

PREMISES LICENCE



The Licensing Act 2003
Schedule 12, Part A

Premises Licence Number	24/00552/REVIEW
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Part 1 – Premises Details

Postal address of premises , or if none, ordnance survey map reference or description, including Post Town & Post Code	
Ephesus 57-59 High Street Sevenoaks Kent. TN13 1JF	
Telephone number	Not provided

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence
Sale or Supply of Alcohol

Times the licence authorises the carrying out of licensable activities	
Sale or Supply of Alcohol	
Sunday to Thursday	10:00 - 22:30
Friday and Saturday	10:00 - 00:00

The opening hours of the premises	
Sunday to Thursday	08:00 - 23:00
Friday and Saturday	08:00 - 00:30

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

Mrs Cilem Dogan

Email address

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

Registered Business Number Not applicable

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

Mrs Cilem Dogan

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: TM/PER/22/001892

Licence Authority: Tonbridge And Malling Borough Council



Richard Morris
Chief Officer - Planning & Regulatory Services
Sevenoaks District Council

Licence Number: 24/00552/REVIEW
Issue Date: 28/03/2024

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Licence issued by:
The Licensing Partnership P.O. Box 182 Sevenoaks Kent TN13 1GP
Telephone number: 01732 227004

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.

Mandatory conditions in force from 28 May 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. 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.

Mandatory Conditions in force from 01 October 2014

1 (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. 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."

Annex 2 – Embedded conditions

Regulated Entertainment - (from original Justices Licence)

Unless otherwise specified on this licence no regulated entertainment shall take place at the premises with the exception of pre-booked private events limited to the provision of music and dancing for pre-invited guests.

Credit Sales (from original Justices Licence)

Alcohol shall not be sold or supplied unless it is paid for before or at the time when it is sold or supplied, except alcohol sold or supplied:

- (a) with and for consumption at a meal supplied at the same time, is consumed with the meal and paid for together with the meal;
- (b) for consumption by a person residing in the premises or his guest and paid for together with his accommodation;
- (c) to a canteen or mess

Annex 3 – Conditions consistent with the Operating Schedule

ID will be requested at the time of delivery, by the delivery driver or associated employee or third party, to confirm the age of the person accepting the alcohol and/or making the order.

1. The premises will have a working CCTV system installed. All public areas of the licensed premises, including all public entry and exit points and the area immediately in front of the premises will be covered.

The CCTV cameras shall continually record whilst the premises are open to the public and recordings shall be kept available for a minimum of 31 days with accurate date and time stamping.

A staff member who is conversant with the operation of the CCTV system shall be present on the premises at all times when they are open to the public. This staff member shall be able to show the Police or a Licensing Authority Officer recordings immediately when requested.

CCTV data will be downloaded and provided upon request by either the Police and/or a Local Authority Officer and this will be provided within 3 working days of receipt of the request. Should the CCTV system break, Local Authority Licensing will be notified within 48 hours.

2. A staff member who is conversant with the operation of daily bar sales will be available at all times the premises is open to provide either Kent Police or a Local Authority Officer with a print-out of bar sales for the hours requested at the time of request.

3. All staff will be trained in their roles and responsibilities under the Licensing Act 2003.

This will include

- a) Knowledge of the premises licensable hours
- b) Knowledge of the Designated Premises Supervisor (in particular who they are, how they can be contacted at any time, and what his/her responsibilities are)
- c) Knowledge of any conditions attached to the premises licence
- d) The four licensing objectives
- e) Underage Sales
- f) Proxy Sales
- g) The keeping and maintenance of a refusals log
- h) Recognising signs of drunkenness and vulnerability
- i) Actions to be taken in the event of an emergency, including the preservation of a crime scene and reporting an incident to the emergency services.
- j) Documented records of training completed shall be kept for each member of staff.
- k) Training shall be regularly refreshed at regular 6 monthly intervals. Training records shall be made available for inspection upon request by Kent Police or an authorised Local Authority Officer.

4. An incident report book will be kept on site and will be available for inspection by either Kent Police or a Local Authority Officer when requested. This book will contain information on all incidents at the premises and will include the date and time, staff names, a breakdown of each incident, and what remedial action was taken : if any.

5. A refusals register will be kept on site and will be available for inspection by either Kent Police or a Local Authority Officer when requested. This register will contain information on all refusals at the premises and will include the date and time, the product and reason for refusal, the name and signature of the staff member involved and any associated comments.

Conditions agreed with Environmental Health

1. Details of the noise limiter that will be used at the premises must be submitted to the Environmental Health Team for prior approval. The noise limiter must be set at a level in consultation with the Environmental Health Team and agreed by 30 November 2022 that ensures neighbours are not caused nuisance or significant loss of amenity at any time and is to be used to control noise from amplified music and sound at all times during regulated entertainment. In the event that noise complaints are received and substantiated by the District Council, the premises licence holder must reduce the level set on the noise limiter to the satisfaction of the District Council.

Section 177A of the Licensing Act 2003 does not apply to this condition.

2. All doors and windows must be kept closed, other than for access and egress, during the playing of regulated entertainment.

Section 177A of the Licensing Act 2003 does not apply to this condition.

3. The door that connects the main restaurant the (currently unlicensed) glazed seating area at the side must be closed and locked after 22:00 hours.

Section 177A of the Licensing Act 2003 does not apply to this condition.

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

Hearing Date - 8th March 2024

The premises shall only operate as a restaurant with associated "take-away" service.

The supply of alcohol at the premises shall only be by waiter/waitress service to a customer seated at a table taking a substantial meal there, and for consumption by such customer as ancillary to their meal. For the purpose of this condition a "substantial table meal" means - a meal such as might be expected to be served as the main midday or main evening meal, or as a main course at either such meal.

There will be no drinks served from the bar area directly to customers.

No customers shall be permitted access to any area within the building where licensable activities are not permitted to take place apart from the rear restaurant area, and other than as an escape route in an emergency situation.

No regulated entertainment shall take place on the premises. (Section 177A of the Licensing Act 2003 shall not apply to this condition)

██████████ shall be prohibited from entering any part of Ephesus Restaurant, 57 to 59 High Street, Sevenoaks, Kent TN13 1JF when members of the public are, or may be, present during licensing hours.

██████████ shall be prohibited from the management of day to day activities at the restaurant.

Hearing Date -14th October 2022

Dispersal Policy

The Licence Holder shall have a dispersal policy in place which has been agreed with Licensing Officers. This policy shall be put forward for consideration by 21.10.2022.

The dispersal policy shall form part of the conditions of the licence.

The dispersal policy may thereafter be altered in future with the agreement of the licensing officer or other appropriate officer (without a variation application being required.)

Last entry

There shall be no new entry to patrons after 23:00 hours.

Outside Operation

After 22:00 hours there shall be no more than 5 patrons permitted to congregate outside (for the purposes of smoking or socialising and with a view to re-entry).

Annex 5 – Plans

Please see attached