



Licensing Act 2003 Premises Licence

**Issued by:
Licensing Section, Regulatory Services, Hart District Council, Civic Offices, Harlington
Way, Fleet, Hampshire GU51 4AE**

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**Schedule 12
Part A**

Regulation 33,34

**Premises Licence
Hart District Council**

Premises Licence Number

19/00402/MINORP

Part I – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code

The Wyvern Ph
75 Aldershot Road
Church Crookham
Fleet
GU52 8JY

Telephone number 01252 624772

Where the licence is time limited the dates

Licensable activities authorised by the licence

Performance of Live Music
Performance of Recorded Music
Other Entertainment falling within Act
Late Night Refreshment
Sale by Retail of Alcohol

Times the licence authorises the carrying out of qualifying licensable activities

Performance of Live Music	
Every Day	10:00 - 23:00
Performance of Recorded Music	
Every Day	10:00 - 23:00
Other Entertainment falling within Act	
Every Day	10:00 - 00:00
Late Night Refreshment	
Sunday to Wednesday	23:00 - 23:30
Thursday to Saturday	23:00 - 00:00
Sale by Retail of Alcohol	
Sunday to Wednesday	10:00 - 23:30
Thursday to Saturday	10:00 - 00:00

Non-standard and seasonal variations (if any)

On St David's day, St Patrick's Day, St George's day and St Andrew's Day the finish time will be extended to 00.00 hrs with seven (7) days' notice to the Police.

For statutory bank holiday weekend periods (Friday, Saturday, Sunday and Monday) and for the Thursday before Good Friday and Christmas Eve the finish time will be extended to 00.00 hrs. On occasions of local, national and international significance or for charitable events, limited to twelve (12) per year, the finish time will be extended to 00.00 hrs with fourteen (14) days' notice to the Police.

Only applies to Sale by Retail of Alcohol and Late Night Refreshment.

The opening hours of the premises

Sunday to 09:00 - 00:30
Wednesday

Thursday 09:00 - 01:00
to Saturday

Non-standard and seasonal variations (if any)

On St David's day, St Patrick's Day, St George's day and St Andrew's Day the finish time will be extended to 00.00 hrs with seven (7) days' notice to the Police.

For statutory bank holiday weekend periods (Friday, Saturday, Sunday and Monday) and for the Thursday before Good Friday and Christmas Eve the finish time will be extended to 00.00 hrs. On occasions of local, national and international significance or for charitable events, limited to twelve (12) per year, the finish time will be extended to 00.00 hrs with fourteen-(14) days' notice to the Police.

Only applies to Sale by Retail of Alcohol and Late Night Refreshment.

Where the certificate authorises supplies of alcohol whether these are on and / or off supplies Alcohol is supplied for consumption both on and off the Premise

Part 2**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence**

Green King Brewing and Retailing Limited
Westgate Brewery
Bury St Edmunds
Suffolk
IP33 1QT
Tel: 01284 763222

Registered number of holder, for example company number, charity number (where applicable) 03298903

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

[REDACTED]

The Wyvern Ph
75 Aldershot Road
Church Crookham
Fleet
GU52 8JY
Tel: [REDACTED] Mobile: [REDACTED]

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

Party Reference: HARTDC12/00978/LAPER

Licensing Authority: Hart District Council

Issued on 16.04.2019

Signed

[REDACTED]

Robert Draper

Interim Regulatory Services Manager

Annex I – Mandatory conditions

Part I Where the licence authorises the supply of alcohol

1. No supply of alcohol may be made under the premises licence at a time when there is no designated premises supervisor in respect of the premises licence.
2. No supply of alcohol may be made under the premises licence at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
3. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

The Licensing Act 2003 (Mandatory Licensing Conditions) (Amendment) Order 2014 - effective from 1 October 2014

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

6. (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.
7. 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 - effective from 28 May 2014

8. A relevant person shall ensure 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 purpose of the condition set out in 1 above, duty is to be construed in accordance with the Alcoholic Liquor Duties Act 1979. Permitted price is the price found by applying the below formula $P=D+(D \times V)$
- P. is the permitted price
- 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
- 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.
- 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 licence, or
- iii) 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;

Value added tax means value added tax charged in accordance with the Value Added Tax Act 1994

9. 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.
- 10.—(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.

Part 2

Embedded conditions pertaining to the converted licence

Annex 2 – Conditions consistent with the Operating Schedule

- 1 **General:**
The premises will respect the Spirit Group's Approach to Responsible Drinking.
- 2 **The Prevention of Crime and Disorder:**
When door staff are used they will be Security Industry Authority (SIA) approved and operate in accordance with the security industry guidelines. A zero tolerance towards illegal drugs will be enforced at all times. If a disc jockey is used on any night, then he/she will; ask customers to leave quietly.
- 3 **Public Safety:**
Public safety is integral to the way the Spirit Group runs its business and review regularly the Health and Safety Policy. This policy is fully briefed and trained to all management and staff and we will continue to train our staff to the standard required by relevant legislation.
- 4 **The Prevention of Public Nuisance:**

Additional patrols will take place by members of staff internally and externally to limit any noise pollution when entertainment is being offered within the premises. Notices will be displayed asking our customers to respect our neighbours when leaving the premises.

5 The Protection of Children from Harm:

When children are allowed upon the premises, any entertainment offered within the premises will be suitable for young persons. Children will be required to be supervised by an accompanying adult at all times. A no smoking area will be provided. Soft drinks and non-alcoholic drinks will be available. A recognised Proof of Age Policy will be enforced.

6 No sales to persons under 18 years of age permitted. Licensee to participate in the Challenge 21 scheme.

7 Staff to monitor the doors to the garden area after 23.00hrs to stop members of the public taking alcoholic drinks outside after 23.00hrs.

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

I The panel have considered all the representations and submissions made during the hearing and having regard to the Licensing Act 2003, the statutory guidance and the Council's Statement of Licensing Policy determined that were the application to be allowed in the terms applied for there was a real likelihood of there being unacceptable noise and disturbance to the local residents.

Having regard to all the circumstances the panel determined and allowed the application subject to the following changes to the changes to the operating schedule having determined that the licensing objectives would be best served accordingly:

Boxes E & F All live and recorded music to stop at 23.00 hrs (no seasonal or other variation)

Boxes H & J All live and recorded music to stop at 23.00 hrs (no seasonal or other variation)

Box M Sunday to Wednesday 10.00 to 23.30 hrs
Thursday, Friday & Saturday 10.00 to 00.00 hrs
(Seasonal variations etc. as submitted but limited to a terminal hour of midnight every day)

Box O Opening hours as requested. Closing hours as amended and permitted in Box M plus 1 hour.

Box L As amended box M

Reasons: In each of the cases above: for the prevention of public nuisance.

The panel further determined and permitted conditions and amendments previously agreed between the Environmental Health Officer and the applicant.

1. Closure of windows and doors during regulated entertainment (except for access and egress)
2. No amplified loud noise or music to take place outside the main building after 23.00 hrs.
3. The disposal of refuse (including bottles) to be restricted to times which minimise disturbance to neighbouring properties.

Reason: As agreed between the applicant and the Environmental Health Officer for the prevention of public nuisance.

Annex 4 – Plans - attached

Part B

Premises Licence Summary
Hart District Council

Premises Licence Number

19/00402/LAPRE

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GU52 8JY

Telephone number 01252 624772

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Licensable activities authorised by the licence

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Performance of Recorded Music
Other Entertainment falling within Act
Late Night Refreshment
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Times the licence authorises the carrying out of licensable activities

Performance of Live Music

Every Day 10:00 - 23:00

Performance of Recorded Music

Every Day 10:00 - 23:00

Other Entertainment falling within Act

Every Day 10:00 - 00:00

Late Night Refreshment

Sunday to Wednesday 23:00 - 23:30

Thursday to Saturday 23:00 - 00:00

Sale by Retail of Alcohol

Sunday to Wednesday 10:00 - 23:30

Thursday to Saturday 10:00 - 00:00

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Wednesday

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Saturday

Non-standard and seasonal variations (if any)

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

Alcohol is supplied for consumption both on and off the Premise

Name, (registered) address of holder of premises licence

Greene King Brewing and Retailing Limited, Westgate Brewery, Bury St Edmunds, Suffolk, IP33 1QT

Registered number of holder, for example company number, charity number (where applicable)

03298903

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

[REDACTED]

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

Issued on 16.04.2019

Signed

[REDACTED]

Robert Draper

Interim Regulatory Services Manager