

**LICENSING ACT 2003
PREMISES LICENCE**



DISTRICT COUNCIL
NORTH OXFORDSHIRE

PART A – Part 1

J.T's 25 Cornhill Market Place Banbury OX16 5NG	Licence Ref:	PRM0072
	Date Granted:	18.04.2017
	Valid from: Valid to:	Not Time Limited
	Issue date:	18.04.2017
	Tel No.:	01295 258447

Premises Licence Holder	W. Brakspear And Sons LTD The Bull Courtyard Bell Street Henley N Thames Oxfordshire RG9 2BA
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PART A - Part 2

Licensable Activities - Alcohol Sales

Activity	Days of Week	Open	Close
Sale of Alcohol Alcohol is supplied for consumption both on and off the Premises	Monday	09:00	00:30
	Tuesday to Friday	09:00	01:30
	Saturday and Sunday	09:00	02:00

Licensable Activities - Other

Activity	Days of Week	Open	Close
Exhibition of Film, Indoor Sporting Event (Indoors)	Sunday	11:00	00:30
	Friday and Saturday	10:00	02:00
	Monday to Thursday	10:00	01:00
Live Music Indoors (Indoors) All performances to cease at least an hour before closing time On a maximum of 4 times per week every Friday and Saturday occasional Thursdays and Sundays	Sunday	11:00	00:00
	Friday and Saturday	10:00	01:00
	Monday to Thursday	10:00	00:00
Late Night Refreshment (Indoors and Outdoors)	Sunday	23:00	01:00
	Friday and Saturday	23:00	02:30
	Monday to Thursday	23:00	01:30

Performances of Dance (Indoors)	Monday	18:00	00:30
	Tuesday to Friday	18:00	01:30
	Saturday and Sunday	18:00	02:00
Playing of Recorded Music (Indoors and Outdoors) Exterior Music on low volume to cease on all days at 00:00 Amplified Music and voices emitted from the external speakers shall not exceed 45DBA when measured at a point marked red on the attached plan	Monday	08:00	01:00
	Tuesday to Friday	10:00	01:00
	Saturday and Sunday	08:00	02:30

Non Standard Times

All Licensable Activities and Opening Hours Christmas Day 12:00 to 18:00

New Year's Eve inclusive hours of 09:00 New Year's Eve to Closing Hours the New Year's Day

An additional Hour for Bank Holidays when they fall on a Monday

Opening Hours

Days of Week	Open	Close
Monday	08:00	01:00
Tuesday to Friday	08:00	02:00
Saturday and Sunday	08:00	02:30

Registered number of holder, for example company number, charity number

Registered Company Number 46656

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Mr Aidan Patrick Conway

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 Number:
Licensing Authority:



Nicholas Sutcliffe
Licensing Manager
18 April 2017

Annex 1 – Mandatory

All Premises Licence authorising supply of alcohol

The licence is granted subject to the Mandatory conditions for sale of alcohol as set out in the Licensing Act 2003 as amended by the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 and Order 2014.

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 then 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
- 3.2 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.
- 5.2 The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

- 5.3 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 whiskey: 25ml or 35ml; and
 - iii. still wine in a glass: 125ml; and
 - 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.

Minimum Drinks Pricing

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 -

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

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 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 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 Value Added Tax Act 1994

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

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

4.2 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

If the Premises Licence allows Exhibition of Films

1. Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.

2. Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation by that body.

3. Where

(a) The film classification body is not specified in the licence, or

(b) The relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,

admission of children must be restricted in accordance with any recommendation made by that licensing authority.

4. In this section "children" means any person aged under 18; and

"film classification body" means the person or persons designated as the authority under Section 4 of the Video Recordings Act 1984(c39) (authority to determine suitability of video works for classification).

If the Premises Licence has conditions in respect of Door Supervision except theatres, cinemas, bingo halls and casinos

1. Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each such individual must:

- (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
- (b) be entitled to carry out that activity by virtue of section 4 of the Act.

2. But nothing in subsection (1) requires such a condition to be imposed:

(a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c12) (premises with premises licences authorising plays or films) ; or

(b) in respect of premises in relation to:

(i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or

(ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

3. For the purposes of this section:

(a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and, which is licensable conduct for the purposes of that Act, (see Section 3(2) of that Act) and

(b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

Annex 2 – Conditions consistent with the operating schedule

General - all four licensing objectives

The type of regulated entertainment provided reinstate the normal pub entertainments that were previously unregulated.

No new steps have been identified by risk assessment in relation to the four licensing objectives except as below.

I have considered the terms of your local licensing policy in preparing this application.

Regular staff meetings (one hour) with training including health and safety, fire procedures, under age, drugs etc.

Also please attach music licence 275 conditions to be adopted.

(1) Admittance to the Premises

No person shall be admitted or readmitted to the premises after midnight on a Friday and Saturday.

(2) Maximum Numbers of Persons Present

The maximum number of persons present on the premises at any one occasion shall be limited to 110.

(3) Number of Door staff Required

A minimum of one male and one female registered door supervisor/attendants shall be present during each public entertainment event. Door staff shall be employed to supervise the premises until 30 minutes after the premises have closed or until they have been completely vacated by all patrons.

(4) CCTV Monitoring

The premises when in use shall be monitored by a CCTV system. The images shall be recorded onto tapes, which shall be kept for one month from their recording date. One camera shall be so positioned to record details of all persons admitted to the premises. The Licensee shall, on demand, where required to do so by the Licensing Authority, give up such recorded tapes to the Licensing Authority which shall be able to retain the tapes until such time as it no longer requires them.

(5) Nuisance

(a) The Licensee shall ensure that all persons resorting to the licensed premises for the first time are provided with a written code of the behaviour, which is expected of persons using the premises. Such written information will include reference to the likelihood of persons being banned from the licensed premises if they do not conduct themselves in an appropriate manner and of the fact that any ban will be vigorously enforced by the staff controlling admission to the premises.

(b) The Licensee shall ensure that reasonable action is taken to identify persons who cause disturbance within the premises, or those who may cause a nuisance or annoyance to residents or passers-by upon arriving at or leaving the premises. Such persons must be formally warned about their conduct and advised in writing if and when they are banned temporarily, or permanently, from attending the licensed premises and are asked not to do so. The staff who supervise the admission to the premises shall be kept advised by management of the identities of persons whose access is temporarily or permanently restricted in order that such staff may exercise the controls referred to in condition 2.1.

(c) Noise from amplified music, or voices, shall not be such as to cause a nuisance to occupants within residential properties (with the windows open in the normal manner for ventilation) within the vicinity of the licensed premises.

(d) The Licensing Authority may stipulate that live or recorded music be played at levels which it has previously notified to the Licensee either for one particular occasion or a series of occasions.

(e) All doors and windows to be kept closed during entertainment events.

(6) Management Policy and Protocols

(a) Queue Management

(i) The Licensee shall operate a queue management policy which is acceptable to the Licensing Authority. The Licensing Authority may require, subject to the views of the Police and/or Highway Authority, barriers to be provided as part of any queue management policy, or any other devices which may facilitate the necessary controls agreed with the Licensing Authority.

(ii) Without prejudice to any other matters referred to in the policy, there should be provision for the identification of potential under-age persons by the production of suitably reliable forms of identification.

(iii) The policy shall be produced for approval to the Licensing Authority.

(b) Participation in Pubwatch

(i) The licensee, or a person employed in a management capacity at the premises shall attend the local meetings of "Pubwatch" on each occasion they are convened in order to participate in the arrangements which are decided in relation to persons who shall not be allowed into premises with on-licences. The decisions relating to those who are banned from entering premises under the Pubwatch arrangements shall be vigorously enforced by the licensee.

(ii) In the event the Licensee is unable to participate in any meeting of Pubwatch a management level deputy shall attend in their stead.

(iii) The participation in the Pubwatch scheme shall require the provision by the licensee of a radio or radios to be used at the premises in connection with the passage of information to similar establishments in

connection with the exchange of information under the Pubwatch scheme. The availability of, and operational capability to use the radios, shall be demonstrated to the Licensing Authority.

(c) Protocol for Intervention Management

The Licensing Authority shall be provided with a written protocol by the Licensee which sets out how the venue will be suitably controlled so as to ensure that all appropriate staff are aware of the need to prevent the excessive consumption of alcohol, and that a system is in place which can provide for the Police to be called to intervene if necessary in any developing problems within the premises, which are likely to have effect on public order.

(7) No bottles or glasses containing alcohol are to be taken from the premises.

(8) No Drinks Promotions without Approval

(i) No promotions involving alcoholic drinks being sold at lower prices than the Licensee would normally charge shall take place in connection with any public entertainment event held on any day without the prior agreement of the Licensing Authority who shall first consult the Police. Any application for an event involving such a drinks promotion shall be made at least 14 days prior to the event.

(ii) Where drinks promotions have been agreed under (i) they shall not be varied without prior reference to the Licensing Authority.

(9) The Licensing Authority may specify any further conditions which are not otherwise specified herein, and which are deemed necessary to facilitate the control and functioning of the premises.

The prevention of crime and disorder

Proving a 30 minute of opening hours after the end of the sale of alcohol will promote this objective as the last drink will be consumed less quickly with access to the pubs toilet facilities.

Not less than 10 days' notice will be provided to the Police when any event days are planned.

Active member of Pub Watch Scheme.

No entry or re-entry after 00:00 hours.

No discounted drink promotions are operated.

Challenge 25 policy to be adopted

Public Safety

My risk assessment has not identified any risks.

Door security is provided on Fridays and Saturdays and when entertainment is used and are qualified to SIA standards (both male and female).

Toughened glass is use.

Exterior lighting provided.

CCTV cameras are in use both inside and outside the premises.

Capacity limit when entertainment used is 110 people.

The prevention of public nuisance

Live entertainment will cease at least one hour before closing time.

I will monitor noise levels to ensure no noise nuisance to neighbours.

The patio area will be evacuated by 00:00 hours.

No outside speakers in use after 00:00 hours.

There is a zero tolerance to drugs and staff have been trained accordingly.

The Designated Premises Supervisor/Duty Manager shall ensure that no nuisance is caused by noise emanating from the premises or by vibration transmitted through the structure of the premises.

All external doors / windows must be kept closed, other than for access and egress, in all rooms when events involving amplified music or speech are taking place.

Entertainment is to be held internally only.

Amplified music and voices omitted from the external speakers shall not exceed 45dBA when measured at the point marked red on the attached plan.

The protection of children from harm

The restrictions sets out in the Licensing Act 2003 will apply.

No unusual risks of harm have been identified.

No unaccompanied children will be allowed.

No children under the age of 16 will be allowed after 21:30.

Photographic proof of age is required by staff all of whom have been trained.

The patio will be evacuated by 00:00 hours - Except for the use of smokers in smoking area.

The security team at weekends will control the entrance of customers from the patio entrance.

At the end of the trade on Friday and Saturday the Patio area will be monitored by security team to ensure that customers disperse in an orderly manner.

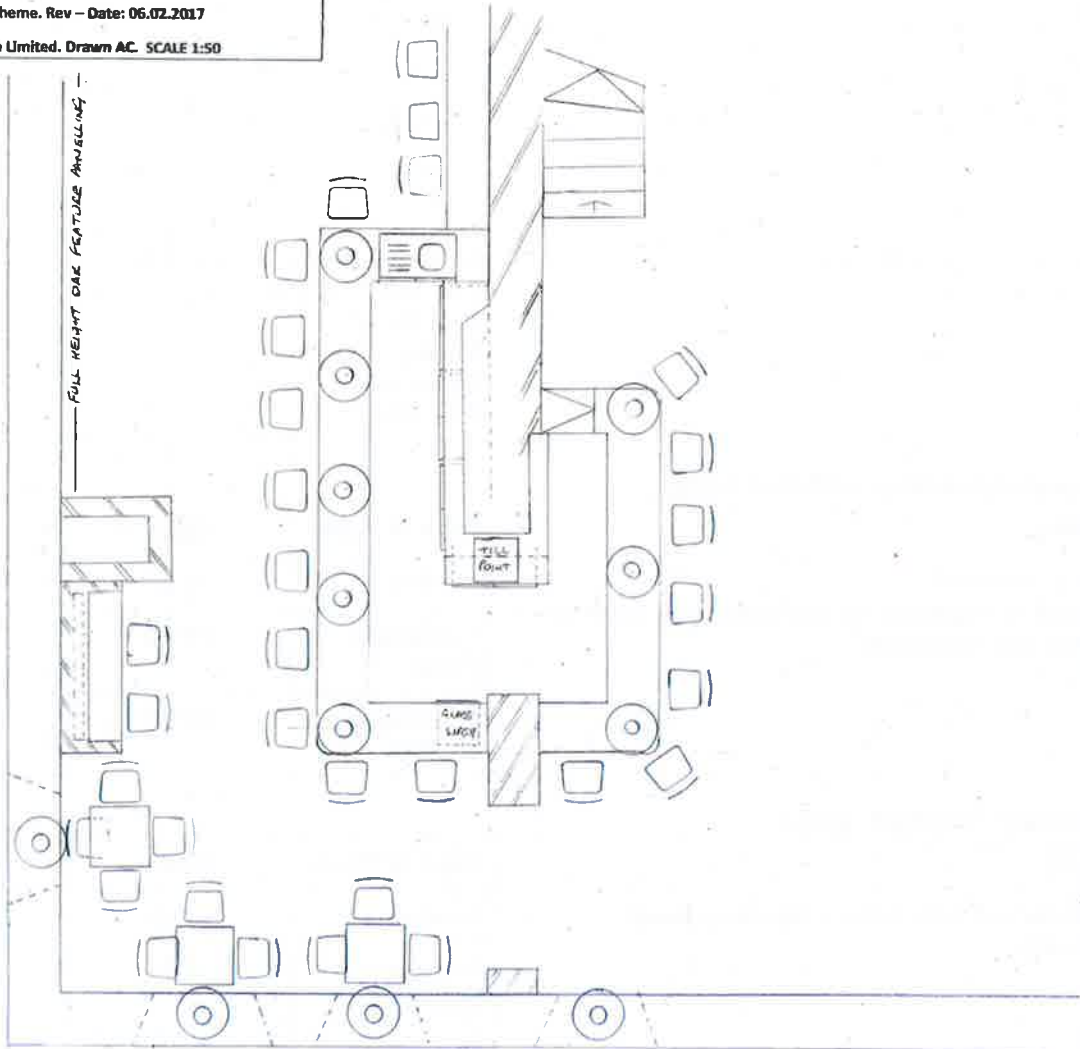
No entertainment of an adult nature.

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

Conditions Required by Committee

Annex 4 – Plans

J.T. Davies Public Bar. Brakspear.
BAR PLAN.
Proposed Scheme. Rev – Date: 06.02.2017
CLAC Leisure Limited. Drawn AC. SCALE 1:50



BAR PLAN PROPOSED 1:50

NOTES:

**LICENSING ACT 2003
PREMISES LICENCE**

PART B

J.T's 25 Cornhill Market Place Banbury OX16 5NG	Licence Ref:	PRM0072
	Date Granted:	18.04.2017
	Valid to:	Not Time Limited
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	Tel No.:	01295 258447

Premises Licence Holder	W. Brakspear And Sons LTD The Bull Courtyard Bell Street Henley N Thames Oxfordshire RG9 2BA
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Registered number of holder, for example company number, charity number

Registered Company Number 46656

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Mr Aidan Patrick Conway

State whether access to the premises by children is restricted or prohibited

Restricted



Nicholas Sutcliffe
Licensing Manager
18 April 2017

