

Licensing Act 2003 Premises Licence

FY PL0216

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

Lord Derby

St Annes Road West, St Annes, Lancashire, FY8 1RG.

Telephone 01253 725656

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of live music
- any playing of recorded music
- entertainment of a similar description to that falling within a performance of live music, any playing of recorded music or a performance of dance
- entertainment facilities for dancing
- provision of late night refreshment
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
E. Performance of live music (Indoors)	Monday to Sunday	10:00am	11:00pm
F. Playing of recorded music (Indoors)	Sunday to Thursday	10:00am	11:30pm
	Friday and Saturday	10:00am	12:30am
H. Entertainment of a similar description to that falling within E, F, or G (Indoors)	Sunday to Thursday	10:00am	11:30pm
	Friday and Saturday	10:00am	12:30am
J. Provision of facilities for dancing (Indoors)	Sunday to Thursday	10:00am	11:30pm
	Friday and Saturday	10:00am	12:30am
L. Late night refreshment (Indoors)	Sunday to Thursday	11:00pm	11:30pm
	Friday and Saturday	11:00pm	12:30am
M. The sale by retail of alcohol for consumption ON and OFF the premises	Sunday to Thursday	10:00am	11:30pm
	Friday and Saturday	10:00am	12:30am
	Non Standard Timings:		

The standard hours for all **licensable activities**, set out above in the Licensable Activities section of this licence are **extended** as follows:

One additional hour following every Friday, Saturday, Sunday and Monday of each, Easter Bank Holiday, May Bank Holiday, Spring Bank Holiday, and August Bank Holiday weekend as well as on Maundy Thursday and Christmas Eve.

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THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Sunday to Thursday	9:00am	Midnight
Friday and Saturday	9:00am	1:00am
Non Standard Timings:		

The **opening hours** of the premises are **extended** as follows:

One additional hour following every Friday, Saturday, Sunday and Monday of each, Easter Bank Holiday, May Bank Holiday, Spring Bank Holiday, and August Bank Holiday weekend as well as on Maundy Thursday and Christmas Eve.

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption ON and OFF the premises

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Spirit Pub Company (Services) Limited
Westgate Brewery, Bury St Edmunds, Suffolk, IP33 1QT.
Telephone 01283 498400

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Spirit Pub Company (Services) Limited 05266811

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Emma Jane WILLDER
The Admiral, St Annes Road West, St Annes, Lancashire, FY8 1RG.
Telephone 01253725656

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No. FY PA0489 Issued by Fylde

ANNEXES

ANNEX 1 - MANDATORY CONDITIONS

1.1 No supply of alcohol may be made under this licence

- At a time when there is no designated premises supervisor in respect of it or,
- At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended

1.2 Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence.

1.3 The restrictions on the times during which the licence authorises the sale by retail of alcohol on the

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ANNEXES continued ...

premises, set out in part M of the Licensable Activities section of this licence do not prohibit:

- a) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
- b) the sale of alcohol to a trader or club for the purposes of the trade or club;
- c) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- d) the taking of alcohol from the premises by a person residing there; or
- e) 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
- f) 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 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.

1.4 The terms, conditions and restrictions detailed in the Fylde Borough Council Places of Public Entertainment, Conditions of Licence (Second Schedule) and attached to this licence must be adhered to all times that regulated entertainment takes place at the premises.

1.5 The maximum number of persons permitted in the premises shall be restricted to 280.

1.6 Noise levels from entertainment's shall not exceed 33dB LA eq: (5 minutes) when measured at any point one metre from the façade of any residential premises.

Mandatory Licensing Conditions (wef 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

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ANNEXES continued ...

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.

Licensing Act 2003 (Mandatory Licensing Conditions) Order 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 found by applying the formula-

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

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ANNEXES continued ...

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.

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.

Annex 2 - Conditions consistent with the Operating Schedule

2.1 The style and operation of the premises shall not differ significantly from that of a pub.

2.2 Soft drinks and non-alcoholic refreshment shall be available.

2.3 The premises shall be operated in accordance with the principles of responsible drinking.

2.4 Whenever door staff are used at the premises, they shall be Security Industry authority (SIA) approved and shall operate in accordance with the security industry guidelines.

2.5 A zero tolerance policy towards illegal drugs will be enforced at all times within the premises.

2.6 Whenever a disc jockey is used on any night, then he/she shall ask customers to leave the premises quietly.

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- 2.7 The CCTV system installed at the premises shall be operated during all hours of trading and appropriate notices shall be displayed.
- 2.8 All instances of crime and disorder shall be reported to the police and shall be kept in an incident logbook.
- 2.9 Staff shall be given appropriate training in respect of public safety to the standards required by relevant legislation.
- 2.10 Free drinking water shall be made available at all times.
- 2.11 Whenever entertainment is being offered within the premises, additional patrols shall be undertaken by members of staff, internally and externally, to limit any noise pollution.
- 2.12 Appropriate notices will be displayed asking customers to respect neighbours when leaving the premises.
- 2.13 Where text pagers and/or radio pagers are in use at the premises, they shall be operated during all hours of trading and shall be monitored by a responsible member of staff.
- 2.14 Whenever the premises are open for an extended period between the cessation of the supply of alcohol and the closure of the premises, soft drinks and non-alcoholic refreshment shall be available.
- 2.15 Whenever children are allowed upon the premises, any entertainment offered within the premises shall be suitable for young persons.
- 2.16 Children shall be required to be supervised by the accompanying adult at all times.
- 2.17 A recognised Proof of Age Policy shall be operated and enforced.

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

- 3.1 All amplified music (bands etc) to finish no later than midnight except on Christmas Eve and New Year's Eve.
- 3.2 All doors and windows on the premises shall be closed after 22.00 hours while licensable activities are taking place.
- 3.3 At all times when recorded or amplified music is being provided on the premises, such music shall be subject to an automatic noise limitation device, the device being set to cut off the sound if the volume reaches a pre-set level, such level to be to the reasonable satisfaction of the environmental health authority.
- 3.4 The premises shall be equipped with a closed circuit television system, which is appropriate to its purpose and is provided and maintained to the satisfaction of the enforcement Authorities.
- 3.5 The premises shall be operated in accordance with the principles outlined by the 'Nightsafe' Scheme, as are relevant to those premises and indicated in the associated leaflet.
- 3.6 The premises shall be operated in participation with the 'Pubwatch' scheme (radio link if applicable).
- 3.7 All staff shall have received suitable training in relation to the proof of age scheme to be applied upon the premises. Records to evidence this shall be made available to an authorised officer upon request.
- 3.8 Appropriate measures shall be taken to ensure that staff prevent the removal of bottles or glasses from the curtilage and grounds of the licensed premises.

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- 3.9 Only toughened glass vessels shall be used to dispense beverages to customers, where available.
- 3.10 Another member of staff shall be nominated to act for the Designated Premises Supervisor, in their absence, whose identity is known by all other staff when such absence occurs.
- 3.11 Risk assessments carried out by or on behalf of the licence holder which relate to a licensing objective shall be available for inspection by an officer or a Responsible Authority.
- 3.12 Security arrangements shall be sufficient to discourage the sale and consumption of drugs and shall ensure regular checks of toilet areas.
- 3.13 Records of incidents involving the use and/or detection of drugs shall be maintained and those records shall be available for inspection.
- 3.14 Confiscated and found drugs shall be stored, disposed of and transferred in accordance with procedures agreed with the Lancashire Constabulary.
- 3.15 During the final hour of daily trading, appropriate announcements shall be made or images projected to remind patrons of the need to leave the premises without causing annoyance, nuisance or disturbance to local residents and to advise patrons of any taxi free-phone or collection arrangements available upon the premises.
- 3.16 Frequent collection of glasses and bottles shall be undertaken to ensure that empty containers do not accumulate in or around the licensed premises.
- 3.17 A clear, legible and conspicuous notice requesting patrons to avoid causing noise, nuisance or disturbance to local residents shall be displayed at every exit.

Annex 4 - Plans

See attached plan referenced FYPL 0216

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Premises Licence Summary

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Telephone 01253 725656

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