

Licensing Act 2003

Premises Licence



Premises Licence Number: 2019/01855/LAPR

Part 1 – Premises details

Postal address of premises, or if none, OS map reference or description of the premises

Boys N Berry
839 Fulham Road

Post town: London

Post code: SW6 5HQ

Telephone:

Where the licence is time limited the dates:

Not Applicable

Licensable activities authorised by the licence:

Sale of Alcohol On the Premises

The licence authorises the carrying out of the following licensable activities on the days and at the times specified below:

Sale of Alcohol On the Premises	
Monday to Sunday	11:00 - 23:00

The opening hours of the premises:

Monday to Sunday	07:00 - 23:30
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Where the licence authorises supplies of alcohol whether these are on and / or off supplies:

On the Premises Only

Part 2

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

Kumi Ltd
1 Tileman House
133 Upper Richmond Road
London
SW15 2DD

Email: 

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

11868676

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



Licensing Authority:
Personal Licence Number:

Annex 1 – Mandatory Conditions

1. Mandatory Condition

(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. Mandatory Condition

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

3. Mandatory Condition

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. Mandatory Condition

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. Mandatory Condition

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;

(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.

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.

6. Mandatory Condition

(1) 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.

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

Annex 2 – Conditions consistent with the operating Schedule

7. The premises shall only operate as a restaurant
(i) in which customers shall be shown to their table,
(ii) the supply of alcohol shall be by waiter or waitress service only,
(iii) food shall be provided in the form of substantial table meals that shall be prepared on the premises and shall be served and consumed at the table using non disposable crockery,
(iv) Alcohol shall not be sold or supplied, otherwise than for consumption by persons who are seated in the premises and bona fide taking substantial table meals there, the consumption of alcohol by such persons shall be ancillary to taking such meals.

8. The DPS or a deputy shall attend local pub watch/retail watch meetings if available.

9. A personal licence holder shall remain on the premises during the hours that licensable activities are taking place.

10. An incident book shall be kept and maintained at the premises and shall be made available to a Police Officer or an authorised Officer of any responsible authority upon request.

11. The incident book shall be used to record the date and time of any incident, the name of the staff member and a brief description of the customer concerned. All incidents of the following must be recorded in the incident book within 24 hours and retained for a minimum of 12 months.

- a) attempted underage purchases
- b) attempted alcohol purchases by a person who is (or appears to be drunk)
- c) any theft or attempted theft of an alcoholic drink.
- d) seizures of drugs or offensive weapons.
- e) incidents of violence by any person against another.
- f) any other criminal incidents.
- g) any complaints received or actions taken to address them.
- h) any visits by responsible authorities
- i) any faults in the VCR/CCTV system

12. Prominent notices shall be displayed behind the bars and in each of the toilets in the premises stating, "These premises operate a Zero Tolerance Policy towards the possession or use of drugs." Any person found to be under the influence of or in the possession of drugs shall be immediately reported to the Police.

13. CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system shall be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly, a log kept and signed by a Supervisor to this effect.

- a) The system shall provide an identifiable full head and shoulder image of everyone entering the premises and shall operate in any light conditions within the premises.
- b) The system shall cover the full exterior of the premises and shall record in real time, date and time stamped and shall operate whilst the premises is open for licensable activities.
- c) The recordings shall be kept for a minimum of 31 days and copies shall be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24hrs of any request free of charge.
- d) There shall always be a member of staff on duty who can operate the system, to allow Officers to view recordings and if required by a Police Officer, provide a copy of images immediately free of charge.

14. A refusals book shall be kept on the premises to record all refused sales of alcohol. The record shall include:

- a) Date and time of the refusal
- b) Name of the member of staff who refused the sale
- c) Reason for the refusal
- d) A brief description of the person refused

The refusals book must be made available for inspection upon request by the Police or an authorised Officer of licensing authority.

15. The DPS shall ensure that all staff receive fully documented training in relation to Challenge 25 and the licensing objectives. All staff shall be trained as appropriate in respect of relevant licensing law, the implementation of licence conditions, health and safety, first aid, alcohol and drug awareness and conflict management.

16. The DPS and the Premises Licence holder shall monitor the external areas of the premises in relation to public nuisance or anti-social behaviour.

17. Management shall control exit of the venue and shall make sure that customers exit quietly and are made aware that they are to respect neighbours by keeping noise to a minimum.

18. A notice shall be prominently displayed at any area used for entering or exiting the premises to remind patrons to please leave quietly.

19. A direct telephone number shall be made publicly available at all times while the premises are open. This telephone number shall be made available to local residents and businesses.

20. No waste collections, bottle disposal or deliveries shall take place at the premises between the hours of 21:00 and 08:00 Monday to Saturday or between 20:00 and 10:00 Sundays and bank holidays.

21. Management shall ensure that the area outside the premises is swept and cleaned and that any cigarette butts are removed and disposed of inside the premises.

22. A designated smoking area shall be provided which shall be monitored by external CCTV to prevent the likelihood of any public nuisance.

23. Notices shall be displayed advising customers of the challenge 25 policy in force at the premises.

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

Signed: 
Authorised Officer

Date: 06.12.2019
Reissued Date:10.11.2021

Annex 4- Plans:

Please insert plans at pages 8 to 9

Licensing Act 2003

Premises Licence



Premises Licence Summary

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

11868676

Name of designated premises supervisor where the premises licence authorises the supply of alcohol:

Mr Besmir Malaj

State whether access to the premises by children is restricted or prohibited:

No Restrictions

Signed: 
Authorised Officer

Date: 06.12.2019
Reissued Date:10.11.2021