

LICENSING ACT 2003



Bromsgrove
District Council

www.bromsgrove.gov.uk

PREMISES LICENCE

PREMISES LICENCE NUMBER

PL0213

Part 1 – Premises Details

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

57 Monkeys
39 Worcester Road
Bromsgrove
Worcestershire
B61 7DN

Telephone number

Where the licence is time limited, the dates

Not applicable

Licensable activities authorised by the licence and the times the licence authorises the carrying out of licensable activities

Activity	Days	From	To	Indoors/Outdoors
Performance of Live Music	Everyday	10:00	- 04:00	Indoors
Playing of Recorded Music	Everyday	10:00	- 04:00	Indoors
Performance of Dance	Everyday	10:00	- 04:00	Indoors
Anything of a Similar Desc to RE	Everyday	10:00	- 04:00	Indoors
Boxing and Wrestling	Everyday	10:00	- 04:00	Indoors
Indoor Sporting Events	Everyday	10:00	- 04:00	Indoors
Late Night Refreshment	Everyday	23:00	- 04:00	Indoors
Sale of Alcohol	Everyday	10:00	- 04:00	N/A

Non-standard timings

New Year's Eve - Till the start of trading hours on New Year's Day.

No entertainment is permitted on Christmas Day.

The opening hours of the premises

Days	From	To
Everyday	10:00	- 04:30

New Year's Eve - Till the start of trading hours on New Year's Day.
No entertainment is permitted on Christmas Day.

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

Alcohol is supplied for consumption on the premises

Part 2

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

Allsaint Leisure Limited
57 Worcester Road
Bromsgrove
Worcestershire
B61 7DN
Email Address:
Telephone No.:

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

10041866

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

Adam James Reading, [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

Personal Licence No: 18050635
Licensing Authority: Bromsgrove District Council



AUTHORISED OFFICER
Head of Regulatory Services
Worcestershire Regulatory Services
On behalf of Bromsgrove District Council

Date of first issue: 24 November 2005

This version valid from: 11 March 2016

Issuing Authority: Bromsgrove District Council
Parkside
Market Street
Bromsgrove
Worcestershire
B61 8DA

ANNEX 1 – MANDATORY CONDITIONS

The making and authorisation of alcohol sales

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.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Irresponsible alcohol promotions

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.

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).

Provision of free potable water

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

Age verification policy for the sale or supply of alcohol

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.

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.

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.

Availability of small measures of alcohol

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.

Permitted price of alcohol

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—
 - P is the permitted price,
 - 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
 - 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 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.

ANNEX 2 – CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

a) General – all four licensing objectives (b,c,d,e):

A copy of the licence and any special conditions shall be displayed in a conspicuous position on the premises and be available at all times for inspection.

The licence holder/designated premises supervisor (DPS) is personally responsible for the management of the premises, including the actions of any staff.

A record must be kept of all personal licence holders including the designated premises supervisor including their name, address, telephone number and nature of duties. The licensee shall produce these records, upon request to the Council and/or the Police.

The licence holder/DPS shall not engage in any activities, which will prevent him from exercising general supervision of the premises.

The licensed place shall not be used for public entertainment on Christmas Day.

All parts of the licensed premises must be kept clean.

No seating (permanent or temporary) shall be provided in the external terrace area.

b) The prevention of crime and disorder:

The licensed place shall not be used except between the hours of 11.00 a.m. and 4 a.m. Sunday to Thursday and 11.00 a.m. to 4.30 a.m. on Friday and Saturday.

The licence holder/DPS shall take all reasonable steps to prevent annoyance or nuisance by persons leaving the premises.

The licence holder/DPS shall ensure that nothing shall take place on the premises which is likely to cause a breach of the peace; is likely to be grossly offensive to any person on the premises; involves unlawful betting or gaming; involves drugs misuse or any other unlawful activity.

Hypnotism Act 1952 S.1

No exhibition, demonstration or performance of hypnotism, mesmerism or any similar act, as defined by the Hypnotism Act 1952, at the licensed premises shall be held unless the express written consent of the Council has been first obtained giving at least 28 days notice. Any such exhibition, demonstration or performance must comply with the licensing authority's conditions, which can be obtained on request.

CCTV Conditions

Closed circuit television camera (CCTV) equipment shall, be provided and installed on and/or in the vicinity of the premises and must be operative throughout the period of the entertainment, well maintained and serviced. CCTV equipment used shall be of the type that indicates on the recording the date and time of the recording. The CCTV equipment shall be to the Police Scientific Development Branch (PSDB) Standards and the type of equipment to be used, and the Police must approve the locations of the cameras before it is installed.

Tapes shall be retained by the licensee for not less than one calendar month from date of last use. A system of retention and the handling of video tapes must comply with PSDB standards and that all recordings must be made available immediately to the Council and/or the Police on request.

The existing CCTV system shall be extended to incorporate the external terrace area.

Door Supervisors

At premises where door supervisors are employed, the following Conditions shall apply - (door supervisors are people employed who have the authority of the owner, licensee, manager or organiser, exclusively or mainly to decide upon the suitability of customers to be allowed onto the premises, and/or to maintain order):-

- (a) A minimum of 1 per 125 guests or up to a maximum of 6 door supervisory staff must be employed to control entry and exit from the premises. These staff are additional to the attendants/stewards referred to in condition 6 and have been licensed by the Security Industry Authority.
- (b) The licensee shall keep and maintain a register of door supervisors in a form approved by the Council in which shall be recorded, for each period of duty, the name, address and telephone number, the date, the commencement and finishing time, of every door supervisor who is on duty.
- (c) The register shall be retained for twelve months following its date of completion. The licensee shall produce the register, upon request, at all reasonable times to the Police or to an Authorised Officer of the Council.
- (d) The licensee shall request and obtain a further form of identification in order to verify the accuracy of the information relating to the identity and place of residence of the door supervisor before completing the register. The door supervisor must notify the licensee of any change of address.
- (e) The licensee shall supply a badge bearing the trade or business name of the licensee together with the door supervisor's first name, and ensures that he/she wears it whilst on duty. The badge must be readily visible.

Door supervisors operating at the premises shall:-

- be smart in appearance;
- conduct themselves in a polite and courteous manner at all times; and
- shall not dress or behave in a threatening or intimidating way.

The licensee shall ensure that the door supervisors are trained in the following areas:-

- first aid;
- drugs awareness;
- fire fighting, prevention and evacuation;
- social and communication skills;
- equal opportunities and race relations; and
- health and safety.

The police, the fire authority and authorised officers of the Council shall be allowed to enter the premises (including any ante-rooms, corridors, bars) at all times while the licence is in force and at other reasonable times in order for them to ensure compliance with these conditions.

The Licence holder/DPS must make suitable arrangements, such as a liaison Committee, with local residents to enable them to raise any concerns they have about the use of the premises.

The licence holder/DPS must comply with any advice concerning safety precautions at events involving the use of foam.

c) Public safety:

The licence holder/DPS shall ensure that all entertainments stop immediately and the public be required to leave the premises in the event of any situation arising which is likely to prejudice public safety.

The licence holder/DPS shall ensure that the correct number of attendants are on duty and have been properly trained and instructed in the safe and efficient running of the premises and that the management procedures policy is adhered to at all times. 25. The maximum number of persons allowed in the licensed place for any one function shall not exceed 400 on the ground floor and 225 on the first floor (such a number to be inclusive of staff on the premises). This number of persons would require a minimum of 7 attendants/stewards to be on duty during any one function (2 of the 7 attendants must be available on the first floor). Such staff shall be visually identifiable.

The licence holder/DPS shall employ a suitable method of determining the number of persons on the premises at any one time to ensure that the maximum permitted number is not exceeded.

The police, the fire authority and authorised officers of the Council shall be allowed to enter the premises (including any ante-rooms, corridors, bars) at all times while the licence is in force and at other reasonable times in order for them to ensure compliance with these conditions.

All exits and exit routes shall be clearly indicated by notices as approved by the Council, kept free from obstruction during the whole time that the premises is open to the public.

All exit doors shall open outwards or be double swing, except where otherwise approved by the Council.

All exit doors shall at all times when the premises is open to the public, be kept unlocked and have any removable fasteners removed; if the exit doors are fitted with panic bolts, they must be conspicuously marked "Push bar to open", and such bolts shall have been tested and be in good working order, and shall open the door with horizontal pressure on the crossbar.

Any doors or route in sight from the premises which lead to a part of the building of which the premises is part and which does not form part of the licensed area, or the means of escape shall be clearly marked "Private" or "No thoroughfare".

Entrances, exits, gangways, and corridors must not be blocked by things such as notice boards or coat rails.

Such special arrangements as may be necessary shall be made for the escape of disabled persons.

Gangways, exit routes and steps shall be maintained in good order with non-slippery and even surfaces, and edges of steps and stairways shall be conspicuously marked.

No rubbish or waste paper or similar materials shall be stored or allowed to accumulate in any part of the licensed place that is accessible by the public.

External access provided for emergency vehicles shall be kept free from obstruction at all times.

In the event of a fire, the Fire Brigade must be called immediately using 999 and details recorded in the Fire Log book. The location of the nearest public telephone must be prominently displayed in the premises.

A system of emergency lighting, independent of the normal lighting of the premises, shall be provided and shall illuminate all escape routes. The system shall operate automatically on failure of the normal lighting and shall be to the satisfaction of the Council and comply with the current British Standard.

All parts of the premises to which the public are admitted shall be adequately lighted during the whole of the time that the premises is open to the public so as to make it possible to see clearly over the whole area.

All electrical installations, equipment, lighting and heating shall be installed and maintained in a safe and satisfactory condition.

A sensitive earth leakage protection system (residual current device), having a rated residual operating current of not exceeding 30 milliamps for 30 milliseconds, shall be installed and maintained as part of the fixed wiring installation supplying the stage area. If no stage area is provided then the power point at which portable music equipment is normally used from must be provided with the residual current device.

All parts of the premises shall be adequately ventilated to the satisfaction of the Council. Where ventilation is by air conditioning or other mechanical means, such a system shall be maintained in good working order.

Any fire alarm and fire-fighting equipment, including sprinklers, provided shall be maintained in efficient working order, tested and examined at least annually to the satisfaction of a qualified expert approved the Council. A certificate/report of such an examination and where appropriate a test shall be submitted to the Council prior to the expiry of the licence, to ensure that the premises comply with Fire Safety Regulations. In addition to the annual test, the fire alarm systems should be tested weekly using a different call point on each occasion.

The licence holder/DPS shall be responsible for staff training in respect of fire precautions and evacuation procedures. Training shall include the action to be taken on discovering a fire and on hearing the fire alarm; raising the alarm and calling the fire service; the location and use of fire fighting equipment; knowledge of escape routes; knowledge of the method of operating any special escape door fasteners; and the evacuation of the building to an assembly point at a place of safety.

Notices shall be displayed at suitable positions on the premises stating in concise terms the action to be taken on discovering a fire and hearing the fire alarm.

No combustible or flammable materials or substances shall be kept or stored on the premises except with the consent of the Council.

All furniture and fittings, decor, fabric and scenery, whether on stage, platform or in other parts of the licensed place that is accessible by the public, must have the necessary fire retardant qualities in accordance with current standards.

No laser beams (Pyrotechnics or real flame), explosives, flammable or smoke producing agents, toxic or hazardous substances and any similar entertainment involving special effects or special risks shall be used on the premises except with the written consent of the Council.

The licensed place shall not be used for a seated audience except in accordance with plans previously submitted to and approved by the Council.

Any alterations or additions whether permanent or temporary to the premises, the lighting, heating, ventilation installations, seating, gangways or other arrangements shall not be made except with the prior approval of the Council. Notice of proposed alterations or additions, together with such plans shall be deposited with the Council, the police and the fire authority at least 28 days prior to the hearing of the application.

The licensee shall ensure that there is free and unrestricted access to cold drinking water at all times and without charge, and that bottled water and soft drinks are available at the bar(s).

The licensee shall provide at the licensed premises an adequate number of suitable sanitary accommodation and sanitary facilities (w.c.'s urinals and hand wash basins) to comply with the guidance given in British Standard 6465 Part 1: 1984 and British Standard 6465 Part 1: 1994 or such lesser provision as may be specifically authorised by the Council.

The licensee shall ensure that at all times there is at least one suitably trained first aider, who shall be responsible for first aid, on duty when the public are present. If more than one suitably trained first aider is present on the premises, each person's responsibilities shall be clearly identified.

The premise licence holder shall regularly clean the smoking area throughout trading periods to ensure our customers are free from hazards.

No seating (either permanent or temporary) shall be provided for patrons use on the external terrace.

d) The prevention of public nuisance:

The licence holder/DPS shall ensure that any noise emanating from the premises shall not cause any injury to the health of persons present or cause annoyance or nuisance to occupiers of premises in the vicinity.

The licence holder/DPS shall take all reasonable steps to prevent annoyance or nuisance by persons leaving the premises.

The licence holder/DPS shall ensure that nothing shall take place on the premises which is likely to cause a breach of the peace; is likely to be grossly offensive to any person on the premises; involves unlawful betting or gaming; involves drugs misuse or any other unlawful activity.

The licensed place shall not be used for public entertainment on Christmas Day.

The licensed place shall not be used except between the hours of 11.00 a.m. and 4 a.m. Sunday to Thursday and 11.00 a.m. to 4.30 a.m. on Friday and Saturday.

The premise licence holder shall ensure that no more than 30 persons (or such numbers agreed with the Environmental Health Officer) are outside on the smoking terrace at any one time.

The premise licence holder shall ensure there will always be a dedicated member of staff located in the smoking area at all times to control noise and behaviour.

The premise licence holder shall ensure the internal door leading to the smoking terrace is closed before the external is opened to reduce noise pollution.

All internal speakers shall be positioned so as to be directed away from the smoking terrace entrance to reduce noise pollution.

The premise licence holder shall carry out regular checks to ensure sound and noise of all aspects is kept to a minimum.

The premise licence holder shall ensure no food or drink is taken into the lobby or external terrace area.

e) The protection of children from harm:

There will be no events held at the premises that are open to the public and aimed at persons under 18 years old, without prior agreement of Worcestershire Police.

ANNEX 3 – CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

None

ANNEX 4 – PLANS

As deposited with the licensing authority