



RUSHMOOR BOROUGH COUNCIL

PREMISES LICENCE

Licensing Act 2003

Part 1 – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description

Address: 135 Fernhill Road
Farnborough
Hampshire
GU14 9DX

Map Ref (E): 485420
Map Ref (N): 156696
UPRN: 100062327734

Telephone 01252 545132

Where the licence is time limited the dates

This licence is **NOT** time limited

Licensable activities authorised by the licence

- (1) The retail sale / supply of alcohol;
- (2) The provision of regulated entertainment by way of recorded music (indoors only); and
- (3) To permit the consumption of late night refreshment for a period of 30 minutes after the permitted hours for alcohol sales set out below.

Times the licence authorises the carrying out of licensable activities

- (1) The retail sale / supply of alcohol:-
 - Sunday's – 12:00noon to 22:30pm;
 - Monday to Thursday – 11:00am to 23:00pm;
 - Friday's & Saturday's – 11:00am to 24:00midnight;
 - On Christmas Day – 12:00noon to 15:00pm and 19:00pm to 22:30pm.
 - On New Year's Eve, except on a Sunday – 11:00am to 23:00pm
 - On New Years Eve on a Sunday – 12:00noon to 22:30pm.
 - On New Years Eve from the end of permitted hours on New Years 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).
- (2) The provision of regulated entertainment by way of recorded music:-
 - Sunday's – 12:00noon to 22:30pm;
 - Monday to Thursday – 11:00am to 23:00pm;
 - Friday's & Saturday's – 11:00am to 24:00midnight; and
 - On New Year's Eve, except on a Sunday – 11:00am to 23:00pm
 - On New Years Eve on a Sunday – 12:00noon to 22:30pm.

- On New Years Eve from the end of permitted hours on New Years 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).

The opening hours of the premises

- Sunday's – 12:00noon to 22:50pm;
- Monday to Thursday – 11:00am to 23:20pm;
- Friday's & Saturday's – 11:00am to 00:20am the following day; and
- On New Years Eve from the end of permitted hours on New Years 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).

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

- Alcohol may be sold / supplied for consumption **ON** and **OFF** the premises

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Name: Kathryn Anne Hayden
Address: **Telephone:** Not known
Email: Not Known

Registered number of holder, e.g. company number, charity number (where applicable)

- Not applicable

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

Name: Kathryn Anne Hayden
Address: **Telephone:**
Email: Not Known

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Personal licence number: 09/00048/LAPER
Issuing authority: Rushmoor Borough Council

Granted by Rushmoor Borough Council, as licensing authority pursuant to the Licensing Act 2003 and regulations made thereunder

Date Licence Granted: 4th September 2005
Licence Effective From: 24th November 2005
Date last modified: 16th November 2017
(Transfer)

SIGNED on behalf of the
Head of Environmental Health & Housing Services
(Authorised Officer)

Annex 1 – Mandatory conditions

- (1) No supply of alcohol may be made under the premises licence:-
- (i) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (ii) at a time when the designated premises supervisor does not hold a personal licence or his/her 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.
- (i) 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.
 - (ii) 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) 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 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” means value added tax charged in accordance with the Value Added Tax Act 1994.
 - (f) Where the permitted price given by Paragraph (b) would (apart from the 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.
 - (g) Paragraph (b)(ii) applies where the permitted price given by Paragraph (b) 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.
 - (h) 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.
- (5) 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.
- (6) 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).
- (7) The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available
- (8) 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.

(9) Where, at any specified time(s), one or more individuals must be at the premises to carry out a security activity (within the meaning of the Private Security Industry Act 2001), each individual must be licensed by the Security Industry Authority (SIA).

Annex 2 – Conditions consistent with the Operating Schedule

- (1) No licensable activities shall be undertaken except during permitted hours.
- (2) The above restriction does not prohibit:-
 - (i) during the first twenty minutes after the above hours, the consumption of alcohol on the premises:
 - (ii) during the first twenty minutes after the above hours, the taking of alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
 - (iii) during the first twenty minutes after the above hours the consumption of alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;
 - (iv) consumption of alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
 - (v) the ordering of alcohol to be consumed off the premises, or despatch by the vendor of the alcohol so ordered;
 - (vi) the sale of alcohol to a trader or club for the purposes of the trade or club;
 - (vii) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale of supply of alcohol is carried out by the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
 - (viii) the taking of alcohol from the premises by a person residing there; or
 - (ix) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or
 - (x) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of the liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

- (3) No person under fourteen (14) shall be in the bar of the licensed premises after 21:00pm unless one of the following applies:-
- (i) he is the child of the holder of the premises licence;
 - (ii) he resides in the premises, but is not employed there;
 - (iii) he is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress;
 - (iv) All children under the age of sixteen (16) shall be accompanied by an adult.

(In this condition 'bar' includes any place exclusively or mainly used for the consumption of intoxicating liquor. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals).

- (4) Where the number of children attending a permitted entertainment exceeds one hundred (100) (including circumstances where the premises is permitted to be used, for hire or reward for the purpose of a permitted entertainment, the person providing the entertainment must station and keep stationed a sufficient number of adult attendants, properly instructed as to their duties, to prevent more children or other persons being admitted to the premises or to any part thereof, than the premises can properly accommodate, and to control the movement of the children and other persons so admitted while entering and leaving the premises or any part thereof, and to take all other reasonable precautions for the safety of the children.
- (5) Except for access and egress, all external windows and doors to the premises shall be closed and kept closed between 22:00pm and the end of opening hours on any day.
- (6) All external doors to the premises shall be fitted with self closing devices, which shall be maintained in good working order at all times.
- (7) All garden / external drinking areas shall be closed for licensable activities and the consumption of food and drink (including alcohol) after 22:00 on any day. Existing patrons shall be asked to leave the area quietly.
- (8) (i) No music or speech shall be relayed via external speaker / amplification systems other than for events with the prior approval of the licensing authority.
- (ii) Except in approved circumstances, all speakers and similar amplification equipment shall be kept within the premises and

- shall not be positioned near to or facing openings such as doors and windows.
- (iii) All speakers and similar amplification equipment shall be mounted on suitable anti-vibration mountings.
- (9) (i) The licence holder or nominated representative(s) shall carry out a regular noise assessment of the area adjacent to the premises.
- (iv) Noise assessments shall take place on all sides of the premises at the boundary of the nearest residential premises, and if audible, steps shall be taken to reduce noise from the premises to a level where noise is no longer audible at the monitoring points.
- (v) As a minimum, noise assessments shall be undertaken at hourly intervals starting from 22:00pm.
- (vi) Written records of these assessments and any remedial action taken should be kept and made available to either the local authority or the Licensing Authority when requested.
- (10) (i) A suitable noise complaints procedure must be established and in operation at the premises (e.g. all staff must be familiar with the complaints procedure and any complaint(s) made in respect of the premises, its customers, staff and/or the activities carried on there must be investigated and remedied as soon as, and, so far as is reasonably practicable to prevent public nuisance).
- (ii) Suitable written records (e.g. the nature of any complaint(s), action(s) taken in response, the date(s) and time(s) when any complaint was made, together with the name of the person(s) who handled the complaint) must be kept and made available to officers of Rushmoor Borough Council on request.
- (11) Prominent, clear and legible notices shall be suitably located on all exit doors of the licensed premises requesting patrons and staff to respect the needs of local residents and to leave the premises and area quietly.
- (12) Disposal of refuse such as waste bottles into external receptacles, where the noise may be audible to neighbouring properties, shall not occur between 22:00pm and 08:00am.
- (13) (i) Suitable, sufficient, prominent, clear and legible notices must be displayed within the premises requesting patrons to dispose of litter responsibly.
- (ii) Suitable and sufficient litterbins shall be provided within the premises and/or at the exits of the premises.
- (14) All lighting, including external lighting and lights activated by sensors, shall be correctly adjusted so that it only illuminates the surface(s) intended and does not unreasonably throw light onto neighbouring property.

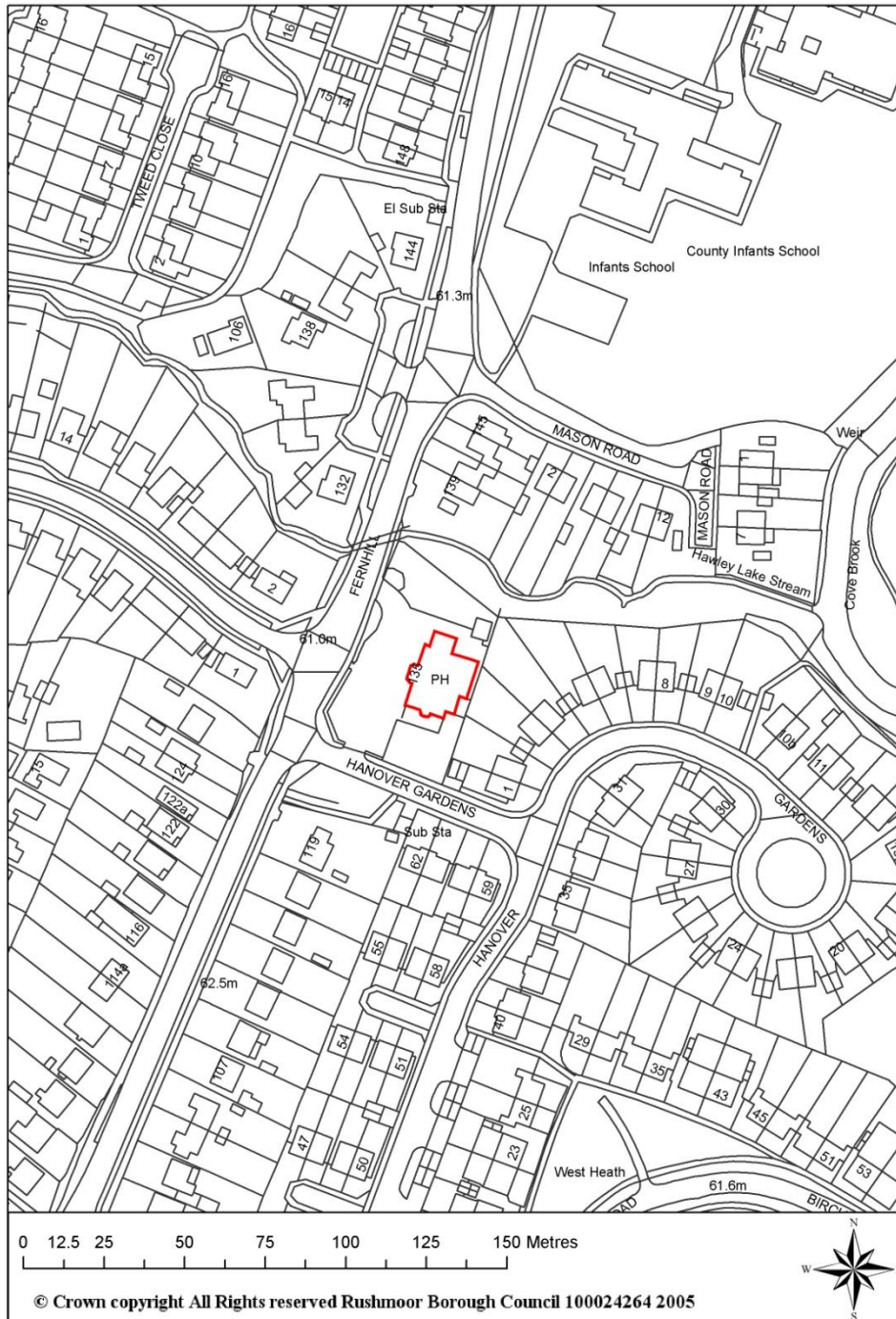
- (15) All staff at the premises shall be made aware of the conditions of this licence by a mechanism in writing.

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

None

Annex 4 – Plans

This licence permits the licensable activities stated at the premises addressed above and outlined below in accordance with the plan(s) attached and marked 17/00904/LAPRET – 12.



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