

**Premises Licence
Boston Borough Council**

Premises Licence No. 32UBB21009

Granted date: 12/6/2021

Part 1 – Premises details

Postal address of premises, or if none, ordnance survey map reference or description

A Taste of Portugal
2 James Street

Post town Boston **Post code** PE21 8RF

Telephone number Not applicable

Where the licence is time limited the dates - Not applicable

Licensable activities authorised by the licence

Sale by retail of alcohol for consumption on and off the premises

The times the licence authorises the carrying out of licensable activities

Sale by retail of alcohol for consumption on and off the premises

Monday – Sunday: 10.00 hours until 22.30 hours

The opening hours of the premises

Monday – Sunday: 06.00 hours until 23.00 hours

Where the licence authorises supplies of alcohol whether these are on and/ or off supplies

On and off

Part 2 – Licensee Details

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

Name: A Taste of Portugal Limited

Address: Studio 210
134-146 Curtain Road
London

Postcode: EC2A 3AR

Telephone: [REDACTED]

Email: [REDACTED]

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

13143855

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

Name:

Address:

Postcode:

Telephone:

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

Licence No:

Issuing Authority:

ANNEX 1

(a) MANDATORY CONDITIONS

1. Supply of Alcohol

(i) 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

(ii) Every supply of alcohol under the Premises Licence must be made or authorised by a person who holds a Personal Licence.

The Licensing Act 2003 (Mandatory Licensing Conditions) (Amendment) Order 2014

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.

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.”

Conditions set out in The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2014

- (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) In this condition:—
 - (a) “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;
- (b) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (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 would not be a whole number of pennies, the permitted price shall be taken to be the price rounded up to the nearest penny.
- (4) 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, 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

- a) General
1. The premises will operate as a delicatessen and café, where alcohol is sold secondary to food and non-alcoholic drinks, in a seated table service manner. There will be no vertical drinking.
 2. A CCTV system shall be installed, recording and maintained in working order and operated at the premises to the satisfaction of Lincolnshire Police, specifically:
 - a) There shall be a minimum of one high resolution colour camera fitted in a weatherproof housing, for external coverage of the entrance.
 - b) There shall be a minimum of one high resolution colour camera fitted to each public entrance/exit to provide a quality head and shoulder image for facial recognition/identification purposes of all persons entering the premises.
 - c) There shall be sufficient cameras able to cope with the normal operating illumination to reasonably cover all licensed areas.
 - d) Recordings must be kept for a minimum of 31 days and endorsed with the accurate, correct time/date (BST/GMT adjusted).
 - e) Police and/or authorised Licensing Officers shall be able on attendance to view immediately playback of any incident without the necessity for download.
 - f) Recordings of incidents at the premises must be provided to the Police following lawful request.
 - g) A member of staff shall be on the premises at all times they are open to the public who is capable of operating the CCTV system and providing recordings on request. When this is not possible, recordings shall be provided within 24 hours of the original request.
 - h) Recording equipment shall be housed in a secure room/cabinet where access and operation is strictly limited to authorised persons.

- i) In the event of a system malfunction, the Designated Premises Supervisor or the premises licence holder must immediately notify Lincolnshire Police Licensing Department: Tel 101, ask for Lincolnshire , ask for alcohol or e-mail countylicensinggroup@lincs.pnn.police.uk Details of this malfunction must be recorded in the premises incident book. Arrangements for its repair must be made without delay. The Licensing Authority and Police Licensing must be notified when the system is again operational.

b) The prevention of crime & disorder

1. The sale of cans and bottles of beers, lagers and ciders for consumption off the premises shall only be in packs of 4 or multiples thereof, unless the volume of the contents of the can or bottle is more than 600 millilitres.
2. No super-strength beers, lagers or ciders of above 6%ABV (alcohol by volume) shall be sold at the premises for consumption off the premises.
3. Each individual alcohol product sold for consumption off the premises will bear a waterproof label which has been agreed with Lincolnshire Police and which contains the premises name and address.
4. No open drinking vessels (cans, bottles, glasses etc) to leave the premises.
5. Right to work checks will be conducted for all employees, as required by legislation (guidance available at www.gov.uk/government/publications/right-to-work-checks-employers-guide As per the requirements, colour photocopies of documents will be made, with the date of the check. These will be retained on the premises and made available to Police or Immigration officers upon request.

c) Public safety

1. An incident/refusals book will be maintained on the premises in the following format:
 - a) Each entry to be timed, dated and signed by staff member making the refusal/witnessing the incident.
 - b) Description and/or name the person refused/involved in the incident.
 - c) Reason for refusal
 - d) Detail the lesson learnt from incident and new practices implemented to prevent re-occurrence.
 - e) Each entry signed by the DPS or other responsible person employed at the premises and so authorised by the DPS.

The incident/refusals book shall be retained for a period of no less than 24 months and made available to Lincolnshire Police or other relevant Authority for inspection upon request.

d) The prevention of public nuisance

1. Signage will be displayed outside the premises asking people not to congregate in the immediate area.
2. Signage will be displayed at the exit asking customers to consider nearby residents and to leave the area quietly.

e) The protection of children from harm

1. The premises shall operate the "Challenge 25" proof of age Policy to prevent the sale or supply of alcohol to persons under 18 years of age. The policy shall require any person who appears to be under the age of 25 years to produce one of the following forms of identification:

- a) A recognised proof of age card accredited under the British Retail Consortiums Proof of Age Standards Scheme (PASS);
 - b) Photo driving licence;
 - c) Passport
 - d) Any other means of ID approved and accredited in writing by Lincolnshire Police.
2. All point of sales staff shall undergo 6 monthly training in regards to licensing and the selling of alcohol with a record kept of the date of the training, signed by the member of staff being trained and the trainer or where training has been online and the signature of the trainer is not possible, records of the training course will be kept. Each entry shall be retained for a period of 24 months from the date of completion. This record shall be made available for inspection by Lincolnshire Police officers or other relevant authorities.

ANNEX 3 - CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

None

ANNEX 4 - PLANS

1. Licensable activities are permitted in accordance with the attached plan.

