

**NORTHAMPTON BOROUGH COUNCIL**

**ALCOHOL & GAMBLING LICENSING SUB-COMMITTEE**

Your attendance is requested at a meeting to be held at The Council Chamber, The Guildhall, St. Giles Square, Northampton, NN1 1DE on Wednesday, 28 August 2019 at 10:00 am.

**George Candler**  
**Chief Executive**

**AGENDA**

1. ELECTION OF CHAIR
2. DECLARATIONS OF INTEREST
3. VARIATION PREMISES LICENCE APPLICATION

(Copy herewith)

4. LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005

To consider whether the Sub Committee should exclude the public from all or part of the hearing during consideration of any item listed above if the Sub Committee believe that the public interest in so doing outweighs the public interest in the hearing, or that part of the hearing, taking place in public, in accordance with regulation 14 of the Licensing Act 2003 (Hearings) Regulations 2005.

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## VARIATION PREMISES LICENCE APPLICATION – Alcohol and Gambling Licensing Sub-Committee

Wednesday 28 August 2019

10:00am

### 1.0 Purpose of Report

- 1.1 To consider a variation application in respect of Jimmy's Sports Bar, 6-10 Harlestone Road, Northampton, NN5 7AE. Premises Licence Number PL0419.

### 2.0 Summary

- 2.1 An online application was received from the premises licence holder Sandra Andrews on the 13<sup>th</sup> June 2019 for the variation of the above premises licence. This application did not meet with the statutory advertising requirements and as a result the application was rejected by licensing officers.

The applicant was informed of the reasons for the failure of the application and further guidance on the application process was emailed to the applicant on the 2<sup>nd</sup> July 2019.

A further online variation application was received on the 3<sup>rd</sup> July 2019 from the premises licence holder Sandra Andrews.

As part of the statutory requirement a copy of the application was served by the licensing authority onto the responsible authorities by email on the 4<sup>th</sup> July 2019.

### 3.0 Application Details

- 3.1 The variation application is requesting the additional licensable activity for;

- **live music**

The application is also requesting extended permitted days/hours for;

- **sale/supply of alcohol, and**
- **recorded music,**

There is also a request to extend the opening hours in order to align with the requested licensable activity hours.

As part of the applicants operating schedule, the applicant has also submitted a number of steps that the licence holder has agreed to implement in order to promote the licensing objectives.

A copy of the application including the operating schedule is detailed in **Appendix A.**

3.2 The current licensable activities and times are;

**Sales of Alcohol for consumption On and Off the premises:**

Monday – Saturday 10:00 – 23:00

Sunday Noon – 22:30

**Playing of Recorded Music (indoors):**

Monday – Saturday 10:00- 23:00 Midnight

Sunday Noon – 22:30

**Opening Hours:**

Monday – Saturday 10:00 – 23:30

Sunday Noon – 23:00

3.3 The requested licensable activities and times are for the following;

**Sales of Alcohol for consumption On the premises:**

Monday – Thursday 11:00 – 23:00

Friday 11:00 – 01:30

Saturday 10:00 – 01:30

Sunday 10:00 – 10:30

The application states a finish time of 10:30 on Sunday for sale of alcohol for consumption on the premises. This may be an error with the use of the 24 hour clock

**Playing of Recorded Music (indoors):**

Monday – Thursday 11:00 – 23:00

Friday 11:00 – 01:30

Saturday 10:00 – 01:30

Sunday 10:00 – 22:30

**Provision of Live Music (Indoors)**

Monday – Thursday 11:00 – 23:00

Friday 11:00 – 01:30

Saturday 10:00 – 01:30

Sunday 10:00 – 22:30

**Opening Hours:**

Monday – Thursday 11:00 – 23:00

Friday 11:00 – 01:30

Saturday 10:00 – 01:30

Sunday 10:00 – 22:30

A copy of the current licence appears at **Appendix G**.

3.3 The current Designated Premises Supervisor is:

**Name: Sandra Andrews**

**Personal Licence Number: Invalid**

**Issuing Authority: N/a**

The applicant has been advised that the premises are currently not compliant with the personal licence mandatory condition as detailed in the email correspondence at **Appendix H**.

As a result, even though the Sub-committee must consider the application today and make such decision as it sees fit, until such time as the current designated premises supervisor becomes the holder of a personal licence, or the premises licence is varied to specify another person who does hold a person licence as the designated premises supervisor, the premises are not able to supply alcohol.

**4.0 Plan of Premises Layout & Location**

There are no changes to the plan proposed in the variation application. A copy of the existing plan is detailed in **Appendix B**.

**5.0 Consultations/Representations**

5.1 When a request for the variation of a premises licence or club premises certificate is received, the applicant must display a notice at or near the premises and serve a copy of the application onto the responsible authorities. For electronic applications it is a requirement of the local authority to serve a copy of the application onto the responsible authorities.

This gives responsible authorities and interested parties the opportunity to make representations in relation to the application for a period of 28 calendar days. The last date for making a representation was the 31 July 2019.

- 5.2 A notice was displayed on the premises as seen by a licensing officer on the 3 July 2019 and in a local newspaper on the 11 July 2019. Photographs of the notices displayed at the premises are contained in the representation set out in **Appendix C**. A copy of the newspaper notice is detailed in **Appendix F**.
- 5.3 It is recommended that, as a preliminary issue, the Sub-committee hears from the parties in relation to the steps taken to advertise the application and decides whether the statutory requirements have been met and, if not, whether there has been prejudice to any person who might be affected. If the Sub-committee is satisfied that these requirements have been met and there is no prejudice it should continue to consider the remainder of the report and hear from the parties in the usual manner. If the Sub-committee is not satisfied that the statutory requirements have been met and that there is prejudice to any person who might be affected then the Sub-committee must treat the application as not being properly made and, if the applicant wishes to proceed, they will need to commence the process again.
- 5.4 The Licensing Department has received one relevant representation under the licensing objective of public nuisance from a member of the public. The member of the public has raised issues regarding the statutory advertising requirements as detailed in the representation at **Appendix C**.
- 5.5 Northamptonshire police have considered the application and have come to an agreement on the licence conditions which they would wish to see added to the licence. The conditions agreed between the responsible authority and the applicant are detailed in **Appendix D**. As is always the case, even though the parties have indicated their agreement to the inclusion of these conditions, the final decision is for the Sub-committee to make as the Licensing Authority.
- 5.6 Environmental Protection have considered the licence application pertinent to the licencing objective of the prevention of public nuisance and have agreed conditions with the applicant as detailed in **Appendix E**. Again, even though the parties have indicated their agreement to these conditions, the final decision is for the Sub-committee to make.

## **6.0 Attendance**

- 6.1 The local authority is required to send a notice of hearing to all interested parties and request confirmation of attendance. A notice of hearing was sent to the following persons on the 5 August 2019.

**Member of Public – confirmation of attendance received**

**Applicant – Sandra Andrews confirmed receipt of the hearing invitation during telephone conversation on Monday 12<sup>th</sup> August 2019**

## **7.0 Options**

7.1 At the end of the consultation period the licensing authority must hold a hearing. It must take such steps as it considers appropriate for the promotion of the licensing objectives, which are:

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance; and,
- the protection of children from harm.

The steps the Sub-Committee can take are to:

- reject the whole or part of the application; or
- modify the conditions of the licence (excluding the mandatory conditions).

The conditions of the licence are modified if any of them are altered or omitted or any new condition added.

## **8.0 Policy Considerations**

8.1 Statement of Licensing Policy

8.2 s.182 Guidance Licensing Act 2003

Section 8 gives guidance for determination of this application.

Sections xxxx to 8.82 highlight the elements of the Guidance that are most relevant with respect to the advertising of this application. This is not exhaustive and the guidance should be considered fully prior to making decisions with respect to applications.

## **9.0 Committee**

Each application must be considered on its own merits and any conditions attached to licences and certificates must be tailored to the individual style and characteristics of the premises and events concerned. This is essential to avoid the imposition of disproportionate and overly burdensome conditions on premises where there is no need for such conditions. Standardised conditions should be avoided and indeed, may be unlawful where they cannot be shown to be necessary for the promotion of the licensing objectives in any individual case.

<b>Appendix No</b>	<b>Title</b>
<b>A.</b> <b>B.</b> <b>C.</b> <b>D.</b> <b>E.</b> <b>F.</b>	Application & Conditions of Operating Schedule Existing Layout Plan Representation Member of Public Agreed Police Conditions Agreed Environmental Health Conditions Newspaper Public Notice Location map
<b>Report Author</b>	Louise Faulkner Licensing Team Leader



## Appendix A -

### Section 2 of 18

#### APPLICATION DETAILS

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.**

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

\* Premises Licence Number

Are you able to provide a postal address, OS map reference or description of the premises?

Address     OS map reference     Description

#### Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

#### Premises Contact Details

Telephone number

Non-domestic rateable value of premises (£)

*Continued from previous page...*

Do you want the proposed variation to have effect as soon as possible?

Yes                       No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes                       No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

**Describe Briefly The Nature Of The Proposed Variation**

Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

The premises is a sports bar (public house) serving food, alcohol, playing music, showing sporting events and holding private functions. All alcohol is sold for on site consumption.

**Section 4 of 18**

**PROVISION OF PLAYS**

[See guidance on regulated entertainment](#)

Will the schedule to provide plays be subject to change if this application to vary is successful?

- Yes  No

**Section 5 of 18**

**PROVISION OF FILMS**

[See guidance on regulated entertainment](#)

Will the schedule to provide films be subject to change if this application to vary is successful?

- Yes  No

**Section 6 of 18**

**PROVISION OF INDOOR SPORTING EVENTS**

[See guidance on regulated entertainment](#)

*Continued from previous page...*

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

- Yes  No

**Section 7 of 18**

**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

[See guidance on regulated entertainment](#)

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

- Yes  No

## PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will the schedule to provide live music be subject to change if this application to vary is successful?

Yes  No

## Standard Days And Timings

MONDAY

Start End Start End 

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start End Start End 

WEDNESDAY

Start End Start End 

THURSDAY

Start End Start End 

FRIDAY

Start End Start End 

SATURDAY

Start End

Continued from previous page...

SUNDAY

Start

End

Start

End

Will the performance of live music take place indoors or outdoors or both?

- Indoors       Outdoors       Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed, above below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

**Section 9 of 18**

**PROVISION OF RECORDED MUSIC**

[See guidance on regulated entertainment](#)

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

Yes  No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

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WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

- Indoors       Outdoors       Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for playing recorded music.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

**Section 10 of 18**

**PROVISION OF PERFORMANCES OF DANCE**

[See guidance on regulated entertainment](#)

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

- Yes  No

**Section 11 of 18**

**PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**

[See guidance on regulated entertainment](#)

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

- Yes  No

**Section 12 of 18**

**PROVISION OF LATE NIGHT REFRESHMENT**

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

- Yes  No

**Section 13 of 18**

**Section 13 of 18**

**SUPPLY OF ALCOHOL**

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

- Yes  No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End



Continued from previous page...

THURSDAY

Start  End

Start  End

FRIDAY

Start  End

Start  End

SATURDAY

Start  End

Start  End

SUNDAY

Start  End

Start  End

Will the sale of alcohol be for consumption?

- On the premises     Off the premises     Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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**Section 14 of 18**

**ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

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Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

Jimmy's Sports Bar has 2 gambling machines on site, which are age restricted to 18 and above.
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Section 15 of 18

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

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Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

**Section 16 of 18**

**LICENSING OBJECTIVES**

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

Training of all existing staff and new members of the team so they are aware of the premises license and the importance of promoting the 4 licensing objectives. This will include, but is not limited to, monitoring the supply of alcohol, ensuring staff are adopting the "think 25" practise and refusal to serve to intoxicated visitors. No violence or threatening behavior in or around the premises. Ensuring the illegal use of drugs is prohibited in or around the premises, notifying the police in the event that this was to ever happen. Manager of the site is in day to day control of the premises & appropriate training is provided across all staff. CCTV is in operation 24/7 with play back option available. The safety of our customers and the area of which we are located is of utmost importance to all employees at Jimmy's, we understand the importance of promoting the 4 licensing objectives together. On previous submission of an application to vary an existing premises license, we have received some advice from the licensing authority which we are already taking steps to put in place.

b) The prevention of crime and disorder

Jimmy's have security on the doors when there's events on at the weekend, dependent on the expected number of people, will have an impact of the number of security on site. Security remain on site until the premises is closed. We have CCTV 24/7 with live footage of all areas of the inside and outside of the building being shown behind the bar and on the owners phone. A play back option is available. Pool tables are covered and pool cues, darts and air hockey pucks are placed behind the bar during evenings. All items which could potentially be used as weapons are removed when events are on. Clear notices warning of potential criminal activity being reported to the police and will not be tolerated are displayed around

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the building.

c) Public safety

Jimmy's Sports Bar complies with full standard statutory fire safety controls. All equipment within the building has regular safety maintenance checks with a log book kept on site with this information in.  
We are at full capacity when we have 180 people in. To prevent overcrowding, at all events we expect to have over 100 people, we ensure we have security on the door with a click counter, stopping people from entering when we reach 180. Internal and external lighting is available with CCTV also monitoring internally & externally. There are signs located around the building clearly informing all customers that CCTV is in operation. All staff are trained in checking identification to prevent underage drinking.

d) The prevention of public nuisance

Once licensed hours are over all customers will have to leave the premises. Clear notices are displayed at the exit asking customers to exit quietly to respect nearby residents. All staff who leave at the end of the night are aware of the importance of leaving the premises quietly so as to not disturb nearby residents. All deliveries take place during the day time. Bins are emptied at mid day in the afternoon, no bottle bins will be emptied past 10pm in the evening.

e) The protection of children from harm

Children are only allowed on the premises until 9pm & they must be with someone over the age of 18. All staff are trained in checking identification, adopting the think 25 practise, with clear signs in the bar areas, only accepting passports, driving licenses or citizen cards. We also have UV lights available to identify fake identification which may be used. In the event of this happening staff are aware they must confiscate this identification and report to the police. Gambling machines are monitored to ensure the age restriction is adhered to.

## DECLARATION

\* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

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\* Full name   
\* Capacity   
\* Date  /  /   
dd mm yyyy

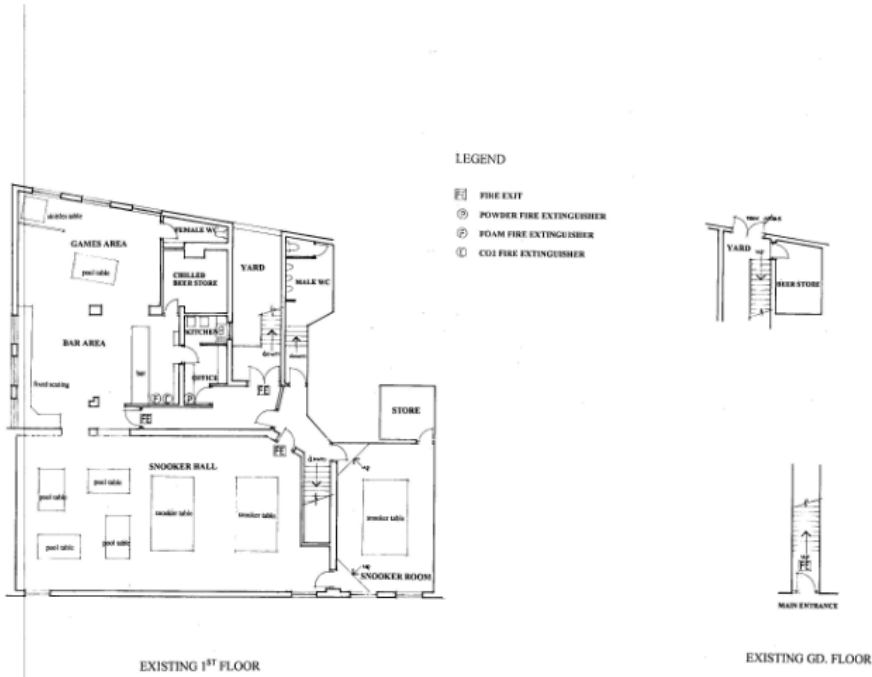
Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/northampton/change-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

# Appendix B - Plan



<b>ON-TIME DESIGN</b> ARCHITECTURE - PROJECT MANAGEMENT - PLANNING SUPERVISOR 25, CHICHESTER ROAD, NORTHAMPTON, NN4 6DL TEL: 01604 524411 FAX: 01604 524417	<b>EXISTING FLOOR PLANS FOR LICENSING PURPOSES</b> <b>AT ST. JAMES SPORTS &amp; SOCIAL CLUB,</b> <b>6 - 10, HARLESTONE RD, NORTHAMPTON</b>		No. 157098	Date 15/7/08	Scale 1:100	Drawn by J.O.R.	
			MR J. CASEY		LICENSING ACT 2003		Checked by
			EXTG. FLOOR PLANS		Approved by		01604 524411

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## Licensing Act 2003 - Premises Licence Register as at 12:51 on 17 August 2019

### Jimmy's Sports Bar

6 - 10 Harlestone Road, Northampton, Northamptonshire, NN5 7AE

**Premises Licence PL0419 from from 24/04/2019 to indefinite**

#### Licence holder(s)

<b>Full Name:</b>	Ms Sandra Andrews
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#### Designated Premises Supervisor

<b>Full Name:</b>	Ms Sandra Andrews
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#### Permitted Activities

- any playing of recorded music
- the sale by retail of alcohol

#### Premises Open Hours Granted

	Time From	Time To
Monday-Saturday	10:00	23:30
Sunday	12:00	23:00

#### Activities - Times Granted

	Time From	Time To
<b>F. Playing of recorded music (Indoors)</b>		
Monday-Saturday	10:00	23:00
Sunday	12:00	22:30
<b>M. The sale by retail of alcohol for consumption ON and OFF the premises</b>		
Monday-Saturday	10:00	23:00
Sunday	12:00	22:30

#### Additional Conditions

##### ANNEX 1 - MANDATORY CONDITIONS

##### Mandatory conditions where licence authorises supply of alcohol

(1) No supply of alcohol may be made under the premises 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.

### Licensing Act 2003

This licence is granted on the condition that the restrictions contained within the enactments specified under the Licensing Act 2003 Schedule 8 (1 & 6) are adhered to.

### Licensing Objectives

Below are the additional steps that you have agreed to undertake to promote the four Licensing Objectives and which form a part of the operating schedule for these premises: -

#### Prevention of Crime & Disorder -

Entry is permitted by electronically controlled door following CCTV and intercom vetting.  
No open containers to be taken from the premises. No irresponsible drink promotions.

#### Public Safety -

Regular safety check and log book kept. Regular checks of emergency exits and lighting.

#### Prevention of Public Nuisance -

'Good Neighbour' signs displayed at the entrance/exit advising of acceptable behaviour.  
No opening windows (to contain noise).

#### Protection of Children from Harm -

Proof of age cards. Children only permitted on the premises in company with an appropriate adult. All children to be off the premises by 9.00pm.

The following mandatory conditions are to be applied to the licence stated above in accordance with The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2014.

#### **The following conditions shall come into force on 28th May 2014**

1. 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.
2. 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 ~~24~~ and by applying the formula-

$$P = D + (D \times V)$$

**Where -**

- (i) P is the permitted price,
- (ii) 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,
- (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) "valued added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

3. 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.

4. (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.

**ADDITIONAL MANDATORY CONDITIONS.**

The following mandatory conditions are to be applied to the licence stated above in accordance with The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 as amended by the The Licensing Act 2003 (Mandatory Licensing Conditions) (Amendment) Order 2014.

**The following conditions shall come into force on 1<sup>st</sup> October 2014**

1. (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.

(2) 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 carries 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 favourable manner;

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

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

**3.** (1) 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.

(2) 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.

(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) a holographic mark, or

(b) an ultraviolet feature.

**4.** The responsible person must ensure that-

(a) 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;

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

(c) 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.”

