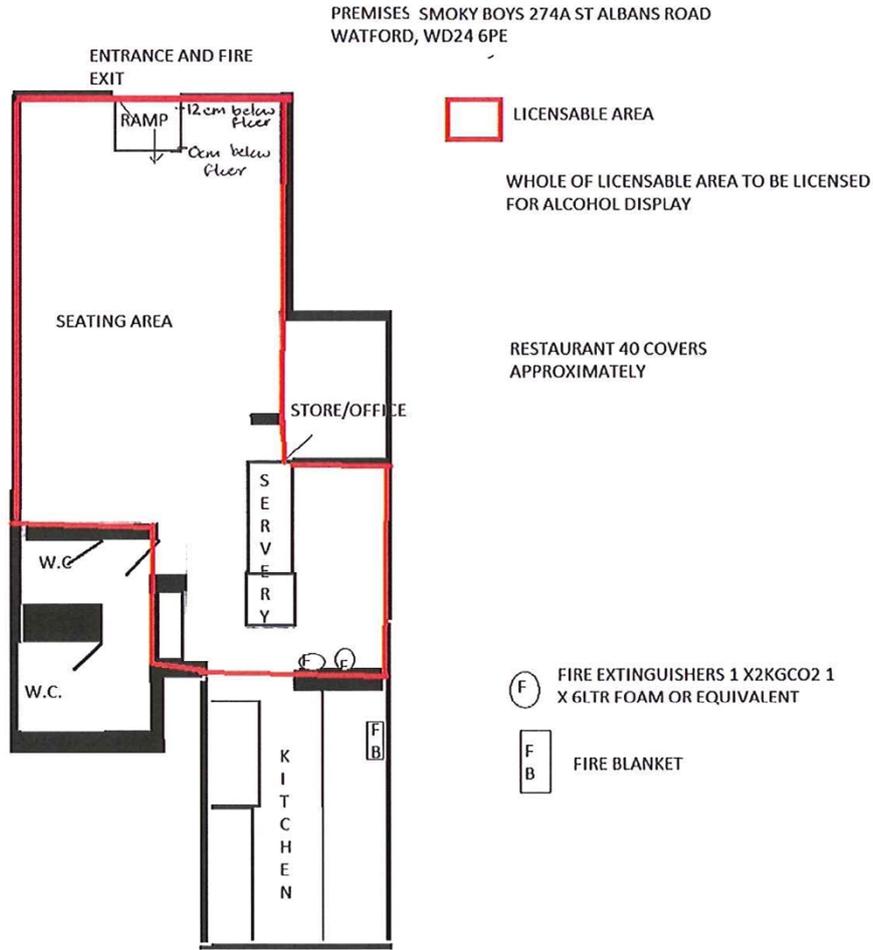
Or

1. The pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.
2. The supply of alcohol for consumption on the premises shall only be ancillary to the consumption of a meal in the premises, and by waiter service.

However, this does not restrict the sub-committee's power to attach conditions from the licensing authority's pool of conditions (amended or otherwise) or to compose their own conditions if they consider that they are appropriate, proportionate, justifiable, and within the applicant's power to comply with.

Annex 4 – Plans

Premises Smoky Boys 274A St Albans Road Watford WD24 6PE



SCALE BAR 1:100 AT A4

