



**LICENSING ACT 2003
PREMISES LICENCE**

Cyngor Sir **Ceredigion** County Council



s licence number

PRM 0738 (Issued 23/04/2018)

Premises details

Postal address of premises, or if none, ordnance survey map reference or description	
ABERAERON TOWN IMPROVEMENTS COMMITTEE	
Post town ABERAERON	Post code
Telephone number	

Where the licence is time limited the dates
LICENCE NOT TIME LIMITED

Licensable activities authorised by the licence
REGULATED ENTERTAINMENT:
PLAYS – Indoors and Outdoors
FILMS – Indoors and Outdoors
LIVE MUSIC – Indoors and Outdoors
RECORDED MUSIC – Indoors and Outdoors
PERFORMANCES OF DANCE – Indoors and Outdoors
ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC or RECORDED MUSIC or PERFORMANCES OF DANCE – Indoors and Outdoors
SUPPLY OF ALCOHOL – On and Off Sales

The times the licence authorises the carrying out of licensable activities

REGULATED ENTERTAINMENT:

PLAYS – Indoors and Outdoors

FILMS – Indoors and Outdoors

LIVE MUSIC – Indoors and Outdoors

RECORDED MUSIC – Indoors and Outdoors

PERFORMANCES OF DANCE – Indoors and Outdoors

ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC or RECORDED MUSIC or PERFORMANCES OF DANCE – Indoors and Outdoors

SUPPLY OF ALCOHOL – On and Off Sales

ALL ABOVE ACTIVITIES:

MONDAY – SUNDAY: 1000 – 2200 daily

The opening hours of the premises

MONDAY – SUNDAY: 0900 – 2230 daily

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

ON AND OFF SALES

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

ABERAERON TOWN IMPROVEMENTS COMMITTEE

HONORARY SECRETARY

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

RHODRI DILWYN JONES

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

CER 0596

CEREDIGION COUNTY COUNCIL

Annex 1 - MANDATORY CONDITIONS

1 Mandatory conditions where licence authorises supply of alcohol

(1) Where a premises licence authorises the supply of alcohol, the licence must include the following conditions.

(2) The first condition is that 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.

(3) The second condition is that every supply of alcohol under the premises licence

must be made or authorised by a person who holds a personal licence.

2 Mandatory condition: 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 made 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 persons 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 (c.39) (authority to determine suitability of video works for classification).

3 Mandatory condition: door supervision

(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, the licence

must include a condition that each such individual must be licensed by the Security Industry Authority.

- (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 (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 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 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 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 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 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.

The Licensing Act 2003 (Mandatory Licensing Conditions) (Amendment) Order
2014

The below Mandatory Conditions **replace** the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 and comes into effect **on 1st October 2014**

Conditions 1 to 4 refer to all premises that sell or supply alcohol for consumption on the premises. Condition 3 is relevant to Premises that sell for consumption off the premises.

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 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.”

Annex 2 - Conditions consistent with the operating Schedule

a) General

Aberaeron Town Improvements Committee is mindful of its responsibilities in conducting licensable events and will ensure that it strives to comply with all legal and moral requirements at any event. Safety plans (and where necessary Traffic Management Plans) including an event/fire risk assessment will be carried out for all events.

b) The prevention of crime and disorder

The events covered by this licence are community events where the audience profile is generally mixed. All events will have stewards in place and any person found at an event who, in the opinion of the organiser, is under the influence of alcohol or drugs to such a degree that the stewards deem it necessary, will be removed. Any situation which is immediately beyond the control of the organisers will result in the local Police being informed and asked to attend to resolve the situation. Stewards will be vigilant for any behaviour which is likely to lead to crime and disorder. Where an event includes stalls and or bars, those responsible have been instructed not to serve alcohol to anyone who appears to be drunk, violent, quarrelsome or disorderly in any way. They will be asked to leave and if necessary the Police will be informed.

c) Public safety

Safety plans (and where necessary Traffic Management Plans) including an event/fire risk assessment will be carried out for all major events. Aberaeron Town Improvements Committee holds adequate third party insurance and indemnity. Public safety will be paramount at any event that Aberaeron Town Improvements Committee organises or is involved with as a partner. Each event will be subject to a medical risk assessment and cover, depending on the level required, will be provided internally or by engaging an external contractor. Where events attract stallholders they must have public and product liability insurance and will be liable for activities within their stalls

d) The prevention of public nuisance

We envisage that on average, that only a relatively small number of events will be covered by this licence in any calendar year. The majority of events will be daytime events but occasional music and other events of a potentially loud nature if held will not be permitted to go on past 10.00pm. At such events, the organisers will undertake to inform local residents of

any potential noise nuisance and will work closely with interested parties in mitigating this potential nuisance.

Each entertainment area will be limited to 3 music events per calendar each year lasting no longer than 7 hours (using the CIEH definition of a music event being a concert or similar live or recorded music is performed by a solo or group of artists before an audience). *As a result of deregulatory changes this condition only applies when audience exceeds 500.*

All alcohol sales in open air will cease by 2000hrs in all areas (with the exception of the three music events held per calendar year in Square Field).

e) The protection of children from harm

Not all events will allow the sale of alcohol and this will be decided on a per for example no alcohol will be sold in Square Field on Carnival Day. Stewards at any of these events will be mindful of the potential dangers and will be advised to intervene in any situation where potential harm to children may occur. Where an event attracts stallholders or a bar they will be instructed to follow the Challenge 25 scheme and signage i.e. anyone who is over 18 but looks under 25 to present acceptable ID when they want to buy alcohol. If still in doubt they will be instructed not to serve these persons

A pre-notice to be provided to the Local Authority (at least 10 days before the event) of location of any 'bars' selling alcohol for consumption on the licensed premises. In addition, the plan will detail an area that will be cordoned off to allow for the consumption of alcohol.

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

Additional agreements made following responses by Environmental Protection and the Police and agreed by Licensing Sub-Committee on the 23rd April 2018.

Each entertainment area will be limited to 3 music events per calendar each year lasting no longer than 7 hours (using the CIEH definition of a music event being a concert or similar live or recorded music is performed by a solo or group of artists before an audience). *As a result of deregulatory changes this condition only applies when audience exceeds 500.*

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Annex 4 – Plan

