

CITY OF
WOLVERHAMPTON
C O U N C I L

Zoe Lewis-Ristic
St Helens House
Kings Street
Derby
DE1 3EE

24 June 2021

Dear Zoe,

Licensing Act (2003) - NEW PREMISES LICENCE APPLICATION - PRE1449
Irrresponsible Drinks, 1A Brantley Avenue, Finchfield, Wolverhampton, WV3 9AP

Following a conversation with yourself on 24 June 2021 (on behalf of the applicant, Rhys Linton) to discuss the Licensing Authority's representations in its capacity as a Responsible Authority, the amendments detailed below have been agreed by yourself (on behalf of Rhys Linton), who has stated that he is willing to modify the operating schedule within the application dated 13 May 2021, accordingly:

Modifications to the Premises Name

That the premises name be changed (subject to agreement by the Statutory Licensing Sub-Committee, or the Licensing Authority on their behalf) to:

(please complete)

Modifications to the operating schedule

Supply of alcohol

From: Monday to Saturday 12:00 – 23:00 Sunday 11:00 – 22:00

To: Monday to Sunday 12:00 – 21:00

General – all four licensing objectives

To remove: I will ensure that any person selling or supplying alcoholic drink under the authority of a personal licence holder asks for a photo ID proof of age where they have reason to suspect that the individual may be under 18 years of age.

The prevention of crime and disorder

To add:

An electronic or written incidents log will be maintained at the premises with a record of all incidents of crime and disorder reported to or by the premises; all ejections of patrons; any complaints received; fraudulent ID or other items; any faults in the CCTV system; any visit by a relevant authority or emergency service. The incidents log will be produced to an officer of a responsible authority upon request. Where a crime is believed to have been committed, the incident will be reported to West Midlands Police. The incidents log will be kept for at least 12 months and will be produced to an officer of a responsible authority upon request.

Any supply of alcohol for consumption off the premises must be within a sealed container.

Beer, alcopops and cider above 6.5% alcohol by volume (ABV) are to be stocked and sold in multipacks of a minimum of four units. Multipacks must not be split.

Public Safety

To remove:

No customers will be admitted or permitted to leave when carrying open or sealed bottles or glasses.

I will ensure that the consumption of alcohol is restricted to the areas identified on the plan attached to the operating schedule.

The prevention of public nuisance

To add:

Alcohol shall be delivered to a residential or business address only and shall not be delivered to a person in a public place, e.g. a car park, a street corner, a bus stop etc.

Signage will be visible at all premises exits to request that customers leave the premises and area quietly.

The protection of children from harm

To replace:

From: I will implement a proof of age policy agreed by the police and local authority

To: A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are the following recognised photographic identification cards: a driving licence, a passport, a military identification card or a Proof of Age card carrying a 'PASS' hologram.

From: I will display any restrictions on the admittance of individuals according to age (e.g. Children) on or immediately outside the premises.

To: Under 18s are prohibited from entering the premises and signage advising of this will be visible at all entrances.

To add:

The premises licence holder shall maintain an accurate and up to date record of all sales of alcohol made via remotes means. This information shall be made available to Police and authorised officers when requested.

Where internet/telephone sales are placed, age verification shall be obtained before the sale takes place. The customer shall be made aware that acceptable forms of identification may be checked at the point of delivery. Customers placing orders over the internet shall be asked to verify their age if unable to pay by credit card.

A refusals record shall be kept at the premises which details all refusals to sell alcohol. This record shall include:

- the date and time of the incident
- a description of the person seeking to buy alcohol
- the name of the staff member who refused the sale
- the reason the sale was refused

All entries must be made within 24 hours of the refusal. The record must be made available for inspection when requested by an officer of a Responsible Authority. Records shall be kept for at least 12 months.

Where a delivery is made by the premises staff or by staff employed directly by the company:

- a refusals log shall be maintained by delivery drivers who are unable to deliver age restricted goods, due to the failure of age identification or if the recipient is believed to be under the influence of alcohol or drugs
- delivery staff shall be over 18 years of age

Where a delivery driver has concerns further to child protection at any address to which alcohol has been delivered these concerns shall be made known to the premises licence holder with a minimum of delay whereupon the premises licence holder shall report the matter to Wolverhampton's Emergency Duty Team.

All delivery address labels must state that the package must not be delivered to a person under 18 years of age. All transactions requiring age verification via your specified courier are to be documented, detailing the order number, recipient and delivery address. This document is to be made available to any responsible authority if requested.

When age-restricted goods are delivered to a customer's address, the person who takes receipt of the goods must subject to Challenge 25 verification. Where age verification is required, an original valid photographic identity document must be provided.

Delivery staff shall have emergency contact numbers for the DPS or the designated responsible person.

Age verification requirements shall be prominently displayed on the website and in on all advertising materials including online advertising. There shall be the following statement on any website through which sales are made: "We operate a Challenge 25 policy and you must be at least 18 years old to purchase alcohol. It is a criminal offence for anyone under the age of 18 to buy or attempt to buy alcohol. It is also a criminal offence for anyone to buy or attempt to buy alcohol for persons under the age of 18. A record is kept of all purchases and attempted purchases. Orders cannot be collected from the premises."

All staff, including all delivery drivers, to receive training and refresher training every six months on their responsibilities with regard to licensing legislation and, in particular, to underage and proxy sales. Training will also cover Challenge 25 and conflict management. This training must be documented and produced to an officer of a responsible authority upon request.

I, Zoe Lewis-Ristic, the agent (acting on behalf of the applicant, Rhys Linton), agree to modify the premises licence application dated 13 May 2021 to include the above amendments to the operating schedule.

Agent Signature:

Date:

Subject to the above amendments to the operating schedule, I, Greg Bickerdike, acting in my capacity as the Licensing Authority Responsible Authority agree this should negate the need for a hearing subject to no further representations from any other person or Responsible Authority.

Licensing Authority – Responsible Authority Signature:

Date:
