

# Licensing Act 2003

## Premises Licence

### Neath Port Talbot County Borough Council

Premises licence number

PREM-0316

#### Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description	
Old Surgery 74 Commercial Road Taibach Port Talbot	
	Postcode SA13 1LR
Telephone number 01639 886085	

Where the licence is time limited the dates Start: 28/08/2005 End: N/A
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Licensable activities authorised by the licence. Recorded Music,Supply of alcohol.
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The times the licence authorises the carrying out of licensable activities	
<b>Supply of alcohol</b>	
Monday to Saturday	11:00 - 23:00
Sunday	12:00 - 22:30
<b>Non-Standard Timings</b>	
Good Friday	12:00 - 22:30
Christmas Day	12:00 - 15:00 & 19:00 - 22:30
<b>Recorded Music Indoors</b>	
Monday to Saturday	12:00 - 23:00
Sunday	12.00 - 22:30

<b>The opening hours of the premises</b>	
Monday to Saturday	11:00 - 23:20
Sunday	12:00 - 22:50

**Non-Standard Timings**

Good Friday 12.00 - 22.50

Christmas Day 12.00 - 15.50 & 19.00 - 22.50

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

Part 2

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

74 Commercial Road  
Port Talbot  
SA13 1LR

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

Name, address and telephone number of designated premises supervisor where the premises licence authorises for 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  
Neath Port Talbot CBC

## Annex 1 – Mandatory conditions

### 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.

### Irresponsible Promotions

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 of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale 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).

### Free Potable Water

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

## Age Verification Policy

1. (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.

## Measures

1. 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.

## Minimum 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 —
  - i. P is the permitted price,
  - ii. 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
  - 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. value 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

1. All windows and doors to be closed when amplified music is played.

### Justices On/Off Licence

#### On Licence Embedded Restrictions:

##### 1. Permitted Hours

Alcohol shall not be sold or supplied except during permitted hours.

In this condition, permitted hours means:

- a) On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 10 a.m. to 11 p.m.
- b) On Sundays, other than Christmas Day or New Year's Eve, noon to 10.30 p.m.
- c) On Good Friday, noon to 10.30 p.m.
- d) On Christmas Day, noon to 3 p.m. and 7 p.m. to 10.30 p.m.
- e) On New Year's Eve, except on a Sunday, 10 a.m. to 11 p.m.
- f) On New Year's Eve on a Sunday, noon to 10.30 p.m.
- g) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day.

## Restrictions

The above restrictions do not prohibit:

- a) During the first twenty minutes after the above hours the consumption of the alcohol on the premises;
- b) During the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- c) During the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;
- d) Consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
- e) The ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- f) The sale of alcohol to a trader or club for the purposes of the trade or club;
- g) The sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- h) The taking of alcohol from the premises by a person residing there; or
- i) The supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or
- j) The supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of alcohol so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

## 2. Credit Sales

Alcohol shall not be sold or supplied unless it is paid for before or at the time when it is sold or supplied, except alcohol sold or supplied:

- a) With and for consumption at a meal supplied at the same time, consumed with the meal and paid for together with the meal;
- b) For consumption by a person residing in the premises or his guest and paid for together with his accommodation;
- c) To a canteen or mess.

Source Section 166 Licensing Act 1964

## 3. Children in Bar (No Children's Certificate)-

No person under fourteen shall be in the bar of the licensed premises

during the permitted hours unless one of the following applies: a) He is the child of the holder of the premises licence.

b) He resides in the premises, but is not employed there.

c) He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.

d) The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of alcohol. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

Source Section 168, 171 and 201 Licensing Act 1964

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

Committee Review 4/10/2021

- a. By virtue of S177 (A) the Licensing Act 2003 the conditions of the Premises Licence relating to regulated entertainment shall be in force between 8.00 hours and 23.00 hours.
- b. There shall be no external amplified sound (i.e. in the beer garden, car park, or anywhere else outside the curtilage of the building).
- c. There shall be no regulated entertainment in the form of live or recorded music at the premises until such time that the licence holder and/or owner of the premises commissions an independent acoustic consultant to undertake a Noise Impact Assessment and the recommended control measures contained within the assessment are implemented. A copy of the Noise Impact Assessment along with supporting evidence that the requirements have been complied with shall be provided to the Local Authority for written approval prior to the commencement of regulated entertainment.
- d. To comply with the above the following criteria must be met;
  - i. The report must be carried out by an acoustic consultant who shall be a member of the Association of Noise Consultants and a member of the Institute of Acoustics.
  - ii. The methodology for the noise assessment shall accord with current UK guidance and British Standards and agreed with the Local Authority in advance of the assessment commencing.
  - iii. Prior to implementation of the control measures the Local Authority shall be given the opportunity to review and comment on the Noise Impact Assessment and its recommendations.
- e. The Premises Licence Holder or a nominated person shall carry out proactive noise observations outside the premises at least once an hour during the provision of regulated entertainment, and take any necessary remedial action. A written record of proactive external noise assessments and, where applicable, remedial actions taken shall be kept for a minimum of 31 days from the date of the last entry in the record and this record shall be available for inspection on demand by authorised council officers at all times the premises are open.
- f. Speakers shall not be located in the entrance and exit of the premises or outside the building.
- g. All windows and external doors shall be kept closed after (21:00) hours or at any time when regulated entertainment takes place, except for the immediate access and egress of persons. (To replace the existing condition relating to windows and doors being closed during amplified music).
- h. The smoking areas, including the beer garden, must be provided with suitable ashtrays/bins, the use of which shall be monitored by the Premises Licence Holder or a nominated person. The smoking areas, including the beer garden and adjacent highways must be regularly swept to remove cigarette ends and kept in a clean and tidy manner at all times.



- i. A Digital CCTV system shall be installed, or existing system maintained, at the premises which will be operational at all times when the premises is open to the public & be capable of providing pictures of evidential quality in all lighting conditions particularly facial identification. The CCTV recordings must be correctly timed and date stamped & retained for a period of 31 days and made available for viewing by the Police or an authorised Officer of the Licensing Authority on request. The system must provide coverage of the following areas:-
  - (a) The exterior perimeter of the premises;
  - (b) The entrances and exits to the premises;
  - (c) The interior & exterior public areas of the premises (i.e. beer garden and car park).
- j. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public. This staff member shall be able to show and provide Police or authorised officers, recent data or footage with the absolute minimum of delay following a lawful request.
- k. Every Friday and Saturday night, the Sunday night of any bank holiday, Christmas Eve, Boxing Day, when entertainment is provided, a minimum of 2 SIA registered door supervisors will be on duty from 20:00 hours until closing time and when no entertainment is provided, 1 SIA registered door supervisor will be employed. At all other times, the premises licence holder will risk assess the need for door supervisors and provide door supervision between such times and in such numbers as is required by the risk assessment.
- l. Door Supervisors shall display their S.I.A licence in a reflective armband whilst on duty.
- m. A daily register of security personnel will be maintained. The register shall show the name, address and licence number of each door supervisor, and the dates and times that they operate. The register must be kept available for inspection by the Police and authorised officers of the Local Authority.
- n. An incident recording book shall be maintained at the premises showing details of the date and time of any assaults, injuries, accidents, interventions by staff or ejections, as well as details of the members of staff involved, the nature of the incident and the action/outcome. The book must be kept.
- o. Provide prominent signs throughout the premises and at all exits requesting patrons to leave in a quiet and orderly manner so as to minimise impact on local residents.

Dated 01/11/2021



On behalf of the Licensing Authority

# Licensing Act 2003

## Premises Licence

### Summary

#### Neath Port Talbot County Borough Council

Premises licence number

PREM-0316

#### Premises details

Postal address of premises, or if none, ordnance survey map reference or description  
Old Surgery  
74 Commercial Road  
Taibach  
Port Talbot

Postcode SA13 1LR

Telephone number 01639 886085

Where the licence is time limited the dates

Start: 28/08/2005 End: N/A

Licensable activities authorised by the licence. Recorded Music, Supply of alcohol

The times the licence authorises the carrying out of licensable activities

#### Supply of alcohol

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Sunday 12:00 - 22:30

#### Non-Standard Timings

Good Friday 12:00 - 22:30

Christmas Day 12:00 - 15:00 & 19:00 - 22:30

#### Recorded Music Indoors

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Sunday 12.00 - 22:30

#### The opening hours of the premises

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Sunday 12:00 - 22:50

**Non-Standard Timings**

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Both on and off the premises.

Part 2

Name, (registered) address of holder of premises licence

74 Commercial Road  
Port Talbot  
SA13 1LR

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

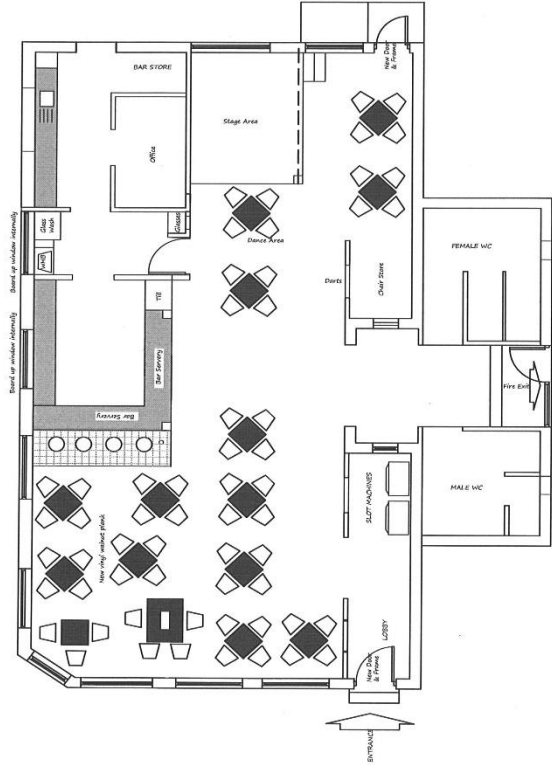
Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

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

Dated 01/11/2021

A handwritten signature in black ink, appearing to be 'A. Chappell', written over a light grey rectangular background.

On behalf of the Licensing Authority



PROPOSED PLAN 1:100