

Mr W Porter
Porters Bar and Grill
10 High Street
Cullompton
EX15 IAA

Public Health
Phoenix House
Phoenix Lane
Tiverton
Devon
EX16 6PP
www.middevon.gov.uk

Your Ref:
Our Ref:

Contact: Licensing
Telephone: 01884 255255
Email: jtaylor@middevon.gov.uk
DX: 49011 (Tiverton)
Date: 10 September 2020

Dear Mr. Porter.

Thank you for your time when I telephoned you regarding a complaint we had received about you allegedly supplying alcohol at Porters Bar and Grill in Cullompton by retail without a Premises Licence or a Temporary Event Notice in place.

We have looked at the evidence which has been provided and the screenshots do show some references to alcohol but it is not clear that this is being offered for sale or not.

We have previously advised you that it is not permitted for you to advertise alcohol for sale (this would include alcohol being listed on a menu) or display alcohol if there is no licence in place. I understand that there is no alcohol displayed and the fridges only contain soft drinks, further to this you have removed the drinks dispensers from the bar.

I also understand that you are permitting customers to bring their own alcohol and this does not require a licence and charging a corkage fee is also permissible.

I should point out the following:-

Section 136 of the licensing Act 2003

1. A person commits an offence if
 - a. He carries on or attempts to carry on a licensable activity on, or from any premises otherwise than under and in accordance with an authorisation, or
 - b. He knowingly allows a licensable activity to be so carried on.

Furthermore, a person guilty of an offence under this section is liable on summary conviction to imprisonment for a term not exceeding six months or to an unlimited fine, or to both.

**Requests for alternative formats will be considered on an individual basis.
Please telephone 01884 255255 or email customerfirst@middevon.gov.uk**

Having investigated the allegations it is not our intention to pursue this matter any further at the present time. However if we were to receive additional complaints with evidence which supports the allegations then further enforcement action may be considered.

If you have any questions or you wish to discuss this further please do not hesitate to contact me via the email address above in the first instance.

Yours sincerely



J Taylor
Specialist Officer – Licensing