



**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

<b>Address:</b>	DM 1 <sup>st</sup> Floor, Empire High Street Aldershot GU11 1DJ	<b>Map Ref (E):</b>	486261
		<b>Map Ref (N):</b>	150861
		<b>UPRN:</b>	100062322596
<b>Telephone</b>	Not Known		

#### 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 (indoors only);
- (2) The provision of regulated entertainment by way of indoor sporting events (indoors only);
- (3) The provision of regulated entertainment by way of exhibition of films (indoors only);
- (4) The provision of regulated entertainment by way of live music (indoors only);
- (5) The provision of regulated entertainment by way of recorded music (indoors only);
- (6) The provision of regulated entertainment by way of performance of dance (indoors only);
- (7) Anything of a similar description to that falling within, 4, 5 and 6 above (indoors only)
- (8) The provision of late-night refreshment (indoors only).

#### Times the licence authorises the carrying out of licensable activities

- (1) The retail sale / supply of alcohol and the provision of regulated entertainment by way of exhibitions of films, live music, recorded music, performance of dance and anything of a similar description to 4, 5 and 6 above:-
  - On any day – 12:00pm to 03:00am the following day;
- (2) The provision of regulated entertainment by way of indoor sporting events:-
  - On any day – 12:00pm to 03:00am;
  - When showing a pay per view, televised sporting event - 12.00pm to 05:00am.
- (3) The provision of Late-Night Refreshment:-
  - On any day – 23:00pm to 03:00am the following day

**The opening hours of the premises**

(1) On any day - 12:00pm to 03:00am the following day

**Where the licence authorises supplies of alcohol whether these are on and/or off supplies**➤ Alcohol may be sold / supplied for consumption **ON** the premises **ONLY**.**Part 2****Name, (registered) address, telephone number and email (where relevant) of holder of premises licence****Name:** Mr Puran Giri**Address:****Telephone:****Email:** empirealdershot@gmail.com**Registered number of Holder, e.g. company number, charity number (where applicable)**

➤ N/A

**Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol****Name:** Mr Dhurba Gurung**Address:****Telephone:** Not known**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:** 22/00371/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: 6<sup>th</sup> February 2019Date Licence Effective: 6<sup>th</sup> February 2019Date Last Modified: 21<sup>st</sup> April 2022

(Change of DPS)

**SIGNED** on behalf of the  
Head of Operational 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) 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.

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—

- (i) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
  - (a) 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
  - (b) drink as much alcohol as possible (whether within a time limit or otherwise);
- (ii) 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;
- (iii) 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;
- (iv) 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;
- (v) 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).

- (4) The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- (5) (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.
- (iii) 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.
- (6) The responsible person must ensure that—
- (i) 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—
- (a) beer or cider: ½ pint;
  - (b) gin, rum, vodka or whisky: 25 ml or 35 ml; and
  - (c) still wine in a glass: 125 ml;
- (ii) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (iii) 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.”
- (7) 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 –
- (i) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979

(ii) “permitted price” is the price found by applying the formula –

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

Where –

- (a) P is the permitted price
  - (b) 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
  - (c) 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;
- (iii) “relevant person” means, in relation to premises in respect of which there is in force a premises licence –
- (a) The holder of the premises licence
  - (b) The designated premises supervisor (if any) in respect of such a licence, or
  - (c) The personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (iv) “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
- (v) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
- (vi) Where the permitted price given by paragraph (ii) 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.
- (vii) Paragraph (ii)(b) applies where the permitted price given by paragraph (ii) 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.
- (viii) 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.

- (8) 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).
  
- (9)
  - (i) In respect of the exhibition of films, the admission of children (ie: anyone aged under 18) must be restricted in accordance with any recommendation(s) made by the film classification body specified (as designated by S4 of the Video Recordings Act 1984 - the British Board of Film Classification).
  
  - (ii) Where a film classification body is not specified, the admission of children must be restricted in accordance with any recommendation(s) made by the licensing authority.

**Annex 2 – Conditions consistent with the Operating Schedule**

- (1) (i) A suitable and sufficient digital CCTV camera system linked to a suitable recording facility, which captures images of evidential quality, shall, so far as is reasonably practicable, be operational at the premises during any period in which licensable activities are permitted.
- (ii) So far as reasonably practicable, the CCTV system must be maintained to a standard acceptable to the relevant Police licensing Department, in good working order at all times and shall be serviced at least every 12 months.
- (iii) CCTV recordings and footage must be retained for a minimum period of 31 (thirty-one) days and made available for review by the Police upon request (subject to the requirements of the Data Protection legislation in force at the time)
- (iv) The CCTV system shall be stored and operated in a secure environment with limited access, to avoid damage, theft, unauthorised viewing and maintain the integrity of the system.
- (v) All CCTV recorded images/footage and copies thereof shall, so far as is reasonably practicable, display the correct time and date of each recording. The system clock shall be checked regularly for accuracy taking account of GMT and BST.
- (vi) A competent person conversant with the operation and retrieval of information contained in the CCTV system/footage shall be available to provide immediate copies of footage to the police on request. Any images recovered must be in a viewable format on either disc or VHS. Footage supplied in a digital format on CD or DVD will also have a copy of the CCTV system software enabled on the disc to allow playback.
- (vii) Suitable and sufficient warning signs shall be displayed in the public areas of the premises advising that CCTV is in operation at the premises.
- (2) (i) A written log shall be kept of all refusals, including refusals to serve alcohol. The holder of the premises licence shall ensure that the refusals log is properly maintained and this shall involve, but is not limited to, nominating in writing a responsible person to check and sign it on a weekly basis.
- (ii) Written records of any refusals shall be maintained at the premises for 12 (twelve) months and be made available to the responsible authorities immediately on request.



- (3) SIA Licensed door supervisors shall be employed and in attendance (i.e. on duty at the premises solely to carry outdoor supervisor / security duties from 21:00 hours until close of business, the minimum number of door supervisors on duty shall be:
  - (i) On Sundays to Tuesdays, a minimum of 1 (one)
  - (ii) On Wednesdays & Thursdays, a minimum of 2 (two); and
  - (iii) On Fridays and Saturdays, a minimum of 3 (three)
- (4) At times when the venue is operating under its premises licence, at least one member of SIA staff who shall be positioned at the main entrance of the venue shall wear and operate body worn video (BWV) recording equipment at all times. Another member of SIA staff operating within the venue shall also wear and operate BMV.
- (5) The equipment shall be maintained and the images will be made available as soon as practicable but at least within 48 hours to the police as long as the request is lawful with regard to data protection legislation.
- (6) The equipment shall record high definition colour images and be able to capture sound, specifically conversation. The equipment shall be able to operate in all levels of illumination, images shall be time and date stamped.
- (7) The BMV shall be of a similar specification to those currently utilised by Hampshire Constabulary and as such shall be of sufficient quality to produce evidential data
- (8) There shall be a sufficient number of devices or batteries at the venue to ensure that the devices are able to operate continually.
- (9) Where the equipment fails the Police Licensing Department responsible for the area, shall be notified immediately in writing or by e-mail as soon as is practicable and the defect rectified within 14 days of the failure.
- (10) Data obtained on the BMV shall be downloaded as soon as practicable and be retained at the venue for at least 28 days.
- (11) A written incident log shall be kept and maintained at the premises, and should contain details of the following:
  - (i) All refusals of entry to the premises, including the reason for the refusal; and



- (ii) All ejections from the venue, including a summary of the circumstances leading to the ejection, and details of all staff members involved.
  - (iii) The log must be completed as soon as is reasonably practicable after an incident, and in all circumstances prior to the end of the staff member's shift.
  - (iv) The log must be kept at the premises to which it relates and be made available to responsible authorities on requests.
- (12) Entry/access to the premises shall not be permitted between 00:30 am and the end of the specified opening hours on any day, for patrons not already using the premises and returning from the designated smoking area.
- (13) The premises shall be connected to, and actively contribute in the 'Aldershot town link radio network' (i.e. a suitable secure radio link allowing the network sharing of information and direct communication access to Rushmoor Borough Council CCTV operations room.
- (14) (i) A representative of the premises (wherever possible the Designated Premises Supervisor specified on this premises licence), shall attend meetings of any local Pubwatch or similar scheme, as long as one is in existence.
- (ii) No individual(s) and / or group(s) listed / banned by the local Pubwatch scheme from access to participating licensed premises shall be permitted on, or otherwise allowed to remain on the premises.
  - (iii) The representative shall ensure that descriptions of disorderly and / or banned individuals are circulated to other licensed venues via the Pubwatch scheme.
- (15) (i) Anyone authorised to sell or supply alcohol at the premises shall request and ensure sight of suitable identification, for proof of age, of any person appearing to them to be under the age of 25 (twenty-five) and who is attempting to purchase alcohol.
- (ii) For the purposes of this condition, suitable identification is photo driving licence, passport, or any other photographic identification bearing the "PASS" logo and the person's date of birth.
  - (iii) Further to the above, anyone authorised to sell or supply alcohol at the premises shall be instructed that no sale of alcohol shall

be made unless suitable identification, for proof of age, can be provided.

- (iv) Suitable and sufficient warning signs shall be displayed in the premises providing information in respect of the above challenge 25 policy and the request for suitable identification in connection thereof.
- (16) (i) Anyone authorised to sell or supply alcohol at the premises shall (before being permitted to make sales of alcohol) be suitably trained in respect of the following matters to a level commensurate with their duties and responsibilities:-
- (a) the refusal of the sale of alcohol to those who appear intoxicated and how to recognise them; and
  - (b) the appropriate precautions to prevent the sale of alcohol to persons under the age of 18.
- (ii) Refresher training shall take place at least every 6 months.
- (iii) Written records of such training shall be produced and be signed and dated by the member of staff receiving the training. They shall be kept on the premises to which they relate for a minimum of 2 years and be made available to the responsible authorities immediately on request.
- (10) A code of conduct for patrons and staff shall be produced and displayed at the premises.
- (11) Guests leaving the premises following the last sales of alcohol being made on any day shall be provided with a bottle of water and a snack.
- (12) With the exception of Fridays and Saturdays, and for private party bookings recorded music shall reduce to a background level from Midnight.

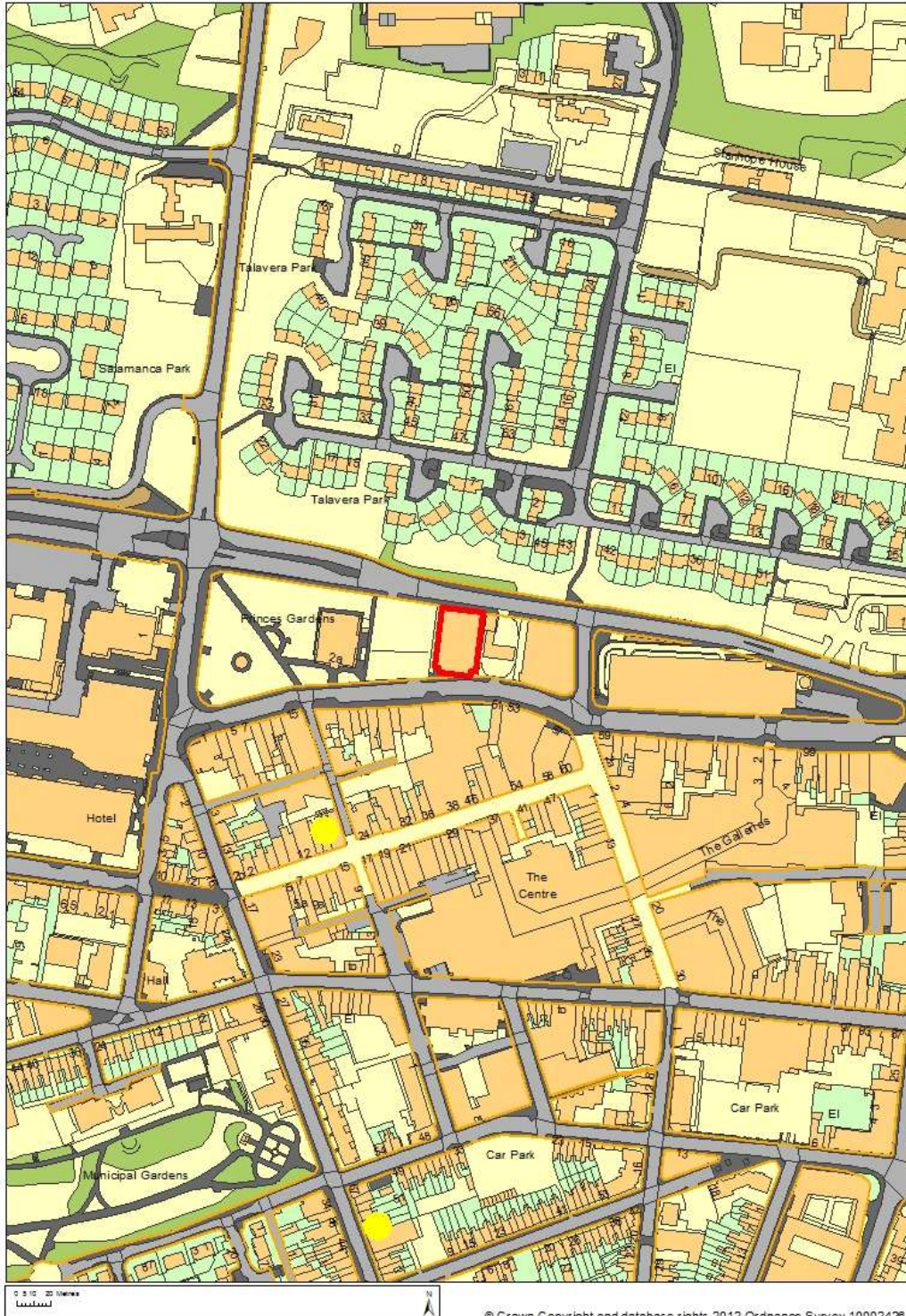
**Annex 3 – Conditions attached after a hearing by the licensing authority**

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 20/00055/LAPREM – 13.



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