



**LICENSING ACT 2003
PREMISES LICENCE**

Cyngor Sir **Ceredigion** County Council



s licence number

PRM 0044 (Issued 07/10/2021)

Premises details

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

**YR HEN ORSAF,
ALEXANDRA ROAD,**

**Post town
ABERYSTWYTH**

**Post code
SY23 1LN**

**Telephone number
01970 636 080**

Where the licence is time limited the dates

LICENCE NOT TIME LIMITED

Licensable activities authorised by the licence

LATE NIGHT REFRESHMENT

SALE BY RETAIL OF ALCOHOL

The times the licence authorises the carrying out of licensable activities

LATE NIGHT REFRESHMENT:

SUN-THUR: 2300-0100 HRS

FRI and SAT: 2300-0200 HRS.

SALE BY RETAIL OF ALCOHOL:

SUN-THUR: 0800-0100 HRS.

FRI and SAT: 0800-0200 HRS.

N.B. Good Friday and Christmas Day are included as standard days.

NON STANDARD TIMINGS:

CHRISTMAS EVE: 0900-0200 HRS.

BOXING DAY: 0900-0300 HRS.

From 0600 until beginning of standard hours OR until 0300 as follows: On no more than 12 occasions per calendar year. These extensions for the supply of alcohol can only take place if at least 7 days notice is provided to the Police and the Licensing Authority and only if the Police give their consent.

NEW YEARS EVE: From 1100 New Years Eve to 1100 New Years Day

The opening hours of the premises

SUN-THUR: 0700-0200 HRS.

FRI and SAT: 0700-0300 HRS.

NON STANDARD TIMINGS:-

CHRISTMAS EVE: 0700-0300 HRS.

BOXING DAY: 0700-0400 HRS.

12 OCCASIONS: As detailed at previous section.

NEW YEARS EVE: As detailed at previous section.

One additional hour on the morning the clocks go forward.

To open at any time for non-licensable activities, in accordance with converted rights.

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

**JD WETHERSPOON Plc,
WETHERSPOON HOUSE,
REEDS CRESCENT,
WATFORD
WD24 4QL**

Tel. 01923 477777

**Registered number of holder, for example company number, charity number (where applicable)
Co. No: 01709784**

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

ANDREW ROBERTS

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

FCC 1859

FLINTCHIRE 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

Premises Licence is subject to embedded conditions converted under Licensing Act 1964 except:- the restrictions and effects of Section 168, 168 A, and Section 171 so as to allow the provisions under the Licensing Act 2003 to apply in relation to Children. The restriction on consumption of alcohol set out in Section 63 (1) i.e drinking up time. The restrictions relating to permitted hours set out in Section 60 with exception of New Years Eve.

Promotion of Licensing Objectives

a) General

Existing Company procedures will be applied to the premises in relation to the additional hours that are requested, and further information in respect of the Company procedures and policies can be found in the attached documents

1. JD Wetherspoon – Overview of Operations
2. JD Wetherspoon Approach to Responsible Drinks Retailing

b) The prevention of crime and disorder

The Company is committed to strict compliance with the law in the course of the operation of its premises and to maintaining good standards of behaviour by its customers. The measures identified in the attached Overview of Operations are designed to meet the Prevention of Crime and Disorder objective and maybe found at sections A, B, C, D, E, F, G, I, J and L. These measures will continue to apply to the additional hours by this variation.

c) Public safety

JD Wetherspoon undertakes ongoing risk assessments in order to comply with Health and Safety legislation. The attached Overview of Operations identifies certain areas from a licensing perspective which address the Public safety objective. Please see sections A, B, C, D, G, I, J and L

MAXIMUM OCCUPANCY: Internally 400. Externally 100. Letter from Fire Service 4th July 2005 refers. However please see minutes of Licensing Hearing: Occupancy of 550 revised by Stn Officer Arwel James.

d) The prevention of public nuisance

There is to be no change in the trading terms of these premises other than the later opening hours sought by this variation. The existing measures identified in the attached Overview of operations will continue to apply. Please see sections A, B, C, D, E, F, G, I, J and L

e) The protection of children from harm

The company has many years of experience in catering for families over 95% of its premises having the benefit of Children's Certificates. It is company policy that children will be required to vacate the Bar by 22.00hrs unless they are eating in which case they will be required to vacate the Bar by 22.30hrs. Children must always be accompanied by an adult who will be required to maintain constant supervision of them. The measures identified in the attached Overview of Operations provide further confirmation of the Company's compliance with the Protection of Children from Harm Objective. Please see sections A, B, C, D, G, I, J, K and L.

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

Licensing Hearing held at Council Chamber, Penmorfa on 24th August 2005.

Decision

1. The application to convert the Premises Licence was granted (Part A)
2. The application to vary the Premises Licence simultaneously (Part B) was granted subject to the following amendments:
 - a) Supply of Alcohol
 1. Normal Hours:

	Supply of Alcohol	Drinking up Time
Sunday – Thursday	until 1am	until 2am
Friday – Saturday	until 2am	until 3am
 2. Non-standard timings

	Supply of Alcohol	Drinking up time
Christmas Eve	until 2am	Until 3am
Boxing Day	until 3am	until 4am
 3. Additional hours on 6 names days: Not granted
 4. Additional 30 minutes on 2 named Bank Holidays: Not granted
 5. 12 Additional days: Granted
 3. The panel imposed the following conditions upon the licence:
That CCTV cameras will continue to be used on and off the premises, and in particular the video footage should be released to the Police upon request, in accordance with Company policy

Annex 4 – Plans

