

LICENSING ACT 2003

PREMISES LICENCE



PART A – Part 1

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|---|--------------|-----------------|
| The Harbour House Ryde Harbour Esplanade Ryde Isle of Wight PO33 1JA | Licence Ref: | 19/01004/LAPVAM |
| | Valid from: | 24 July 2019 |

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|--------------------------------|---------------------------|
| Premises Licence Holder | Leigh Hyatt [REDACTED] |
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PART A – Part 2

Licensable Activities

| Activity | Days of Week | Start | Finish |
|---|------------------|-----------|-----------|
| Live Music (Indoors and Outdoors) | Monday to Sunday | 13:00 hrs | 21:00 hrs |
| Recorded Music (Indoors and Outdoors) | Monday to Sunday | 10:00 hrs | 23:00 hrs |
| Sale of Alcohol (supplied for consumption both on and off the premises) | Monday to Sunday | 10:00 hrs | 23:00 hrs |

Hours premises are open to the public

| Days of Week | Open | Close |
|------------------|-----------|-----------|
| Monday to Sunday | 10:00 hrs | 23:00 hrs |

Non standard timings

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| Not Applicable |
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Registered number of holder, for example company number, charity number

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| Not Applicable |
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Name of designated premises supervisor where the premises licence authorises the supply of alcohol

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| Mr Karl Harding [REDACTED] |
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Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

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| Licence Number: 18/00346/LAPERS Licensing Authority: Isle of Wight Council |
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Annex 1

Mandatory Conditions

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.
3. (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).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5. (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.
6. 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.

7. (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.

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.

(2) Where the permitted price given by paragraph b 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.

(3) Sub-paragraph (4) applies where the permitted price 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.

(4) 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.

(Where the Premises Licence authorises the exhibition of films)

8. Admission of children to the exhibition of any film is to be restricted in accordance with Section 20.

(Where the Premises Licence includes a condition that door supervisors must be used)

9. All security personnel must be licensed by the Security Industry Authority.

Annex 2

Conditions consistent with the operating schedule

1. The number of door supervisors to be engaged on any occasion shall be determined by the licence holder, taking into account such factors as the nature and duration of licensable activities proposed, the number, age and character of persons likely to attend, and any known risks to impact on the promotion of the licensing objectives. The licence holder shall make a written record of the number of door supervisors to be engaged and the factors taken into account by the licence holder. Any such record shall be produced to a police officer or authorised officer of the local authority on reasonable request.
2. The outdoor seating area shall be clearly defined by barrier system. The purpose of this system is to prevent easy access or egress to or from the area by anywhere other than designated entry/exit points. The barrier must be sufficiently robust to accomplish this task.
3. A CCTV system shall be installed, maintained and must be in operation at all times that the premises are open to the public. Recorded images must:
 - a) be of sufficient clarity to allow personal identification.
 - b) display the correct time and date of the recording which shall be checked regularly for accuracy, taking account of GMT and BST.
 - c) provide coverage of:
 - i. every public entrance and exit.
 - ii. every area where alcohol is sold or displayed for sale and
 - iii. any other location deemed appropriate by the Police or Licensing Authority.
 - d) be retained for a period of at least 30 days
 - e) be produced for a police officer or responsible officer of the local authority to review on request and
 - f) be exported to removable media (e.g. CD/DVD/USB device) if requested by a police officer or responsible officer of the local authority.

A member of staff capable of operating the CCTV system shall be present at all times the premises are open to the public and have access to the system to enable images to be reviewed and/or produced upon request.

4. No person will be permitted to take or remove alcoholic or other drinks from the premises in open glass containers.
5. All persons engaged in the sale of alcohol shall receive training or instruction to prevent the sale to anyone who is drunk or apparently under the age of 18 years. Such training will also include the details of the Premises Licence as well as its conditions. Staff members shall receive such training on induction, also at intervals not greater than one year apart. A record shall be made of;-
 - the date the training or instruction was delivered,
 - its content, and
 - the names of the members of staff who received it.

The record shall be produced to a police officer or an authorised officer from the local authority on reasonable request.

6. A written record shall be made of every incident of crime and disorder taking place on the premises, to include any action taken by staff. Every entry in the record shall be signed and dated by the person making it. This record shall be produced to a police officer or an authorised officer of the local authority on reasonable request.
7. A written record shall be made of every refusal to sell alcohol to a person who is drunk or apparently aged under 18 years. Each entry shall be signed and dated by the person making it. The record shall be checked and counter signed by the DPS on at least a weekly basis and shall be produced to a police officer or authorised officer of the local authority on reasonable request.
8. The "Challenge 25" scheme will be adopted at the point of the sale of alcohol.

Annex 3
Conditions attached after a hearing by the licensing authority

Not applicable

Annex 4 Plans



