

Part A
Premises Licence 003959

APPENDIX 3

Part 1 - Premises Details

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

Boltons
4 Bolton Road, Eastbourne, East Sussex, BN21 3JX

WHERE THE LICENCE IS TIME LIMITED THE DATES

Start Date: 25 November 2005 (Variation made 25 January 2019)

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

Live Music
Recorded Music
Late Night Refreshment
Supply of Alcohol

THE OPENING HOURS OF THE PREMISES:

Mon 10:00-02:00
Tue 10:00-02:00
Wed 10:00-02:00
Thu 10:00-02:00
Fri 10:00-02:00
Sat 10:00-02:00
Sun 10:00-02:00

St George's Day 10:00hrs to 02:30hrs
St Patrick's Day 10:00hrs to 02:30hrs
Maundy Thursday 10:00hrs to 02:30hrs
Good Friday 10:00hrs to 02:30hrs
Christmas Eve 10:00hrs to 02:30hrs
New Year's Eve 10:00hrs to 02:30hrs
Twelve other occasions as specified in special notice 10:00hrs to 02.30 hrs

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

Live Music	<p>Mon 10:00-01:30 Tue 10:00-01:30 Wed 10:00-01:30 Thu 10:00-01:30 Fri 10:00-01:30 Sat 10:00-01:30 Sun 10:00-01:30 Indoors and Outdoors</p> <p>St George's Day 10:00hrs to 02:00hrs</p>
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	<p>St Patrick's Day 10:00hrs to 02:00hrs Maundy Thursday 10:00hrs to 02:00hrs Good Friday 10:00hrs to 02:00hrs Christmas Eve 10:00hrs to 02:00hrs New Year's Eve 10:00hrs to 02:00hrs Twelve other occasions as specified in special notice 10:00hrs to 02:00hrs</p>
Recorded Music	<p>Mon 10:00-01:30 Tue 10:00-01:30 Wed 10:00-01:30 Thu 10:00-01:30 Fri 10:00-01:30 Sat 10:00-01:30 Sun 10:00-01:30 Indoors and Outdoors</p> <p>St George's Day 10:00hrs to 02:00hrs St Patrick's Day 10:00hrs to 02:00hrs Maundy Thursday 10:00hrs to 02:00hrs Good Friday 10:00hrs to 02:00hrs Christmas Eve 10:00hrs to 02:00hrs New Year's 10:00hrs to 02:00hrs Twelve other occasions as specified in special notice 10:00hrs to 02:00hrs</p>
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Supply of Alcohol	<p>Mon 10:00-01:30 Tue 10:00-01:30 Wed 10:00-01:30 Thu 10:00-01:30 Fri 10:00-01:30 Sat 10:00-01:30 Sun 10:00-01:30</p> <p>St George's Day 10:00hrs to 02:00hrs St Patrick's Day 10:00hrs to 02:00hrs</p>

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WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND/OR OFF PREMISES
On and Off Premises

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

OMI Leisure Ltd
4 Bolton Road
Eastbourne
East Sussex
BN21 3JX
[REDACTED]

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

10939374

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

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

REDACTED

ANNEXES

Annex 1 – Mandatory Conditions under the Licensing Act 2003

Sale/Supply of Alcohol (On & Off Sales)

Licensees should note that the under enclosed Mandatory conditions should be read in conjunction with the granted licence and these conditions shall be enforceable where relevant to the operation of the premise and its activities.

- 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/ 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 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. 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.

6. (1) The 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

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.

(3) Where the permitted price given by paragraph (b) of paragraph 2 would (apart from the 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.

(4)(1) Sub-paragraph (2) applies where the permitted price given by paragraph (b) of paragraph 2 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 which take place before the expiry of the period of 14 days beginning on the second day.

7. (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.

Note:

In section 153(4) of the Licensing Act 2003, "Responsible Person" means:

(a) In relation to licensed premises:

(i) the holder of a Premises Licence in respect of the premises;

(ii) the Designated Premises Supervisor (if any) under such a licence; or,

(iii) any individual aged 18 or over who is authorised for the purposes of this section by such a holder or supervisor.

(b) 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 him to prevent the supply in question.

Annex 2 – Conditions consistent with the operating schedule

All Licensing Objectives

Agreed conditions below following a meeting on 31 July 2019

Prevention of Crime and Disorder

- 1) a) Digital CCTV and appropriate recording equipment to be installed in accordance with Home Office Guidelines relating to UK Police Requirements for Digital CCTV System (current PSDB Publication), operated and maintained throughout the premises internally and externally to cover all public areas, including the entrance to the premises. The system shall be on and recording at all times the premises licence is in operation.

(b) The CCTV cameras and recording equipment must be of sufficient quality to work in all lighting levels inside the premises at all times.

(c) CCTV footage will be stored for a minimum of 28 days

(d) The management will give full and immediate cooperation and technical assistance to the Police in the event that CCTV footage is required for the prevention and detection of suspected or alleged crime.

(e) The CCTV images will record and display dates and times, and these times will be checked regularly to ensure their accuracy.

(f) Subject to GDPR guidance and legislation, the management of the premises will ensure that key staff are fully trained in the operation of the CCTV, and will be able to download selected footage onto a disk (or other electronic portable device acceptable to Sussex Police) for the police without difficulty or delay and without charge to Sussex Police.

(g) Any breakdown or system failure will be notified to the police immediately and remedied as soon as practicable.

(h) In the event of the CCTV system hard drive being seized as evidence as part of a criminal investigation by Sussex Police or for any other reason, the premises will be expected to install a replacement hard drive or a temporary replacement as soon as practicable.
- 2) a) An incident log will be maintained by the premises showing a detailed note of incidents that occur in the premises. The log will be inspected and signed off by the DPS at least fortnightly.

b) The log book should be kept on the premises and be available for inspection at all times the premises are open by authorised officers of the Licensing Authority or the police. An incident will be defined as being one which involves an allegation of a criminal offence.

c) Feedback shall be given to staff to ensure these are used on each occasion that a refusal or incident occurs at the premises.

d) Any refusals made for alcohol service e.g. underage, will also be recorded (either in electronic or written form) and feedback given to staff as relevant. The log will be kept for a minimum of twenty four (24) months.
- 3) a) On Friday and Saturday nights a minimum of two SIA registered door staff shall be employed at the premises from 21:00hrs and one further SIA registered door staff from 22:30hrs until 30 minutes after the premises has closed.

b) This will also apply to all Bank Holiday weekends, public holidays, on any occasion when a temporary event notice is in place at the premises, on any occasion when there is a special event in Eastbourne such as Airborne or any other event when, having been risk assessed by the designated premises supervisor, door staff are considered necessary.

4) a) SIA Door staff shall be fully briefed prior to work, with clear written instructions regarding their specific duties. Door staff will be made aware of individuals banned by Pubwatch. These records will be made available to the Licensing Authority and/or the Police upon request.

b) Door staff will be instructed to have particular regard to the care of vulnerable persons particularly anyone who appears to be drunk, incapacitated and potentially vulnerable due to excessive alcohol consumption and/or drug misuse. If it is necessary to eject them, they will be peaceably ejected from the premises so long as an on the spot risk assessment is clear that the person will not be vulnerable and at risk when placed outside. If necessary a taxi will be called and the person escorted to and put into the taxi to be taken home. Door staff will be aware of the need to call the emergency services if necessary.

5) SIA door staff shall complete incident logs prior to the end of their shift.

6) Those performing the role of SIA door staff will not perform any other duties when engaged for the purpose of door staff activities.

7) There will be a written search policy in place for when door staff are on duty with the number of searches to be carried out set on a risk assessment basis. Drugs taken from customers will be stored securely and delivered to the police in a manner agreed with the police.

8) The management and premises will have an absolute zero tolerance policy towards drugs and drug misuse. Any illegal drugs seized will be stored in a secure 'drugs box' and periodically the management will request the police to come and remove all drugs in the 'drugs box' for destruction.

9) The management will permit the police to use drugs detection process e.g. and 'ION Track' machine or similar device inside the premises to detect the illegal use of drugs and will sign a Police consent form.

10) There shall be regular (at least once during every hour) patrols of the customer trading areas, smoking area and WCs to ensure that customer behaviour is not in breach of the law or venue policies or harming the licensing objectives. These patrols will be recorded in writing in the incident book.

11) The premises will become an active member of the BCRP or similar scheme approved by the Licensing Authority.

Public Safety

12) Management shall adopt a vulnerable person's policy which will be implemented by all staff engaging with members of the public. This shall form part of staff training (including refresher training) which shall be fully documented, dated and signed by both the DPS & staff member.

Prevention of Public Nuisance

13) Customers will not be permitted to take alcohol outside to the front of the premises to consume whilst smoking, congregating or eating on the pavement outside of the premises after 21:00hrs.

14) At the end of the night a written crowd management procedure/dispersal policy shall be designed and implemented to ensure that there is a wind down period prior to the premises closure and customers are advised accordingly. This will be agreed with Sussex Police to prevent groups gathering, engaging in altercations and persons remaining in the vicinity of the premises.

15) Background music only to be played in the rear garden until 23:00hrs

16) Noise from customers and music should be barely audible before 23:00hrs and inaudible after 23:00hrs at any sensitive premises in the vicinity such as residential properties; Responsible trained staff should monitor this.

17) Doors leading into the garden should be kept closed apart from allowing ingress and egress after 23:00 hrs to avoid the escape of music/noise.

18) Alternative acoustic protection should be provided such as heavy curtains or sound proofing.

19) Toughened glass will be used for all drinking glasses except cocktail glasses.

Protection of Children from Harm

20) Challenge 25 - The premises will operate an age verification policy set at a minimum of 25 Year's (e.g. "Challenge 25") whereby any person attempting to buy alcohol who appears to be under the specified age e.g. 25 will be asked for photographic ID to prove their age. The recommended forms of ID that will be accepted are passports, official Photographic Identity Cards issued by EU states bearing a hologram or ultraviolet feature, driving licences with a photograph, photographic military ID or proof of age cards bearing the 'PASS' mark hologram. The list of recommended forms of ID may be amended or revised with the prior written agreement of Sussex Police, the Licensing Authority and Trading Standards without the need to amend the licence or conditions attaching to it.

21) Signage advertising the age verification or "Challenge 25" policy will be displayed in prominent locations in the premises.

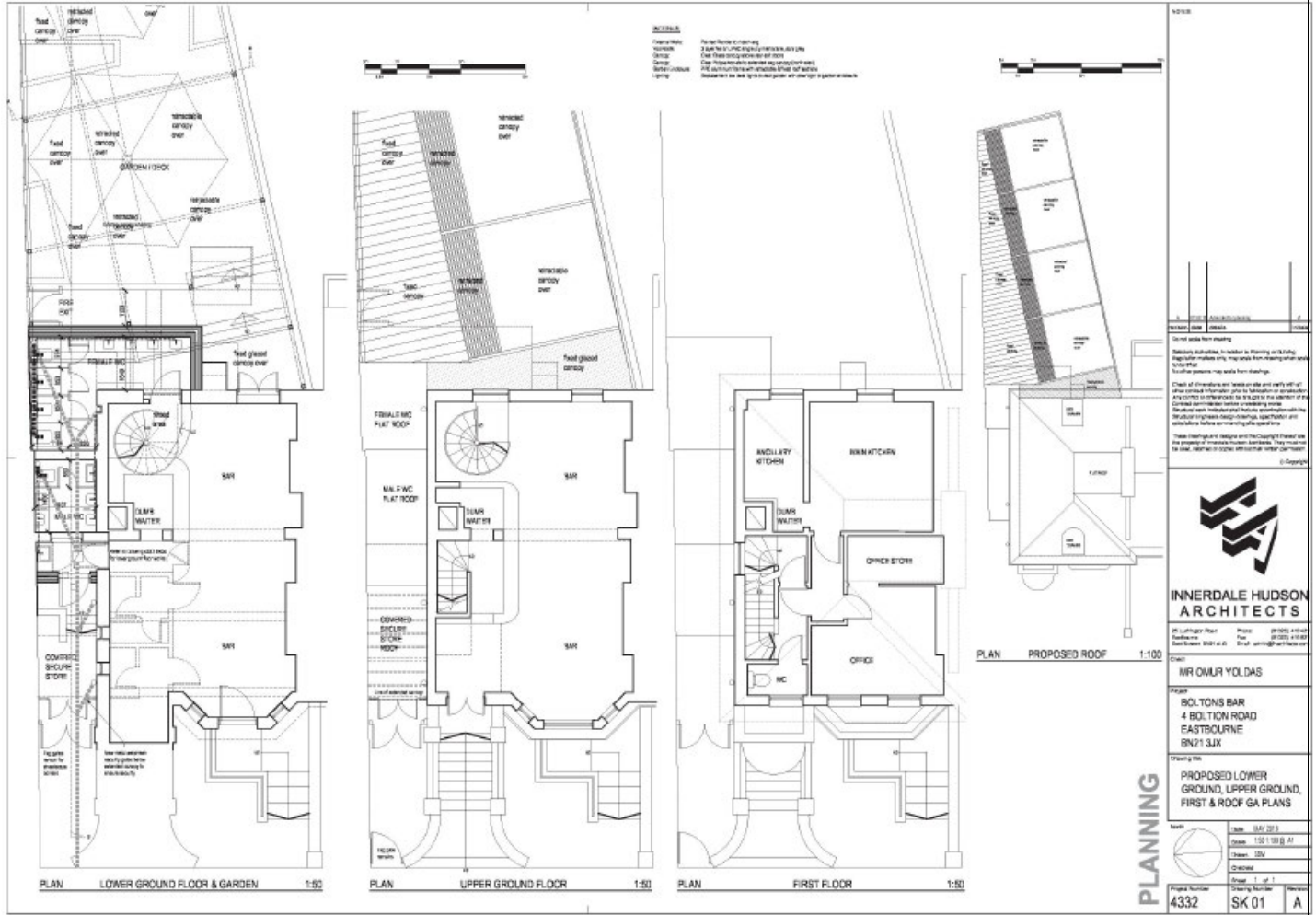
Annex 3 – Conditions attached after a hearing by the licensing authority

All Licensing Objectives

N/A

Annex 4 – Plans

At the time of submission the attached plans are an accurate reflection of the design and layout of the premises.



Part B
Premises Licence Summary 003959

Premises Details

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

Boltons
4 Bolton Road, Eastbourne, East Sussex, BN21 3JX

WHERE THE LICENCE IS TIME LIMITED THE DATES

Start Date: 25 November 2005 (Variation made 25 January 2019)

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

Live Music
Recorded Music
Late Night Refreshment
Supply of Alcohol

THE OPENING HOURS OF THE PREMISES:

Mon 10:00-02:00
Tue 10:00-02:00
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New Year's Eve 10:00hrs to 02:30hrs
Twelve other occasions as specified in special notice 10:00hrs to 02.30 hrs

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

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WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND/OR OFF PREMISES
On and Off Premises

NAME AND (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE
OMI Leisure Ltd
4 Bolton Road
Eastbourne
East Sussex
BN21 3JX
[REDACTED]

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)
10939374

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL
Mr Omur Yoldas

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED
N/A