

PREMISES LICENCE

The Licensing Act 2003
Schedule 12, Part A



Premises Licence Number	14/00657/LAPMV
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Part 1 – Premises Details

Postal address of premises , or if none, ordnance survey map reference or description, including Post Town & Post Code	
Pitcher & Piano 3 - 5 Church Road Royal Tunbridge Wells Kent. TN1 1HT	
Telephone number	01892 510555

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence
Films Indoor sporting events Live music Recorded music Performances of dance Sale or Supply of Alcohol Late Night Refreshment

Times the licence authorises the carrying out of licensable activities	
Films (Indoors)	
Monday to Wednesday	11:00 - 02:00
Thursday to Saturday	11:00 - 03:00
Sunday	12:00 - 01:00
<i>to permit sale of alcohol and such regulated entertainment as authorised hereunder until 03:00 on Friday, Saturday, Sunday and Monday at Bank Holiday weekends, Christmas Eve Boxing Day. New Years Eve 10.00hrs to New Years Day terminal hour.</i>	
Indoor sporting events (Indoors)	
Monday to Wednesday	11:00 - 02:00
Thursday to Saturday	11:00 - 03:00
Sunday	12:00 - 01:00

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Licence issued by:
The Licensing Partnership P.O. Box 182 Sevenoaks Kent TN13 1GP
Telephone number: 01732 227004

to permit sale of alcohol and such regulated entertainment as authorised hereunder until 03:00 on Friday, Saturday, Sunday and Monday at Bank Holiday weekends, Christmas Eve Boxing Day. New Years Eve 10.00hrs to New Years Day terminal hour.

Live music (Indoors)

Monday to Wednesday	11:00 - 03:00
Thursday to Saturday	11:00 - 04:00
Sunday	12:00 - 02:00

to permit sale of alcohol and such regulated entertainment as authorised hereunder until 03:00 on Friday, Saturday, Sunday and Monday at Bank Holiday weekends, Christmas Eve Boxing Day. New Years Eve 10.00hrs to New Years Day terminal hour.

Recorded music (Indoors)

Monday to Wednesday	11:00 - 03:00
Thursday to Saturday	11:00 - 04:00
Sunday	12:00 - 02:00

to permit sale of alcohol and such regulated entertainment as authorised hereunder until 03:00 on Friday, Saturday, Sunday and Monday at Bank Holiday weekends, Christmas Eve Boxing Day. New Years Eve 10.00hrs to New Years Day terminal hour.

Performances of dance (Indoors)

Monday to Wednesday	11:00 - 02:00
Thursday to Saturday	11:00 - 03:00
Sunday	12:00 - 01:00

to permit sale of alcohol and such regulated entertainment as authorised hereunder until 03:00 on Friday, Saturday, Sunday and Monday at Bank Holiday weekends, Christmas Eve Boxing Day. New Years Eve 10.00hrs to New Years Day terminal hour.

Sale or Supply of Alcohol

Monday to Wednesday	11:00 - 02:00
Thursday to Saturday	11:00 - 03:00
Sunday	11:00 - 01:00

On Sunday and Monday evenings which form part of a bank holiday weekend, Christmas Eve and Boxing Day the terminal hour is extended to 03:00hrs.

On New Years Eve from 10.00 hrs until terminal hour for New Years Day trading.

Late Night Refreshment (Indoors)

Monday to Wednesday	23:00 - 02:00
Thursday to Saturday	23:00 - 03:00
Sunday	23:00 - 01:00

to permit sale of alcohol and such regulated entertainment as authorised hereunder until 03:00 on Friday, Saturday, Sunday and Monday at Bank Holiday weekends, Christmas Eve Boxing Day. New Years Eve 10.00hrs to New Years Day terminal hour.

The opening hours of the premises

Thursday	11:00 - 04:00
Friday	11:00 - 04:00
Saturday	10:00 - 04:00
Sunday	11:00 - 02:00
Monday to Wednesday	11:00 - 03:00

The non-standard opening hours of the premises

On Sunday and Monday evenings which form part of a bank holiday weekend, Christmas Eve and Boxing Day the terminal hour is extended to 04:00hrs.
On New Years Eve from 10.00 hrs until terminal hour for New Years Day trading.

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

Alcohol is supplied for consumption both on and off the premises.

Part 2

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

Marstons PLC
Marston's House
Brewery Road
Wolverhampton
WV1 4JT

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

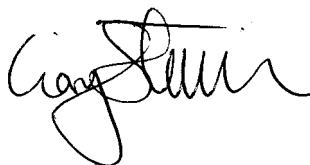
Registered Business Number 31461

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

Mr Shahpur Sherazi
2 Chiltern Walk
Royal Tunbridge Wells
Kent
TN2 3NJ

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

Licence Number: 05/00457/LAPER/2270
Licence Authority: Tunbridge Wells Borough Council



Gary Stevenson
Head of Environment and Street Scene
Tunbridge Wells Borough Council

Annex 1 – Mandatory conditions

Mandatory conditions in force from 28 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 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.

Mandatory Conditions in force from 06 April 2010

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)

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 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; 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.

The supply of alcohol

- Where a premises licence authorises the supply of alcohol, the licence must include the following conditions:-

No supply of alcohol may be made under the premises licence -

(a) at a time where 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.

Door supervision

- Any premises which includes a condition that door supervisors must be at the premises to carry out a security activity, shall ensure that each such person is licensed to conduct such activities by the Security Industry Authority.

Exhibition of films

- 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.

- 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.

In this section -

"children" means 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 (c.39) (authority to determine suitability of video works for classification).

Annex 2 – Embedded conditions

Conservatory door and windows are kept closed at all times after 23:00 hours.

The kitchen extract is switched off at 21:30 hours.

Annex 3 – Conditions consistent with the Operating Schedule

No customer carrying open bottles upon entry shall be admitted to the premises at any times the premises are open to the public.

Where CCTV is installed with recording facilities such recording shall be retained for a period of 30 days made available within a reasonable time upon request by the police.

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No new admissions of children under the age of 16 shall be permitted to the premises after 21:00 hours

Annex 4 – Conditions attached after a hearing by the licensing authority

- 1.No bottling out to be undertaken outside the premises between the hours of 22:00 hours and 09:00 daily.
- 2.On Thursday, Friday and Saturday evenings, when SIA registered door supervisors are employed at site; they will remain in situ until 30 minutes after closure of the premises.
- 3.On Thursday, Friday and Saturday evenings, when SIA registered door supervisors are employed at site, when the external area to the rear of the premises is in operation, a door supervisor will supervise this area from 22:00 hours until close.
- 4.Clearly displayed notices reminding customers that residents can be affected by unruly behaviour and loud conversations shall be posted in the premises.
- 5.On evenings when a DJ is employed at the premises he/she will make an announcement to remind customers that they venue is situated in a residential area and requesting that they treat neighbours with respect by leaving the venue as quietly as possible.
- 6.A telephone number for complainants to contact the venue shall be displayed in the premises; the phone will be located within the premises so that it will be answered by an official of the venue whenever the venue is operating.
- 7.The premises will draft and submit to the Environmental Protection Unit a general noise management plan. This plan will include the management of external areas including queues. The plan will be reviewed annually with the Environmental Protection Unit.
- 8.Any external DJ appearing at the venue will utilise equipment provided by the premises and/or ensure that any music is channelled through the premises' public address system and noise limiting equipment.
- 9.Reduction of music level fifteen minutes before the end of night to allow customers acclimatisation.
- 10.The external area to the front of the premises will close to members of the public at 23:00 hours.

Annex 5 – Plans

Please see attached