

Details of premises licence

For: **Gusto Market**



This document provides details of the premises licence issued to the stated premises and is not a licence itself.

Licence number: PREM/01387/008

Premises the licence relates to: Gusto Market, 12 - 14 Strathmore Drive, Harehills, Leeds, LS9 6AB

Date licence first effective: 24 November 2005

Date current version effective from: 19 December 2023

Licensable activities authorised by the licence:

Sale by retail of alcohol

Monday to Saturday

08:00 - 22:30

Sunday

10:00 - 22:30

Opening hours of the premises:

The hours of licensable activities for the premises are as above. There are no regulated opening hours for non-licensable activities.

Premises licence holder(s):

Gusto Market Mini Limited, 12 - 14 Strathmore Drive, Harehills, Leeds, LS9 6AB

Designated premises supervisor:

Nabaz Ibrahim Karim

Access to the premises by children

Access to the premises by children is unrestricted

Annex 1 – Mandatory Conditions

1. No supply of alcohol may be made under this 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.
3. 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.

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.

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. 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 of this condition -

- 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" mean value added tax charged in accordance with the Value Added Tax Act 1994.

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.

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.

Embedded Restrictions

5. Alcohol shall not be sold or supplied except during the hours stated on this licence and:
 - a. On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m.
 - b. On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).
6. Alcohol shall not be sold or supplied except during permitted hours.

In this condition, permitted hours means:

- a. On weekdays, other than Christmas Day, 8 a.m. to 11 p.m.
 - b. On Sundays, other than Christmas Day, 10 a.m. to 10.30 p.m.
 - c. On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m.
7. The above restrictions do not prohibit:
 - a. the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
 - b. the sale of alcohol to a trader or club for the purposes of the trade or club;
 8. Alcohol shall not be sold in an open container or be consumed in, the licensed premises.

Annex 2 – Conditions consistent with the operating schedule

General – All four licensing objectives

9. CCTV shall be installed with recording facilities such recordings shall be retained for a period of 28 days (except where such retention cannot be achieved due to reasonable periods of maintenance or repair) and made available within a reasonable time upon request by the police as long as the request is in accordance with data protection principles.
10. A refusals book (or equivalent) shall be kept at the premises to record all instances where sale of alcohol is refused. Such records shall show:
 - a. The basis for the refusal;
 - b. The person making the decision to refuse; and
 - c. The date and time of the refusal.

Such records shall be retained at the Premises for at least 12 months, and shall be made available for inspection by the Police or any other authorised person on request.

The refusal log will be checked and signed off regularly by management.

11. The premises will operate a proof of age scheme and will require photographic identification from any person who appears to be under the age of 25 years and signage to this effect is to be prominently displayed within the premises, including the premises entrance and behind the service counter.
12. All members of staff involved in the retail sale of alcohol and other age restricted products shall be trained in the prevention of underage sales at least once every 6 months. The training must include:
 - a. What age restricted products are sold at the store
 - b. The Challenge 25 policy and what this means
 - c. What forms of ID the business will accept as proof of age
 - d. How to complete the refusals book

Details of training will be recorded in an electronic or paper record and this formation shall be made available for inspection by the Police or any other authorised person on request, with all such records being retained for at least 12 months. Training records must specify:

- a. The name of the trainee
- b. The name of the trainer
- c. The date the training was delivered
- d. The nature of the training, i.e. induction/initial or refresher

The trainee must also sign a declaration confirming that they have undertaken and understood the training. The declaration document shall be made available for inspection by the Police or any other authorised person on request and shall be retained for at least 12 months.

13. Signage will be displayed in the premises requesting that customers do not linger in the vicinity and refrain from causing any nuisance.
14. No alcohol or tobacco products will be purchased from unknown sources such as itinerant traders "cold callers" at the premises. A notice shall be displayed close to the entrance to the premises (either on a shop window or door etc) which clearly indicates that alcohol and tobacco products will not be purchased from "cold callers" visiting the premises.
15. All alcohol and tobacco products will be purchased from a bona fide wholesaler. All such purchases will be accompanied with official invoices which will allow full traceability through the supply chain alongside any applicable AWRS Scheme Number for that supplier. Invoices will be retained on the premises for a minimum of 6 months and will be provided on request to a Police Officer or authorised officer of Leeds City Council with a reasonable and valid reason for doing so.
16. The Premises Licence Holder and/or the Designated Premises Supervisor will ensure that all staff are instructed and trained on the subject of illicit alcohol and tobacco products, including periodic refresher training. Records of the training will be made and kept up to date and checked on a regular basis by the Premises Licence Holder and/or Designated Premises Supervisor.
17. The individual known as Omar Rashka or any company for which he is a current director shall be excluded from holding this premises licence and Omar Rashka shall be excluded from being appointed as Designated Premises Supervisor at the premises. Omar Rashka will not be involved in the day to day running of the premises, nor will he be employed as a manager or as a member of staff at the premises. Neither shall the said Omar Rashka receive any form of benefit - financial or otherwise - from the operation of this premises.

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

General – All four licensing objectives

18. The name of the premises shall not contain any reference to alcohol.
19. There will be no internal or external window displays, posters, advertisements or other imagery depicting or referring to alcohol and neither shall any such displays, posters, advertisements or other imagery be placed on the shop frontage or in front of the premises.