

PREMISES LICENCE

05 MAR 2014

Premises licence number

HOP50051

LICENSING

Part 1 – Premises details

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

BAR MODA
206 QUEENS ROAD

Post Town HASTINGS, EAST SUSSEX

Post Code TN34 1QP

Telephone number 01424 423324

Where the licence is time limited the dates
NOT APPLICABLE

Licensable activities authorised by the licence

FILMS
INDOOR SPORTING EVENTS
LIVE MUSIC
RECORDED MUSIC
PERFORMANCES OF DANCE
KARAOKE
MAKING MUSIC
DANCING
LATE NIGHT REFRESHMENT
SUPPLY OF ALCOHOL

The times the licence authorises the carrying out of licensable activities

FILM:	MONDAY – SUNDAY	12.00 – 00.00
INDOOR SPORTING EVENTS:	MONDAY – FRIDAY	19.00 – 00.30
	SATURDAY – SUNDAY	12.00 – 00.30
LIVE MUSIC:	MONDAY – WEDNESDAY	18.00 – 00.30
	THURSDAY	17.00 – 01.00
	FRIDAY – SATURDAY	17.00 – 02.00
	SUNDAY	12.00 – 04.30
RECORDED MUSIC: DANCING: PERFORMANCES OF DANCE:	MONDAY – SUNDAY	06.00 – 04.30
KARAOKE: MAKING MUSIC:	MONDAY – WEDNESDAY	17.00 – 00.30
	THURSDAY	17.00 – 01.00
	FRIDAY – SATURDAY	17.00 – 02.00
	SUNDAY	12.00 – 00.30
LATE NIGHT REFRESHMENT (NOT TAKEAWAY)	MONDAY – SUNDAY	23.00 – 04.00
SUPPLY OF ALCOHOL:	MONDAY – SUNDAY	06.00 – 04.00

**THE TERMINAL HOUR FOR LICENSABLE ACTIVITIES TO BE EXTENDED BY ONE HOUR ONLY WHEN GREENWICH MEAN TIME CHANGES TO BRITISH SUMMERTIME.
ALL LICENSABLE ACTIVITIES, WITH THE EXCEPTION OF SUPPLY OF ALCOHOL, RECORDED MUSIC, DANCE AND PERFORMANCE OF DANCE TO 02:00 ON ALL BANK/PUBLIC HOLIDAYS AND THE DAY PROCEEDING THESE DAYS.**

The opening hours of the premises

MONDAY-SUNDAY: 06:00-05:00
HOURS TO BE EXTENDED TO 06:00-06:00 (24 HOURS) WITH SUPPLY OF ALCOHOL ON 12 OCCASIONS THROUGHOUT THE YEAR WITH 7 DAYS PRIOR NOTICE TO THE POLICE AND LICENSING AUTHORITY

HASTINGS BOROUGH COUNCIL

Part 2

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

SALE BY RETAIL OF ALCOHOL FOR CONSUMPTION BOTH ON AND OFF THE PREMISES

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

RICHARD MARTIN & KATIE MARTIN T/A
MODA LEISURE LTD
7 WELLINGTON SQUARE
HASTINGS
EAST SUSSEX
TN34 1PD.

(Minor variation granted 12th May 2010)

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

05859155

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

RICHARD MARTIN
BAR MODA
206 QUEENS ROAD
HASTINGS
EAST SUSSEX

01424 423324

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

PERSONAL LICENCE NUMBER: HO20327

ISSUING AUTHORITY: HASTINGS BOROUGH COUNCIL

HASTINGS BOROUGH COUNCIL

Annex 1 – Mandatory Conditions

- 1) If this premises licence authorises the supply/sale of alcohol, the following two conditions apply:
 - (i) 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, or at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
 - (ii) Every supply/sale of alcohol under the premises licence must be made or authorised by a person who holds a personal licence

- 2) If this premises licence authorises the exhibition of films the admission of children to the exhibition of any film must be restricted in accordance with this section.

Hastings Borough Council will expect the age restrictions of the British Board of Film Classification (BBFC) or authority designated under Section 4 of the Video Recordings Act 1984 to be complied with. Only in exceptional cases will variations of this general rule be granted by the Council and then only with the appropriate safeguards

- 3) If this premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity (as defined by the Private Security Industry Act 2001) then such individuals must be licensed by the Security Industry Authority.

Annex 1A – Additional mandatory licensing conditions

In relation to an existing or future relevant premises licence, the conditions specified for the purposes of section 19(4)(b) of the Act (mandatory conditions where licence authorises supply of alcohol for consumption on the premises).

In relation to an existing or future relevant club premises certificate, the conditions specified for the purposes of section 73A(c) of the Act (mandatory conditions relating to the supply of alcohol to members or guests, for consumption on the premises).

Paragraphs 1, 2 & 3 effective from 6th April 2010.

1.—(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.

Annex 1A – Additional mandatory licensing conditions - continued

(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 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.

Paragraphs 4 & 5 – effective from 1st October 2010.

4.—(1) 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.

(2) 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.

HASTINGS BOROUGH COUNCIL

Annex 1A – Additional mandatory licensing conditions - continued

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.

HASTINGS BOROUGH COUNCIL

Annex 2 – Conditions consistent with the operating schedule

GENERAL

Comply with the requirements of the Licensing Act 2003

Maintain the occupancy levels set by the PEL at Ground Floor 100 persons, First Floor 80 persons.

THE PREVENTION OF CRIME AND DISORDER

Continue membership of Bar Watch as long as such a group exists in the Borough.

Ensure staff are properly trained to identify and control possible disturbances.

PUBLIC SAFETY

The applicant(s) accepted the following conditions requested by the police in the minor variation process:-

The premises will employ SIA Approved/ Registered Door Supervisors to facilitate the management of the premises and conduct a security role when the risk assessment undertaken by the Premises Licence Holder / Designated Premises Supervisor indicates events / operating hours as medium or high risk.

A minimum of two SIA registered door supervisors will be employed who will be present during the whole event and until 30 minutes after it finishes.

To allow no drinks to be taken outside the premises when the tables and chairs are not in use.

To remove the tables and chairs daily in line with the highway licence.

THE PREVENTION OF PUBLIC NUISANCE

Noise from the premises shall not be audible in Russell Street, being the closest residential area to the premises. (Minor variation – May 2010)

To ensure trade waste is properly disposed of and kept in a secure area.

THE PROTECTION OF CHILDREN FROM HARM

Persons under the age of 16yrs will be allowed on the premises until 1800 hours, only when accompanied by an adult aged 18yrs or over and after 18.00 hours when attending functions on the first floor. (Minor variation – May 2010)

Persons under the age of 18years are only permitted on the premises during televised sporting events when accompanied by an adult aged over 18 years or over. (Minor variation – May 2010).

Cigarettes sold from behind the bar.

Gaming machines placed in full view of the bar.

A Challenge 25 policy be adopted and only photographic ID such as a passport, driving licence, citizen cards and proof of age standards scheme (PASS) cards are acceptable. (Minor variation – May 2010).

HASTINGS BOROUGH COUNCIL

Annex 2 – Conditions consistent with the operating schedule continued.

Staff are to be trained to request the appropriate ID from anyone who appears to be under the age of 25 years and that alcoholic drinks are refused unless that ID is produced. (Minor variation – May 2010).

A refusals register shall be kept near the point of sale and all refusals shall be recorded. The DPS shall take responsibility for training staff in the use of the register and will regularly check to ensure entries are being made. (Minor variation – May 2010).

The register will be made available to the police or licensing authority when requested. (Minor variation – May 2010).

Maintain an incident book at the premises and ensure that all staff use it to record details of any incident of crime or disorder including date and time, details and/or descriptions of the people involved, exact location of the incident and which staff are present when the incident took place. The use of such a book will ensure that all staff are aware of any ongoing problems and the persons responsible. (Minor variation – May 2010).

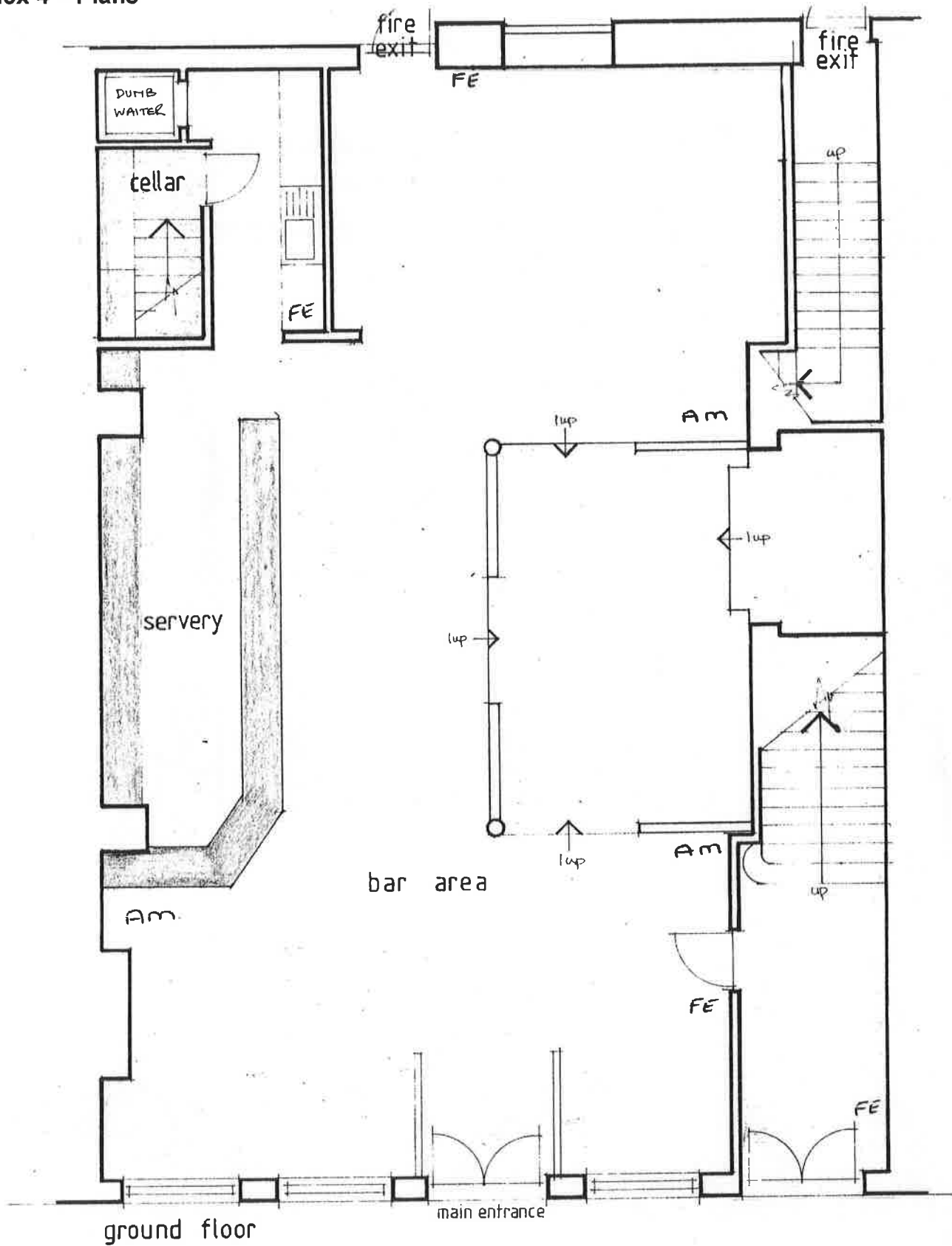
HASTINGS BOROUGH COUNCIL

Annex 3 – Conditions attached after a hearing by the licensing authority

NIL

HASTINGS BOROUGH COUNCIL

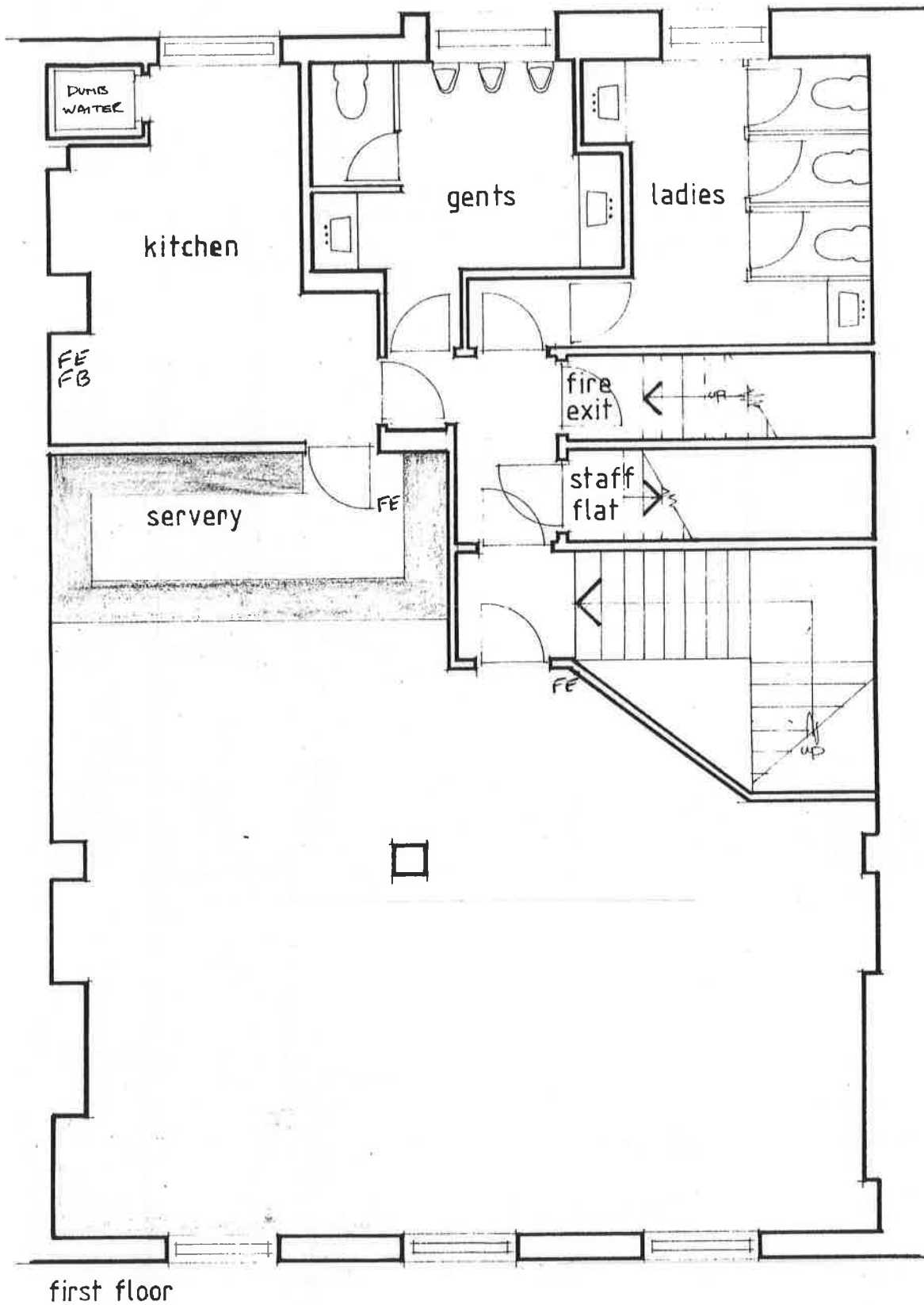
Annex 4 – Plans



BAR MODA 206 Queens Road, Hastings, TN34 1QP
April 2005 Scale 1 : 100

KEY

FE = Fire Extinguisher
AM = Amusement Machine



first floor

BAR MODA 206 Queens Road, Hastings, TN34 1QP
 April 2005 Scale 1 : 100

KEY

FE = Fire Extinguisher
 AM = Amusement Machine