

Licensing Act 2003
Premises Licence - Summary

Marks and Spencer Simply Food Lion Lane Haslemere Surrey GU27 1LD	Licence number:	LN/000000162	
	Valid from:	29th July 2015	
	Valid until:		
	Telephone:		
Licensable Activities Authorised by the Licence and times these activities may be carried on			
Activity (and area if applicable)	Description	Time From:	Time To:
Sale by Retail of Alcohol	Monday - Saturday Sunday	06:00 10:00	23:00 22:30
Non-standard Timings:	N/A		

The opening hours of the premises: Opening hours as for the sale of alcohol

Where the licence authorises supplies of alcohol, whether this alcohol is to be consumed on and/ or off the premises: Off the premises

Name & (registered) address of holder of premises licence: Marks and Spencer Plc
Waterside House
35 North Wharf Road
London
W2 1W

Registered number of holder, for example company number, charity number (where applicable): 04739922

Name of designated premises supervisor where the premises licence authorises the supply of alcohol: Mr Michael Edward Fear

Whether access to the premises by children is restricted or prohibited: No restrictions

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Premises Licence - Detail

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Annexe 1 – Mandatory Conditions

Alcohol

No supply of alcohol may be made under the premises licence:

- At a time when there is no designated premises supervisor in respect of the premises licence.
- At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

1.
 - (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).
2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
3.
 - (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.
4. 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.”
5. 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.

6. For the purposes of the condition set out in paragraph 5—
- (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) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994(b).
7. Where the permitted price given by Paragraph (b) of paragraph 6 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.
8. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 6 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.

Annexe 2 – Conditions consistent with the operating schedule

Alcohol OFF sales only	Monday	06:00 hours to 23:00 hours
	Tuesday	06:00 hours to 23:00 hours
	Wednesday	06:00 hours to 23:00 hours
	Thursday	06:00 hours to 23:00 hours
	Friday	06:00 hours to 23:00 hours
	Saturday	06:00 hours to 23:00 hours
	Sunday	10:00 hours to 22:30 hours

Further Detail

N/A

Non-Standard Timing

N/A

Sale of alcohol to be for consumption : Off the premises

Designated Premises Supervisor

Name: Mr Michael Edward Fear
Address: 11 Longpoles Road
Cranleigh
Surrey
GU6 7JZ
Personal Licence Number (If known): WAV2005PER/0296
Issuing Licence authority (If known): Waverley Borough Council

Opening Hours	Monday	06:00 hours to 23:00 hours
	Tuesday	06:00 hours to 23:00 hours
	Wednesday	06:00 hours to 23:00 hours
	Thursday	06:00 hours to 23:00 hours
	Friday	06:00 hours to 23:00 hours
	Saturday	06:00 hours to 23:00 hours
	Sunday	10:00 hours to 22:30 hours

Further Detail

N/A

Non-Standard Timing

N/A

Any adult entertainment or services, activities, other entertainments or matters ancillary to the use of premises that may give rise to concern in respect of children

None.

ELEMENTS OF OPERATING SCHEDULE TO ADDRESS LICENSING OBJECTIVES:

a) General - all four licensing objectives (b,c,d,e)

A CCTV monitoring system shall be installed and maintained.
The CCTV images shall be recorded and retained for at least 21 days and shall be handed to the Police/Local Authority upon request.

b) The prevention of crime and disorder

Signage shall be displayed in store stating that it is an offence for people aged under 18 to purchase alcohol.
The premises shall be fitted with a panic button for staff to press in the cases of emergency.
The premises shall be fitted with a burglar alarm.

c) Public Safety

The premises shall meet the requirements of the Fire Safety Order 2005.

d) The prevention of public nuisance

No deliveries shall take place between the hours of 23:00 and 06:00 the following day.

e) The protection of children from harm

All staff shall be trained in relation to underage related sales of alcohol and a proof of age scheme shall be in place.

A "Challenge 25" policy shall be in place and notices shall be prominently displayed within the store.

An electronic till prompt shall be in operation when alcohol is scanned to remind staff to check the age of the purchaser.

An "Age Refusals Register" refusals book shall be kept to record where sales of alcohol are challenged or refused.

Annexe 3 – Conditions attached after a hearing by the Licensing Authority after agreement with Surrey Police

1. A comprehensive digital colour CCTV system shall be installed at the premises. The system shall be maintained and operational at all times the premises are open for business. Video recordings shall be available for a minimum of 21 days and shall be made available to an authorised officer or police officer together with facilities for viewing. There shall be a capability to download to CD/DVD.
2. Staff shall be trained in the law relating to the sale/supply of alcohol and written records will be kept for inspection. This shall include the law relating to both the sale and the consumption of alcohol to persons under 18 and the refusal of sale of alcohol to persons who are drunk. There shall be an ongoing training regime with refresher/reinforcement training at intervals of no more than six months.
3. The premises shall operate an age verification scheme such as "Challenge 25" policy and shall only accept passport, photo driving licence or ID cards bearing the PASS hologram as forms of identification.
4. A refusal book or equivalent electronic equipment shall be maintained and shall be available for inspection by an authorised officer.
5. Notices shall be prominently displayed at point of sale displaying the age verification policy.

Annexe 4 – Plans

Attached