



**LICENSING ACT 2003
PREMISES LICENCE**

Cyngor Sir **Ceredigion** County Council



s licence number

PRM 0657 (Issued 30/05/2014)

Premises details

Postal address of premises, or if none, ordnance survey map reference or description

**CAXTON HALL
HARFORD SQUARE**

**Post town
LAMPETER**

**Post code
SA48 7DT**

**Telephone number
07860 606 324**

Where the licence is time limited the dates

LICENCE NOT TIME LIMITED

Licensable activities authorised by the licence

LATE NIGHT REFRESHMENT – Indoors Only

The times the licence authorises the carrying out of licensable activities

LATE NIGHT REFRESHMENT – Indoors Only

SUN – THU: 2300hrs – 0100hrs

FRI – SAT: 2300hrs – 0200hrs

The opening hours of the premises

SUN – THU: 1400hrs – 0115hrs

FRI – SAT: 1400hrs – 0215hrs

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

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

MR LUTFI KILIC

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

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

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

Annex 1 - Mandatory conditions

Mandatory conditions where licence authorises supply of alcohol

- (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.

Mandatory condition where the premises licence includes a Condition that at specified times one or more individuals must be at the premises to carry out a security activity:

- (1) Each such individual must be licensed by the Security Industry Authority.
- (2) But nothing in (1) above 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 (c. 12) (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
 - (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.

The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010

With effect from 6th April 2010

1. (1) The responsible person shall take all reasonable steps to 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children –

(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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

(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;

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on-

(i) the outcome of a race, competition or other event or process, or

(ii) the likelihood of anything occurring or not occurring;

(e) 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.

2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

With effect from 1st October 2010

4. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) 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 a holographic mark.

5. The responsible person shall 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: 25ml or 35ml; and

(iii) still wine in a glass: 125ml; and

(b) customers are made aware of the availability of these measures.

The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2014

With effect from 28th May 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 1976(6);
 - (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 rate 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) “valued added tax” means value added tax charged in accordance with the Value Added Tax Act 1997(7)

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 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

a) General

The premises is to be used for the provision of daytime and late night take away for food with facility for customers to eat food at the premises if required.

This will be a family run business which has operated in Lampeter for many years at 19 Harford Square. We wish to move our location to the above premises but provide the same service.

b) The prevention of crime and disorder

A CCTV camera will be installed outside the premises and will cover the entrance to the premises. Footage will be kept for 30 days and can be made available to the Police.

CCTV

1. All footage must be of good quality and of a minimum performance capability sufficient to identify individuals.
2. It must be in colour
3. All footage during the duration of the licensable activities to be retained for a period of 30 days
4. The CCTV system must operate continuously, and if a defect arises the police must be informed and immediate arrangements must be made to rectify the fault
5. All footage must on demand be made available to a police officer for viewing and a copy of that footage made immediately available to a police officer or an authorised officer from the Local Authority
6. At all times during the period of operation of the premises there must be a competent person on the premises capable of replay and be able to undertake the export of recordings quickly onto a removable storage medium. Memory stick, CD, or DVD format is acceptable to the police. The master copy will be available to the police on demand.
7. The system must incorporate a means of transferring images from the hard drive to a format that can be played back on any Microsoft compatible computer. The application software required to launch and view recorded images must either be included as part of the standard Microsoft operating system installed or be installed to the recorded media when the data is copied to that media.
8. The whole of the licensed area with entry and exit areas must be covered by cameras, and there must not be any hidden or obscured areas. This will deal with issues which have arisen outside the premises when customers have been arriving or leaving.
9. Sound recording must be available within the area of CCTV cameras around the till/servery. This is to secure evidence of any hate crime which may occur

Licence not to become effective until the CCTV system is fully operational and functional in accordance with the Mediation Schedule to the satisfaction of the Licensing Authority and Heddlu Dyfed Powys Police, such satisfaction not to be unnecessarily withheld

c) Public safety

Public Liability insurance will be in force. Fire exit will be clearly marked.

d) The prevention of public nuisance

The applicant will clean, sweep and collect litter outside the frontage of the premises for a distance of 20 metres either side up to the roadway every 2hrs and 15mins after closing.

Prominent, clear and legible notices will be displayed at the entrance/exit to the premises requesting the public to respect the local residents and to leave the premises and area quietly.

Adequate bins to be placed inside for litter collection.

e) The protection of children from harm

No activity will take place at the premises which would be harmful to children.

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

Mediation Meeting held between Mr. Lutfi Kilic (Applicant); Mr. Lindsay (Solicitor from Williams and Bourne Solicitors); and John Evans (Police Licensing Officer)

The following matters were agreed:

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Plans – Licensable area will not include the Store area marked on the initial plan.

**Licensing Hearing held on the 29th May 2014 at Aeron Room, Neuadd
Cyngor Ceredigion.**

Determination

- Only the shop is to be included within the licensing area, not the storage or the kitchen behind
- Application granted as per Operating Schedule
- Application granted as per Mediation Schedule
- Licence not to become effective until the CCTV system is fully operational and functional in accordance with the Mediation Schedule to the satisfaction of the Licensing Authority and Heddlu Dyfed Powys Police, such satisfaction not to be unnecessarily withheld
- Adequate bins to be placed inside for litter collection.

Annex 4 – Plans

PLAN of GROUND FLOOR – CAXTON HALL
LANHPETER

