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**Core Services Directorate**

Legal Services

Head of Legal Services:

Jason Field

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Mr Gowtham Raja Rajaram  
Flat Above  
2 Garden Street  
Darfield, Barnsley  
South Yorkshire  
S73 9AA

My Ref: LICENSING/MAU 010126  
Your Ref:  
Date: 20 April 2022  
Enquiries to: Licensing Section  
Direct Dial: 01226 773555  
E-Mail: [licensing@barnsley.gov.uk](mailto:licensing@barnsley.gov.uk)

Dear Sir/Madam,

**Licensing Act 2003, Section 42**

**Application to transfer a Premises Licence and specify an individual as DPS**

**Darfield Supersave, 2 Garden Street, Darfield, Barnsley, South Yorkshire, S73 9AA**

With regard to the above, I enclose the Premises Licence and Premises Licence Summary.

The premises licence became effective on 30 November 2007.

Under the provisions of the Licensing Act 2003 you may, in certain circumstances, have a right of appeal against some or all of the Licensing Authority's decisions made in respect to your application. Appeals should be made to the Magistrates' Court for the area in which the premises are situated, within twenty one days of receiving the premises licence.

If you need advice on the appeal procedure, you should contact the court, but please note court staff cannot give you legal advice. If you need legal advice, for example about the likely success of an appeal, you should contact a solicitor or a Citizens Advice Bureau immediately.

If you consider there is a mistake in the premises licence or the premises licence summary, the Licensing Authority will correct anything which it accepts as being a clerical mistake. If you believe there is such a clerical mistake, please contact us. This does not affect your right to appeal.

The premises licence will last indefinitely unless it is surrendered or revoked, but will lapse in the event of the death of the holder of the premises licence or upon the licence holder becoming mentally incapable or financially insolvent.

An annual fee is payable on the anniversary of the grant of the licence, unless the premises are a school or community building (e.g. village hall) and the licence is granted in respect of regulated entertainment only. We will send you a reminder for the payment of the annual fee and advise you of what sum is then payable. The fees are set by Government and may be subject to change.

Finally, there are specific provisions in section 57 of the Licensing Act 2003 concerning the requirements for keeping, displaying and producing the premises licence and premises licence summary whenever the premises are used for any licensable activity authorised by the licence. A brief summary of these requirements is set out below for your convenience:

### **Premises Licence**

The holder of the premises licence must ensure that the premises licence (or a certified copy of it) is kept at the premises and is either in the custody or control of the holder of the premises licence or some other specific person who works at the premises (e.g. manager).

### **Premises Licence Summary**

The holder of the premises licence must ensure that the premises licence summary (or a certified copy of it) is prominently displayed at the premises and, if the premises licence (or a certified copy of it) is in the custody of someone other than the holder of the premises licence, a notice must also be prominently displayed stating the position (e.g. manager) of that person.

### **Duty to Produce**

A police constable or an authorised officer (e.g. a Council licensing officer) may require such person who has custody of the premises licence (i.e. the holder of the premises licence or such other nominated person, as referred to above) to produce the licence for examination.

### **Offences**

The holder of a premises licence commits an offence if they fail to comply with the above requirements relating to a premises licence and / or a premises licences summary. Anyone who has custody or control of the premises licence (i.e. the holder of the premises licence or such other nominated person, as referred to above) commits an offence if they fail, without reasonable excuse, to produce the licence in accordance with a requirement under the above duty to produce. A person guilty of an offence under section 57 is liable on summary conviction to a fine.

### **Surrender a Premises Licence**

If you no longer require this licence or if the business is no longer trading you must inform the Licensing Section immediately, completing a surrender of licence request form available online. The licence holder will be liable for premises licence fees indefinitely unless the licence is surrendered or transferred.

### **Gaming Machine Licences**

If applicable to this premises, please note that any gaming machine notifications in place at a premises lapse upon transfer and a new application must be made. Any gaming machine permits in place at a premises must be transferred separately and will also lapse on transfer.

If you have any queries on this matter please contact the Licensing Section via [licensing@barnsley.gov.uk](mailto:licensing@barnsley.gov.uk).

Yours faithfully,

Licensing Section



# BARNSELY METROPOLITAN BOROUGH COUNCIL

## PREMISES LICENCE LICENSING ACT 2003

Schedule 12 Part A  
Regulation 33, 34

<b>Premises Licence Number</b>	010126
<b>Date of Grant</b>	30 November 2007
<b>Premises Address</b>	Darfield Supersave 2 Garden Street Darfield, Barnsley South Yorkshire
<b>Postcode</b>	S73 9AA
<b>Telephone Number</b>	
<b>Activities authorised by this licence</b>	The sale by retail of alcohol
<b>Times authorised to undertake licensable activities</b>	
<b>Supply of Alcohol</b>	Supply of alcohol permitted: Monday to Saturday from 08:00 until 23:00 Supply of alcohol permitted: Sunday from 10:00 until 22:30 Licensed for the sale of alcohol for consumption off the premises.
<b>Conditions consistent with a former Children's Certificate under Section 168A of the Licensing Act 1964</b>	Not applicable
<b>Embedded Restrictions</b>	Not applicable
<b>There shall be no adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises of an adult nature unless they are specified below:</b>	None Specified
<b>Opening Hours of the Premises</b>	Hours premises are open to the public: Monday to Saturday from 08:00 until 23:00 Hours premises are open to the public: Sunday from 10:00 until 22:30
<b>Whether the sale by retail of alcohol is for consumption on and/or off the premises</b>	Alcohol-Off The Premises
<b>Name, (registered) address, telephone number and email(where relevant) of premise licence holder</b>	Mr Gowtham Raja Rajarama Flat above 2 Garden Street Darfield Barnsley S73 9AA
<b>Registered Number of Company if Applicable</b>	Not Applicable

**Designated Premises Supervisor**

*(This section will be blank if the licence does not authorise the sale of alcohol)*

<b>Name and Address of the designated premises supervisor</b>	Mr Gowtham Raja Rajarama Flat above 2 Garden Street Darfield Barnsley
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<b>Post Code</b>	S73 9AA
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<b>Personal Licence Number and issuing authority of the personal licence held by the designated premises supervisor</b>	PA 4359 Wafefield MDC
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**LEGAL SERVICES TEL: 01226 773555**



## BARNSLEY METROPOLITAN BOROUGH COUNCIL

### PREMISES LICENCE SUMMARY

<b>Premises Licence No.</b>	010126
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<b>Premises Address:</b>	Darfield Supersave 2 Garden Street Darfield, Barnsley South Yorkshire
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<b>Postal Code</b>	S73 9AA
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<b>Telephone Number</b>	
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<b>Activities authorised by this licence</b>	The sale by retail of alcohol
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<b>Times authorised to undertake licensable activities</b>	
<b>Supply of Alcohol</b>	Supply of alcohol permitted: Monday to Saturday from 08:00 until 23:00 Supply of alcohol permitted: Sunday from 10:00 until 22:30 Licensed for the sale of alcohol for consumption off the premises.

<b>The opening hours of the premises</b>	Hours premises are open to the public: Monday to Saturday from 08:00 until 23:00 Hours premises are open to the public: Sunday from 10:00 until 22:30
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<b>Where the licence authorises the sale by retail of alcohol whether this is for consumption on and/or off premises</b>	Alcohol-Off The Premises
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<b>Granted on:</b>	30 November 2007
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## BARNSLEY METROPOLITAN BOROUGH COUNCIL

### PREMISES LICENCE

#### Part B

Premises Licence Number	010126
Name, (registered) address, telephone number and email(where relevant) of premise holder	Mr Gowtham Raja Rajarama Flat above 2 Garden Street Darfield Barnsley S73 9AA
Registered Number of Company if Applicable	Not applicable
Name and Address of the designated premises supervisor	Mr Gowtham Raja Rajarama c/o 2 Garden Street Darfield, Barnsley South Yorkshire
Post Code	S73 9AA
Personal Licence Number and issuing authority of the personal licence held by the designated premises supervisor	PA 4359 Wafefield MDC

**LEGAL SERVICES TEL: 01226 773555**

# ANNEX 1

## MANDATORY CONDITIONS

### LICENSING ACT 2003

Licence ref no.	010126
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#### **1. Supply of Alcohol**

Where this Licence authorises the supply of alcohol the following conditions will apply:

- a) No supply of alcohol may be made under the premises licence-
  - i) at a time when there is no designated premises supervisor in respect of the premises licence, or
  - ii) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- b) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

#### **2. Door Supervision (except theatres, cinemas, bingo halls & casinos)**

1. Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each such individual must:

- i) Be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
- ii) Be entitled to carry out that activity by virtue of section 4 of the Act.

2. But nothing in subsection (1) requires such a condition to be imposed:

- (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c12) (premises with premises licences authorising plays or films); or
- (b) in respect of premises in relation to:
  - i) 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
  - ii) Any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

3. For the purposes of this section:

- (a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and, which is licensable conduct for the purposes of that Act, (see Section 3(2) of that Act) and
- (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

### **3. Exhibition of Films**

1. Where this licence authorises the exhibition of films, the licence includes a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.

2. 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 by that body.

3. 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.

4. In this section “children” means any 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 (c39) (authority to determine suitability of video works for classification).

### **4. Irresponsible Promotions (On Licenced Premises only)**

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.

1) 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 causes 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 favorable manner.

### **5. Dispensing of Alcohol Directly into the Mouth (On Licenced Premises only)**

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).



## **6. Tap Water (On Licenced Premises only)**

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

## **7. Age Verification Policy**

- 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 Designated Premises Supervisor in relation to the premises licences 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 holographic mark or an ultraviolet feature.

## **8. Measures (On Licensed Premises only)**

The responsible person shall ensure that–

- 1) 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) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (b) 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.

## **9. Alcohol Pricing and Duty**

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.

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,
  - (i) D is the rate 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,
    - (i) the designated premises supervisor (if any) in respect of such a licence, or
    - (ii) 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.
  - (f) 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.
  - (g) (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.

## **ANNEX 2**

### **Conditions consistent with the Operating Schedule**

Licence ref no. 010126
Not Applicable

## **ANNEX 3**

### **Conditions attached after a hearing by the Licensing Authority**

Licence ref no. 010126
Not Applicable

## **ANNEX 4**

### **Plan of the Premises to which this Licence relates:**

Plan as per appendix 1 (See attached)
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