

Licensing Act 2003 Premises Licence

SHPL0199

Licence Valid From: 17/08/2023

LOCAL AUTHORITY



Licensing Department
South Hams District Council
Follaton House
Plymouth Road
Totnes
TQ9 5NE

Part 1 - Premises Details

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

The Crabshell Inn

The Crabshell Inn, Embankment Road, Kingsbridge, TQ7 1JZ

WHERE THE LICENCES IS TIME LIMITED THE DATES

Not Applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

Supply of Alcohol
Indoor Sports Event
Live Music
Recorded Music
Perform Dance

THE OPENING HOURS OF THE PREMISES

	Opening Hours
Monday	08:00 - 01:00
Tuesday	08:00 - 01:00
Wednesday	08:00 - 01:00
Thursday	08:00 - 01:00
Friday	08:00 - 01:00
Saturday	08:00 - 01:00
Sunday	08:00 - 00:00
Non standard	New Year's Eve 08:00- 04:00

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

On and Off Premises **Supply of Alcohol**

Monday	11:00 - 00:00
Tuesday	11:00 - 00:00
Wednesday	11:00 - 00:00
Thursday	11:00 - 00:00
Friday	11:00 - 00:00
Saturday	11:00 - 00:00
Sunday	12:00 - 23:00
Non standard	New Year's Eve 11:00- 03:00

Indoors **Indoor Sports Event**

Monday	11:00 - 00:00
Tuesday	11:00 - 00:00

Wednesday	11:00 - 00:00
Thursday	11:00 - 00:00
Friday	11:00 - 00:00
Saturday	11:00 - 00:00
Sunday	12:00 - 23:00
Non standard	

**Indoors and
Outdoors**

Live Music

Monday	11:00 - 00:00
Tuesday	11:00 - 00:00
Wednesday	11:00 - 00:00
Thursday	11:00 - 00:00
Friday	11:00 - 00:00
Saturday	11:00 - 00:00
Sunday	12:00 - 23:00
Non standard	

Indoors

Recorded Music

Monday	08:00 - 00:00
Tuesday	08:00 - 00:00
Wednesday	08:00 - 00:00
Thursday	08:00 - 00:00
Friday	08:00 - 00:00
Saturday	08:00 - 00:00
Sunday	08:00 - 23:00
Non standard	

**Indoors and
Outdoors**

Perform Dance

Monday	11:00 - 00:00
Tuesday	11:00 - 00:00
Wednesday	11:00 - 00:00
Thursday	11:00 - 00:00
Friday	11:00 - 00:00
Saturday	11:00 - 00:00
Sunday	12:00 - 23:00
Non standard	

WHERE THE LICENCES AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND/OR OFF THE PREMISES

On and Off Premises

Part 2

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

St Austell Brewery Ltd
63 Trevarthian Road, At Austell, Cornwall, PL25 4BU

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

00107021

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Mr Gareth Head

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES LICENCE SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

ANNEXES

ANNEX 1 - Mandatory Licensing Conditions - Pubs, Clubs & Restaurants from 1st October 2014

Supply of alcohol

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

1. at a time when there is no designated premises supervisor in respect of the premises licence, or
2. at a time when the designated premises supervisor does not hold a personal licence or his personal licence has been suspended.
3. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Registered door staff

Each individual carrying out a 'security activity' must be licensed by the Security Industry Authority other than

1. in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c.12) (premises with premises licences authorising plays or films), or
2. in respect of premises in relation to any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
3. any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

For the purposes of this section

- "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and
- paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

Minimum permitted price for the sale or supply of alcohol

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. 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(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).

3. Where the permitted price given by Paragraph (b) of paragraph 2 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.

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 of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Irresponsible promotions

(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).

Potable water

The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

Age verification

(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.

Minimum measures

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.

Exhibition of films

The admission of children to the exhibition of any film to be restricted to:

1. Where the film classification body is specified in the licence, unless subsection (2)(b) applies, admission of children must be restricted in accordance with any recommendation made by that body.
2. 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.
3. In this section
"children" means persons 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).

ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

GENERAL

1. All staff engaged in licensable activities at the premises must receive training and information in relation to the following:
 - The Challenge 25 scheme in operation at the premises, including the forms of identification that are acceptable.
 - The hours and activities permitted by the premises licence issued under the Licensing Act 2003 and conditions attached to the licence.
 - How to complete and maintain the refusal register in operation at the premises (in relation to the sale of alcohol).
 - Recognising the signs of drunkenness.
 - The operating procedures for refusing service to any person who is drunk, under-age or appears to be under-age, or appears to be making a proxy purchase.
 - Action to be taken in the event of an emergency, including reporting an incident to the emergency services.
2. Training must be recorded in documentary form and shall be regularly refreshed at no greater than 12 month intervals. Training records must be made available for inspection and copying at reasonable times upon request of an authorised officer of a responsible authority.
3. Training records must be retained for at least 12 months.

PREVENTION OF CRIME AND DISORDER

4. Staff must frequently supervise all areas of the premises including toilets, bar and dining areas, outside seating areas and car park.
5. Staff must be trained to not serve alcohol to anyone who appears to be under 18 years or to anyone who appears to be inebriated or troublesome.
6. A representative must attend the licensee association meetings for local information.
7. Customers must not be permitted to remove from the premises any drinks supplied by the premises (alcoholic or otherwise) in open containers
8. The collection of glasses and bottles must be undertaken at regular intervals to ensure there is no build-up of empties in and around the premises.
9. CCTV
 - The premises must install, operate and maintain comprehensive digital colour CCTV.
 - All public areas of the licensed premises including entry and exit points will be covered, including any

outside areas under the control of the premises licence holder.

- The system must record clear images permitting the identification of individuals, and in particular enable facial recognition images (a clear head and shoulder image) of every person entering and leaving in any light condition.
- The CCTV system must continually record whilst the premises are open for licensable activities and during all times when customers remain on the premises.
- All equipment must have a constant and accurate time and date generation.
- All recordings must be stored for a minimum period of 28 days with date and time stamping.
- Viewable copies of recordings must be provided on request to the Police or local authority officers as soon as is reasonably practicable and in accordance with the Data Protection Act 2018 (or any replacement legislation)
- The CCTV system must be capable of downloading images to a recognisable viewable format.
- There must be security measures in place to ensure the integrity of the system to prevent the tampering with or deletion of images.

10. An alcohol sales refusal register must be kept at the premises and be maintained to include details of all alcohol sales refused. The register must include:

- the date and time of refusal
- the reason for refusal
- details of the person refusing the sale
- description of the customer
- any other relevant observations.

11. The refusals register must be made available for inspection and copying on request of an authorised officer of a responsible authority. All entries must be made within 24 hours of the refusal.

12. At any time when alcohol is offered for sale at the premises, the DPS must risk assess the need for Door Supervisors depending on the type and size of event planned. Should it be felt that there is a need for Door Supervisors there must be a minimum of 2 who must be Security Industry Authority (SIA) registered.

13. Depending on the type and size of event planned there must be a risk assessment carried as to the need for drinks to be served in plastic/paper/toughened glass or polycarbonate containers.

PUBLIC SAFETY

14. Staff must clear empty glasses and bottles and sweep up any hazardous debris.

15. Rubbish must be properly binned.

PREVENTION OF PUBLIC NUISANCE

16. There must be no deliveries very early or very late.

17. A senior member of staff (manager) must keep control of noise levels inside and outside of the premises.

18. Staff must supervise the leaving of customers at all times, and especially in the later hours of the opening times.

19. The use of foul language or untoward behaviour must not be tolerated.

20. Noise or vibration must not emanate from the premises such as to cause persons in the neighbourhood to be unreasonably disturbed.

21. All external doors and windows must be kept shut, other than for access and egress, in all rooms when events involving amplified music or speech or other entertainment likely to give rise to noise are taking place.

22. Sufficient ventilation must be provided so that doors and windows can be kept closed.

23. Patrons must be asked not to stand around talking in the street outside the premises or any car park and

asked to leave the vicinity quickly and quietly.

24. Suitable signage at all relevant exits requesting that patrons make as little noise as possible when leaving the premises must be displayed.

25. Deliveries must not occur between the hours of 22:00 - 08:00 on any day of the week.

26. Glass bottles and other refuse must not be removed from the premises after 22:00 and not until 08:00 on any day of the week.

PROTECTION OF CHILDREN FROM HARM

27. There must be in place a written age verification policy in relation to the sale or supply of alcohol, which must specify a Challenge 25 proof of age requirement. This means that staff working at the premises must ask individuals who appear to be under 25 years of age, attempting to purchase alcohol, to produce identification. The only acceptable identification documents will be:

- A photo driving licence
- A passport
- An identification card carrying the PASS hologram

Unless such identification is produced the sale of alcohol must be refused.

28. The age verification policy must include documented steps taken to prevent adults from purchasing alcohol for or on behalf of children under 18.

29. Under 16's must not be permitted in the bar and children must be accompanied by an adult. If children are seen to be alone staff must return them to their parents or guardians and request better supervision.

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

None

ANNEX 4 – PLANS (as existing)



Ian Luscombe: Head of Environmental Health & Licensing
On behalf of the Licensing Authority

Licensing Act 2003 Premises Licence Summary

SHPL0199

Licence Valid From: 17/08/2023

LOCAL AUTHORITY



Licensing Department
South Hams District Council
Follaton House
Plymouth Road
Totnes
TQ9 5NE

Premises Details

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

The Crabshell Inn

The Crabshell Inn, Embankment Road, Kingsbridge, TQ7 1JZ

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not Applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

Supply of Alcohol
Indoor Sports Event
Live Music
Recorded Music
Perform Dance

THE OPENING HOURS OF THE PREMISES

Opening Hours

Monday	08:00 - 01:00
Tuesday	08:00 - 01:00
Wednesday	08:00 - 01:00
Thursday	08:00 - 01:00
Friday	08:00 - 01:00
Saturday	08:00 - 01:00
Sunday	08:00 - 00:00
Non standard	New Year's Eve 08:00- 04:00

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

On and Off Premises Supply of Alcohol

Monday	11:00 - 00:00
Tuesday	11:00 - 00:00
Wednesday	11:00 - 00:00
Thursday	11:00 - 00:00
Friday	11:00 - 00:00
Saturday	11:00 - 00:00
Sunday	12:00 - 23:00
Non standard	New Year's Eve 11:00- 03:00

Indoors Indoor Sports Event

Monday	11:00 - 00:00
Tuesday	11:00 - 00:00
Wednesday	11:00 - 00:00

Thursday	11:00 - 00:00
Friday	11:00 - 00:00
Saturday	11:00 - 00:00
Sunday	12:00 - 23:00
Non standard	

Indoors and Outdoors Live Music

Monday	11:00 - 00:00
Tuesday	11:00 - 00:00
Wednesday	11:00 - 00:00
Thursday	11:00 - 00:00
Friday	11:00 - 00:00
Saturday	11:00 - 00:00
Sunday	12:00 - 23:00
Non standard	

Indoors Recorded Music

Monday	08:00 - 00:00
Tuesday	08:00 - 00:00
Wednesday	08:00 - 00:00
Thursday	08:00 - 00:00
Friday	08:00 - 00:00
Saturday	08:00 - 00:00
Sunday	08:00 - 23:00
Non standard	

Indoors and Outdoors Perform Dance

Monday	11:00 - 00:00
Tuesday	11:00 - 00:00
Wednesday	11:00 - 00:00
Thursday	11:00 - 00:00
Friday	11:00 - 00:00
Saturday	11:00 - 00:00
Sunday	12:00 - 23:00
Non standard	

WHERE THE LICENCES AUTHORISES THE SUPPLY OF ALCOHOL WHETHER THESE ARE ON AND/OR OFF THE PREMISES

On and Off Premises

NAME AND (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

St Austell Brewery Ltd
63 Trevarthian Road, At Austell, Cornwall, PL25 4BU

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

00107021

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

Mr Gareth Head

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

Under 16s must not be permitted in the bar area and children must be accompanied by an adult.