

Licensing Update

September 2010

The remaining provisions of **The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010** come into force on 1st October 2010. Are you prepared?

The two provisions will be mandatory and relate to :-

- Age Verification Schemes;
- The availability of smaller measures of alcohol

Age Verification Schemes

The Premises Licence Holder must ensure that they have an age verification policy in place which requires that all persons who appear to be under the age of 18 produce identification bearing their photograph, date of birth and a holographic mark. In practice most local authorities consider it best practice to verify the ages of anyone who appears to be under 21 and you therefore might be best advised to use that as your benchmark, rather than 18.



Smaller Measures

You must now ensure that any of the following drinks sold in an unsealed container (ie by the glass) are available in the following measures:-

- Beer and cider - 1/2 pint
- Gin, rum, vodka or whisky - 25 ml or 35 ml
- Still wine - 125 ml

And you must ensure that customers are aware of the availability of these measures, therefore they should be shown on your menus and wine lists.

Since 6th April 2010 you should also have been ensuring that free tap water is provided on request to customers where it is reasonably available.

Also since 6th April various drinks promotions regarded as "irresponsible" are no longer permitted. These include activities which involve:-

- Drinking quantities of alcohol within a certain time limit
- Drinking as much alcohol as possible
- Providing free or discounted alcohol as a reward for purchasing/ drinking alcohol
- Providing free or discounted alcohol in conjunction with the outcome of some sporting event



If you want any advice on the new conditions, or advice generally about your Premises Licence then please contact **Suzie Fisher** at our Kendal Office on 01539 720136 or suzie.fisher@hwlegal.co.uk

HW Solicitors Ltd - 53 Stramongate, Kendal, LA9 4BH and 25 Crescent Road, Windermere LA23 1BJ
www.hwlegal.co.uk