

Premises Licence

Licensing Act 2003 - Part A

CRAWLEY BOROUGH COUNCIL

Licensing Section, Town Hall, The Boulevard, Crawley,
West Sussex, RH10 1UZ.
01293 438289



PREMISES LICENCE NUMBER

12/01176/LAPRE

Part 1 - Premises details

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

The Coaching Halt- Marston's
The Coaching Halt
Unit 7
Maidenbower Office Park
Balcombe Road
Maidenbower
Crawley
West Sussex
RH10 7NN

Business Phone Number: 01902 711300

Where the licence is time limited the dates: Not applicable

Licensable activities authorised by the licence:

Sale by retail of alcohol for consumption (on and off the premises) Performances of Dance, Films, Indoor Sporting Events, Live Music, Recorded Music(all in-doors only), Late Night Refreshment, (On and off the premises)

The times the licence authorises the carrying out of licensable activities:

Sale by retail of alcohol for consumption on and off

Standard days & Timings

Monday to Thursday: 10:00 Hours to 23:00 Hours
Friday to Saturday: 10:00 Hours to 00:00 Hours
Sunday: 11:00 Hours to 23:00 Hours

Performances of Dance

Standard days & Timings

Monday to Thursday: 10:00 Hours to 23:00 Hours
Friday to Saturday: 10:00 Hours to 00:00 Hours
Sunday: 11:00 Hours to 23:00 Hours

Films

Standard days & Timings

Monday to Thursday: 10:00 Hours to 23:00 Hours
Friday to Saturday: 10:00 Hours to 00:00 Hours
Sunday: 11:00 Hours to 23:00 Hours

Indoor Sporting Events

Standard days & Timings

Monday to Thursday: 10:00 Hours to 23:00 Hours
Friday to Saturday: 10:00 Hours to 00:00 Hours
Sunday: 11:00 Hours to 23:00 Hours

Live Music

Standard days & Timings

Monday to Thursday: 10:00 Hours to 23:00 Hours
Friday to Saturday: 10:00 Hours to 00:00 Hours
Sunday: 11:00 Hours to 23:00 Hours

Recorded Music

Standard days & Timings

Monday to Thursday: 10:00 Hours to 23:00 Hours
Friday to Saturday: 10:00 Hours to 00:00 Hours
Sunday: 11:00 Hours to 23:00 Hours

Late Night Refreshment

Standard days & Timings

Sunday to Thursday: 23:00 Hours to 00:00 Hours
Friday to Saturday: 23:00 Hours to 01:00 Hours

Non Standard Timings

For all of the licensable activities

Sale of alcohol and such regulated entertainment as authorised is permitted until 01:00 Hrs on Friday Saturday Sunday and Monday at Bank Holiday Weekends, Christmas Eve and Boxing Day.

Sale of alcohol and such regulated entertainment as authorised is permitted on New Years Eve commencing 10:00 Hrs until 01:00Hrs on 2nd January.

The premises may open for licensable activities to show the broadcast of televised sporting events of national or international interest outside normal operating hours such opening times for this purpose to be confirmed upon 7 days prior notice in writing to the Police before the premises intend to open, such notification to include the opening times and the sporting event which is to be shown.

The opening hours of the premises:

Standard days & timings:

Sunday – Thursday 07:00 Hours to 00:30 Hours
Friday - Saturday 07:00 Hours to 01:30 Hours

Non-standard days & timings:

The premises will close 30 minutes after the end of the non standard timings indicated above for the supply of alcohol and regulated entertainment.

The premises may open for licensable activities to show the broadcast of televised sporting events of national or international interest outside normal operating hours such opening times for this purpose to be confirmed upon 7 days prior notice in writing to the Police before the premises intend to open, such notification to include opening times and the sporting event which is to be shown.

Where the licence authorises supplies of alcohol whether these are on and/or off supplies:
On & Off the Premises

Part 2

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

Marston's Plc
St Johns House
St Johns Square
Wolverhampton
WV2 4BH

Business Phone Number: 01902 711300

Registered number of holder, for example company number, charity number (where applicable):
31461

Name and address of designated premises supervisor where the premises licence authorises the supply of alcohol:

Ms Nicole Knight

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 number: 23/002674/LAPER Licensing Authority: Crawley Borough Council Personal

State whether access to the premises by children is restricted or prohibited:
N/A

Annex 1 –Mandatory Conditions

All Premises Licence authorising supply of alcohol

The licence is granted subject to the Mandatory conditions for sale of alcohol as set out in the Licensing Act 2003 as amended by the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 and Order 2014.

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.
3. (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).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5. (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 licences 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.
6. 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; and

- (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 Drinks Pricing

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 the 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.

If the Premises Licence allows 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 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 any person 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(c39) (authority to determine suitability of video works for classification).

If the Premises Licence has conditions in respect of Door Supervision except theatres, cinemas, bingo halls and casinos

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, each such individual must:
 - (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
 - (b) be entitled to carry out that activity by virtue of section 4 of the Act.
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 (c12) (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, which is licensable conduct for the purposes of that Act, (see Section 3(2) of that Act) 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.

Annex 2 – Conditions consistent with the Operating Schedule

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1. Exhibition of film principally video entertainment on screens and TV screens. There shall be no films shown to a close seated audience.

2. Indoor sporting events shall be restricted to traditional games in the presence of an audience, including (but not limited to) darts, pool, snooker, dominos and similar.
3. No adult entertainment or services - save for the presence of AWP machines.
4. Alcohol drinks shall not be removed from the premises in open containers saved for the consumption in external areas provide for that purpose.
5. No customers carrying opened bottles of alcoholic drink upon entry shall be admitted to the premises at any time the premises are open to the public.
6. The doors and windows to the premises are to be double glazed
7. No film or video of any description will be shown so that they can be viewed by persons under the age of any applicable BBFC / Local Authority certification.
(As agreed with Sussex Police - 19th Sept 2012)
8. The premises will actively participate and adhere to the local Pubwatch scheme where such a scheme exists.
9. CCTV Images shall be retained for at least 28 days and except for mechanical breakdown beyond the control of the proprietor, shall be made available upon request to the police. Any breakdown or system failure will be notified to the police on the non-emergency contact number or the Licensing Officer & remedied as soon as practicable.
entertainment is controlled by as noise limiting device (NLD) that is satisfactory to the Licensing Authority. Regulated entertainment shall not be provided unless the NLD is set to limit noise at a level satisfactory to the Licensing Authority. The NLD shall be maintained at settings satisfactory to the Licensing Authority at all times. The NLD shall be secured (to prevent any alteration of its settings) to the satisfaction of the Licensing Authority. The settings of the NLD shall not be altered in any way, nor shall its function be interfered with in any way without the prior written consent of the Licensing Authority.
- (b) The provision of such entertainment shall not take place until a noise insulation and control scheme (the scheme) has been submitted to and approved in writing by the Licensing Authority and until the approved scheme is implemented to the satisfaction of the Licensing Authority. The scheme shall be maintained in accordance with the approved details thereafter and no alterations shall be made to the premises without the prior written consent of the Licensing Authority.
- (c) The provision of such entertainment shall not take place until a test of the sound insulation performance of the premises has been carried out to the satisfaction of the Licensing Authority
10. The location and number of cameras to be agreed with reasonable requirements of the Licensing Unit at Horsham Police Station in advance of the premises opening and any changes thereafter.
11. It will be the responsibility of the DPS to ensure that any request from the police for a recording to be made for evidential purposes, is carried out as soon as possible. If deemed necessary following a written risk assessment submitted for any event that is deemed high risk by the DPS or in their absence the duty manager, SIA door supervisors will be employed.
12. The premises shall at all times maintain and operate a 'sales refusals' book and an incident log either written or electronic, which shall be reviewed by the DPS at intervals of no less than four (4) weeks and feedback given to staff as relevant.
13. The written or electronic refusals & incident log shall be available upon request to Police, Police Licensing Officers, Local Authority Staff and Trading Standards

14. The only form of ID that will be accepted are passports, driving licences with a photograph or Portman Group, Citizen card or validate proof of age cards bearing the "PASS" mark hologram.
15. The premises will operate a minimum Challenge 21 policy whereby any person attempting to buy alcohol who appears to be under 21 will be asked for photographic ID to prove their age.
16. Suitable signage advertising the 'Challenge 21' policy will be displayed in prominent locations in the premises.
17. All staff members engaged, or to be engaged, in selling alcohol on the premises shall receive full training pertinent to the Licensing Act, specifically in regard to licensing, and the refusal of sales to persons believed to be under the influence of alcohol or drugs.
18. Induction training must be completed, and fully documented, prior to the sale of alcohol by the staff member.
19. All age restricted sales training undertaken by staff members shall be fully documented and recorded. All training records shall be made available to the Sussex Police and the local Trading Standards service upon request.
20. At all times the premises is open and undertaking licensable activity, members of staff involved in the sale of alcohol must be able to communicate sufficiently to enable them to promote the four licensing objectives and the ability to make an effective challenge.
21. Children under the age of 16 shall not be permitted to enter or remain on the premises after 22:00hrs unless residing, dining with an adult or attending a pre booked function.

Annex 3 – Conditions attached after a hearing by the Licensing Authority

- 1 Annex 3 - Conditions attached after a hearing by the licensing authority
Licensing Sub - Committee Monday 5th November 2012
 1. Prominent, clear and legible signage shall be displayed at all exits which have the effect of requesting patrons to respect the right of local residents to a peaceful night and to leave the premises and the area quietly. Announcements to the same effect shall be made to patrons at appropriate times.
 2. The uses of outside areas for licensable activities will cease at 23.00hrs.
 3. Noise from regulated entertainment shall be inaudible within any noise sensitive premises (this includes any residence which may have one or more windows open to allow for ventilation). A test for fulfilment of this condition shall be that noise from the premises shall be no more than barely audible at the boundary of any nearby noise sensitive premises.
 4. Where regulated musical entertainment is to be provided on the premises after 23.00 on any day then;
 - (a) Such entertainment shall not be provided unless the level of all noise due to regulated entertainment is controlled by a noise limiting device (NLD) that is satisfactory to the Licensing Authority. Regulated entertainment shall not be provided unless the NLD is set to limit noise at a level satisfactory to the Licensing Authority. The NLD shall be maintained at settings satisfactory to the Licensing Authority at all times. The NLD shall be secured (to prevent any alteration of its settings) to the satisfaction of the Licensing Authority. The settings of the NLD shall not be altered in any way, nor shall its function be interfered with in any way without the prior written consent of the Licensing Authority.

(b) The provision of such entertainment shall not take place until a noise insulation and control scheme (the scheme) has been submitted to and approved in writing by the Licensing Authority and until the approved scheme is implemented to the satisfaction of the Licensing Authority. The scheme shall be maintained in accordance with the approved details thereafter and no alterations shall be made to the premises without the prior written consent of the Licensing Authority.

(c) The provision of such entertainment shall not take place until a test of the sound insulation performance of the premises has been carried out to the satisfaction of the Licensing Authority

Annex 4 – Plans:

This licence is issued subject to the attached approved plan as signed and dated, and now forms a very important part of the 'authorisation'.

(Any alteration made to the premises or a substantial change to the approved plans which are currently in the possession of the Council may require a variation of the licence. You are advised to consult with this Licensing Authority before you make any proposed changes).

IMPORTANT:

This licence is issued subject to the Licensing Act 2003, and does not constitute an authorisation for any other purpose administered by Crawley Borough Council (the Council) and it may not be construed that the grant of this premises licence shall indicate the approval of any other authorisation administered by the Council.

This licence forms an authorisation which indicates the approved licensable activities applicable to the premises so mentioned, the times of these activities, the approved layout of the premises and the conditions by which the premises may lawfully operate.

You are advised that in accordance with Section 136 of the Licensing Act 2003, a person commits an offence if they carry on or attempt to carry on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation or knowingly allow a licensable activity to be so carried on.