

# PREMISES LICENCE

The Licensing Act 2003  
Schedule 12, Part A



<b>Premises Licence Number</b>	<b>12/00075/REVIEW</b>
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## Part 1 - Premises Details

<b>Postal address of premises , or if none, ordnance survey map reference or description, including Post Town &amp; Post Code</b>	
Liquid Lounge/Davinci's 46 - 50 High Street Royal Tunbridge Wells Kent. TN1 1XF	
<b>Telephone number</b>	None provided

<b>Where the licence is time limited the dates</b>
Not Applicable

<b>Licensable activities authorised by the licence</b>
Live music Recorded music Performances of dance Sale or Supply of Alcohol Late Night Refreshment

<b>Times the licence authorises the carrying out of licensable activities</b>		
Live music		
Friday and Saturday		10:00 - 02:00
Monday to Thursday		10:00 - 01:00
Sunday		10:00 - 00:00
Recorded music		
Friday and Saturday		10:00 - 02:00
Monday to Thursday		10:00 - 01:00
Sunday		10:00 - 00:00

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Performances of dance

Friday and Saturday	10:00 - 02:00
Monday to Thursday	10:00 - 01:00
Sunday	10:00 - 00:00

Sale or Supply of Alcohol

Monday to Thursday	10:00 - 23:00
Monday to Thursday	10:00 - 01:00 when ancillary to regulated entertainment
Friday and Saturday	10:00 - 23:00
Friday and Saturday	10:00 - 02:00 when ancillary to regulated entertainment
Sunday	10:00 - 00:00 when ancillary to regulated entertainment
Sunday	10:30 - 22:30

**Non-standard timings:**

*Christmas Day 12:00 - 15:00 hours and 19:00 - 22:30 hours.  
Good Friday 12:00 - 22:30 hours.*

*Sale or Supply of Alcohol On New Year's Eve, except on a Sunday 10:00 to 23:00 hours.  
Sale or Supply of Alcohol on New Year's Eve on a Sunday, 12:00 to 22:30 hours.  
On the following day, midnight on 31st December Sale or Supply of Alcohol on New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day, (or, if there are no permitted hours on the following day, midnight on 31st December).*

Late Night Refreshment

Friday and Saturday	23:00 - 02:30
Monday and Tuesday	23:00 - 01:30
Wednesday and Thursday	23:00 - 01:00
Sunday	23:00 - 00:30

**The opening hours of the premises**

None

**The non-standard opening hours of the premises**

Not applicable

**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 address (where relevant) of holder of premises licence**

Mr Hamid Javadi  
234 Forest Road  
Royal Tunbridge Wells  
Kent. TN2 5HS

Mr Majid Javadi  
Stephents Barn  
Blackham  
Royal Tunbridge Wells  
Kent. TN3 9UB

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

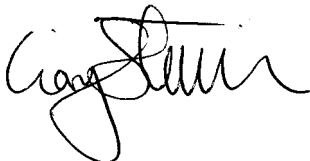
Not applicable

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

Mr Bahram Soltani  
45 Ash Grove  
Maidstone  
Kent. ME16 0AD

**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 Number: MAID0185/LP/1388  
Licence Authority: Maidstone Borough Council



**Gary Stevenson**  
Head of Environment and Street Scene  
Tunbridge Wells Borough Council

## **Annex 1 – Mandatory conditions**

### **The supply of alcohol**

Where a premises licence authorises the supply of alcohol, the licence must include the following conditions:-

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

- (a) at a time where 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.

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

### **Exhibition of films**

Where the film classification body is specified in the licence, unless subsection (3) (b) applies, admission of children must be restricted in accordance with any recommendation made by that body.

Where -

- (a) the film classification body is not specified in the licence, or
- (b) the relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,

admission of children must be restricted in accordance with any recommendation made by that licensing authority.

In this section -

"children" means person aged under 18; and

"film classification body" means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability of video works for classification).

### **Door supervision**

Any premises which includes a condition that door supervisors must be at the premises to carry out a security activity, shall ensure that each such person is licensed to conduct such activities by the Security Industry Authority.

### **Mandatory Conditions in force from 06 April 2010**

1. The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children -

- (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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
- (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;
- (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on -
- (i) the outcome of a race, competition or other event or process, or
  - (ii) the likelihood of anything occurring or not occurring;
- (e) 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.
2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
4. The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

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 a holographic mark.

5. The responsible person shall 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; and
- (b) customers are made aware of the availability of these measures.

## **Annex 2 – Embedded conditions**

Not applicable

### **Annex 3 – Conditions consistent with the Operating Schedule**

Not applicable

### **Annex 4 – Conditions attached after a hearing by the licensing authority**

**Conditions attached after a hearing by the licensing authority Review Hearing Thursday 30th April 2009**

#### **Conditions agreed with West Kent Police**

1. CCTV to be fitted to a standard agreed to by the police that complies with The CCTV Code of Practice (2008 edition) produced by the Information Commissioners Office, with all public areas, including all access, egress and smoking areas covered. This is also to include any exit doors, alleyways or any other areas used by customers.
2. The CCTV system will be maintained and serviced annually and records kept to that effect.
3. CCTV shall be operational at all times that members of the public or staff are on the premises.
4. Images will be retained for a period of 28 days by whatever means the licence holder deems appropriate.
5. The Police or Local Authority will have access to these images at any reasonable time and in any case within 48 hours of the request for the image being made.
6. The Police or Local Authority will be allowed to take a recording by way of tape, CD Rom or any other means of the image within 48 hours on the initial request being made by either the Police or Local authority.
7. Staff will be fully trained in the CCTV system and there will be at least one member of staff on duty during trading hours who is able to provide a recording of any incident at the request of police or local authority.
8. All external smoking areas to be adequately lit.
9. Door supervisors will be employed at the premises from start of evening trading, until 30 minutes after close of trading.
10. A sufficient number of door staff will be employed at the premises to provide safety and security for the capacity. The recommended ratio for door supervisors is 1:100 customers. Plus the additional staff required for condition 20.
11. All security staff will wear a reflective jacket or tabard.
12. All security staff will display their SIA badges by way of a reflective armband.
13. A logbook will be kept detailing all incidents that occur at the premises. This will be a bound book which will detail the following:-
  - The day, date and time of the incident.
  - The member of staff making the entry.
  - All members of staff involved in the incident.
  - An account of the incident.
  - Details of any persons injured and the injuries sustained.
  - Any other details thought relevant.

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14. A register will be kept of all security staff working at the premises for every time that the premises are open for trading. This register will be a bound book and it will contain the following information: -

- Day and date of entry.
- Time that member of security staff starts and finishes work.
- Full name.
- SIA registration number.
- Signature of the member of security staff.

15. No open vessels, bottles or other type of container will be allowed outside of the licensed premises.

16. Glass drinking vessels to be toughened or polycarbonate.

17. All staff will be fully trained in their responsibilities under the Licensing Act and the training will be fully auditable and available to any responsible authority on request.

18. A personal licence holder will be present at all times that the premises are trading for the sale of alcohol.

19. Wind down music to be played for 30 minutes prior to end of all Regulated Entertainment activities.

20. On Friday, Saturday and other event nights a minimum of 2 security staff deployed to ensure that any people forming a queue at the entrance to the premises, or people temporarily leaving the premises, are orderly and supervised in such way so that they do not cause a nuisance to other nearby businesses, residents, passing pedestrians or traffic. On other occasions a minimum of 1 security staff.

21. Smoking will only be allowed in the designated smoking area to the side of the premises (shown by the attached location plan).

22. No persons under the age of 18 years will be allowed on the premises unless attending a private pre booked function or event.

23. All staff will be fully trained in 'Challenge 21' and the training will be fully auditable and available to any responsible authority on request.

24. Notices to advise customers that 'Challenge 21' is in force and notices will be prominently displayed in all areas to that effect.

25. The only proof of age that will be accepted will be a passport, photographic driving licence or Home Office Issued National Identity Card.

26. Install a temporary barrier system that will define the smoking area outside the Davinchi's exit.

27. The barrier to be temporarily installed at all times that door supervisors are employed.

Conditions agreed with Environmental Protection Team

28. Music within the club will be reduced to a noise level (in dB) to be agreed with the Council's Environmental Protection Team fifteen minutes before the closure of the club.

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29. A noise management plan to be produced which formalises how the club will deal with situations relating to noise issues.
30. No bottling to be undertaken outside the premises between the hours of 22:00 and 09:00.
31. An area will be provided that is suitable for the use of mobile phones.
32. Two cashiers to be operating at all times when customers are queuing outside.
33. Customers to be instructed not to go across the road when they leave the premises before the end of normal club opening hours. Customers who insist on crossing the road shall not be readmitted to the club.
34. At least one licensed door staff to supervise the Smoking area at all times whilst the smoking area is in operation.
35. Clearly displayed notices reminding customers leaving the premises that they are in a residential area and requesting them to leave quietly.
36. At the end of the night there will be an announcement made by the DJ to remind customers that the club is situated in a residential area and requesting that they treat the neighbours with respect by leaving the club as quietly as possible.
37. A telephone contact number for complainants to contact the club so that issues can be reported quickly and dealt with effectively when the problem is occurring. The phone must be located so that it will be answered by an official of the club whenever the club is operating.

**Condition imposed by the Licensing Sub-Committee further to their deliberations:**

38. No admission of new patrons to the premises one hour before closing time, apart from on a Sunday.

**Conditions attached after a hearing by the licensing authority Review Hearing Thursday 5th April 2012**

**Conditions requested by Kent Police, accepted by the premises licence holder, and amended by the Sub-Committee during its deliberations be added to the premises licence:**

1. That no glass bottles containing beverages of any kind, whether open or sealed, shall be given to customers on the premises whether at the bar or by staff service away from the bar areas. Decanting of glass bottles is permitted as long as no glass bottles are given to customers (with the exception of wine and champagne).
2. Effective training for all staff to be undertaken regarding serious incidents, to include scene/evidence preservation and like other training, to be fully auditable and available on request to any responsible authority.

**Annex 5 – Plans**

Please see attached