



Pubs Code
Adjudicator

RESPONSE 14





Pubs Code
Adjudicator

Guidance: Accounting for duty paid on alcohol and volumes of unsaleable draught products in Pubs Code forecast profit and loss statements

Consultation under section 61(4) of the Small Business, Enterprise and Employment Act 2015

Response Form



Annex C: Response Form

Name:

Organisation (if applicable):

Address:

Email:

Please tick the box below which best describes you as a respondent to this consultation:

Pub-owning business with 500 or more tied pubs	<input type="checkbox"/>
Tied pub tenant	<input checked="" type="checkbox"/>
Interest group, trade body or other organisation	<input type="checkbox"/>
Other (please describe)	

Accounting for Duty Paid

Question 1: Do you believe that these proposals will ensure that tied pub tenants are fully informed of the duty that has been paid on the alcohol supplied to them under their tied agreement?

I believe that this approach will go a long way towards ensuring Pub Owning Businesses are more transparent with TPTs and that rent assessments are based on actual saleable products not the number of barrels supplied. We have unfortunately not been privy to this information and as such our rent has increased based solely on the number of brewers barrels supplied (with an allowance for wastage for line cleaning etc). This means our rent has been incorrectly evaluated for the past .

Question 2: If not, please explain what additional or different approaches you think would ensure compliance with Pubs Code requirements.

In addition to the proposals going forwards, I think that all Pub Owning Businesses who haven't provided this information previously and where TPT rents have been incorrectly calculated should be made to repay the difference back to the TPT.

Question 3: Can you foresee any unintended ways in which these proposals might have a detrimental effect on tied pub tenants? If so, how might such effects be mitigated?

I can't foresee that there would be any detrimental effect on TPTs.

Accounting for Waste

Question 4: Please indicate whether you agree with the proposal to account for sediment and operational waste separately.

Yes I agree – complete transparency is the only way forward.

Question 5: If not, please explain your objections.

N/A

Sediment Waste

Question 6: Do you believe that these proposals will ensure that tied pub tenants have a clear and consistent approach to information about the volume of cask ales supplied under their agreement that will be unsaleable for reasons of sediment waste?

Yes

Question 7: If not, please explain what additional or different approaches you think would ensure compliance with Pubs Code requirements.

Question 8: Can you foresee any unintended ways in which these proposals might have a detrimental effect on tied pub tenants? If so, how might such effects be mitigated?

No I can't see any detrimental effects on TPTs

Operational Waste

Question 9: Do you believe that these proposals will ensure that tied pub tenants have clear and consistent information about the volume of draught products supplied under their agreement that will be unsaleable for reasons of operational waste?

Yes

Question 10: If not, please explain what additional or different approaches you think would ensure compliance with Pubs Code requirements.

N/A

Question 11: Can you foresee any unintended ways in which these proposals might have a detrimental effect on tied pub tenants? If so, how might such effects be mitigated?

I can't foresee any detrimental effects on TPTs through these proposals.

Training and Support

Question 12: Do you have any comments on the proposed approach to access to training for tied pub tenants?

No

Question 13: Do you have any comments on the proposed training requirements in respect of BDMs?

My experience is that our BDM has received little if any training with regards to any part of the Pubs Code, its workings, how it operates and what it is meant to deliver. Every time we have a query about our claim which is with the PCA office at the moment, he simply refers us to the [REDACTED] and Compliance Officer stating that 'I don't really understand this'. Could there/should there be mandatory training with certification at the end of it to demonstrate that all BDMs have a clear understanding of the Pubs Code and the role they are meant to play in it?

Office of the Pubs Code Adjudicator

This document can be accessed at www.gov.uk/pca

If you require this information in an alternative format or have general enquiries about the Pubs Code Adjudicator and its work, contact:

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