

	NEWCASTLE·UNDER·LYME BOROUGH COUNCIL	Newcastle under Lyme Borough Council Democratic Services Civic Offices Merrial Street Newcastle under Lyme Staffordshire ST5 2AG 01782 717717 www.newcastle-staffs.gov.uk
LICENSING ACT 2003 PREMISE LICENCE 012337		
PART 1 – Premises Details		
Postal Address of Premise, or if None, Ordnance Survey Map Reference or Description		
Betley Court Farm. Main Road, Betley, Newcastle Under Lyme, Staffordshire, CW3 9BH		
Where the Licence is Time Limited the Dates		
Licensable Activities Authorised by the Licence		
Plays-Outdoors Live Music-Outdoors Recorded Music-Outdoors Dance-Outdoors Like Music/Dance-Outdoors Late Night Refreshments-Outdoors The Sale of Alcohol on and off the Premise		
The Times the Licence Authorises the Carrying out of Licensable Activities		
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The Opening Hours of the Premises		
Sunday to Thursday: 11.00 to 23.30 Friday to Saturday: 11.00 to 00.30		
PART 2		
Name Registered Address Telephone Number and Email of Holder of Premise Licence		
Mrs Jayne Speed	Betley Court Farm, Main Road, Betley, Newcastle Under Lyme, CW3 9BH	
Registered Number of Holder where Applicable (Charity Number, Company Number)		
Name and Address of Designated Premises Supervisor Where the Premise Licence Authorises the Supply of Alcohol		
Mr Reuben Speed (Redacted)		
Personal Licence Number and Issuing Authority of Personal Licence Held by Designated Premises Supervisor Where the Premise Licence Authorises the Supply of Alcohol		
12336	Newcastle-under-Lyme	
ANNEXES		
Annex 1		

Mandatory Conditions

Alcohol

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

At a time when there is no designated Premises supervisor in respect on the Premises Licence.
At a time when the Designated Premises Supervisor does not hold a personal Licence; or
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

(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 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 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;.

(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.”.

7. All individual(s) at the premises for the purpose of carrying out a security activity 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 that Act..

Mandatory Condition in Force 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 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

Embedded Conditions/Restrictions.

Annex 3

Conditions consistent with the Operating Schedule

The Premise will not undertake or participate in any form of alcohol delivery to a person's home address or place of work. No off sales of alcohol for consumption off the premises will be permitted after 00.00 hours. No persons will be allowed to

take open or sealed containers of drinks to the premises at any time and no persons will be allowed to take open containers of drinks from the premises. Any security staff used on events must be registered with the Security Industry Authority and no such a number as the number as the management consider are sufficient to control the entry of persons to the venue and for keeping of order at the venue when they are used for a licensable activity. A written record shall be kept on the premises by the Designated Premises Supervisor of every person employed on the venue as a door supervisor in a register kept for that purpose.

That record shall contain the following details:

- The door supervisors name, date of birth and home address;
- His/her Authority Licence Number;
- The time, date he/she starts and finished duty;
- Each entry shall be signed by the door supervisor;
- High visibility clothing to be worn at all times.

That register shall be kept fully updated at all times and be made available for inspection immediately upon demand by an authorised officer of the Council, the Security Industry Authority or a Police Constable. All recommendations of the Staffordshire Fire and Rescue Service will be promptly acted upon. Any gas and electrical appliances on the premises will have current safety certificates.

A log/accident book will be maintained of any incidents that occur on the premises. Adequate and appropriate supply of first aid equipment will be available on the premise. Notices are to be displayed requesting patrons to disperse quietly from the premises. Music will be kept at an acceptable level so as not to cause a nuisance at the nearest noise sensitive premises. Access and egress points will be controlled by stewards.

The premises will adopt a locally recognised Challenge 25 Scheme to tackle underage sales. All staff will be fully trained in its use before being allowed to sell alcohol. This training to be refreshed every three calendar months and a written record kept. Persons who appear to be under the age of 25 shall be required to produce proof of age by way of a proof of age card accredited under the Proof of Age Standard Scheme (PASS). The only acceptable alternative being either a photo driving licence or passport.

The Designated Premise Supervisor should ensure that a record is kept of all staff training and is fully updated at all times. The records of training must be kept at the licensed premises and be made available immediately to police officers or trading standards officers upon request. A refusals book must be held at the premises and contain details of the time and date of any sales refused in relation to persons that are under age. The book must also contain details of the staff member refusing the sale. The DPS will check the book on a monthly basis and endorse the book with the time and date of inspection. All persons authorised to sell alcohol will complete an underage sales training programme which includes a written test to verify his or her competency. This record will be available to the police or authorised officers of Newcastle Borough Council. A written record which shall be immediately available for inspection by police officers or authorised officers by Newcastle Borough Council) shall be kept at the premises of all persons who are authorised to sell alcohol.

Annex 4

Conditions attached after a hearing by the licensing authority

General

1. The use of the premises license is restricted to annual events namely Betley bonfire, Betley show and Betley gun & game fair plus up to 5 other events per year, together with the young farmers ball which will be held on the 8 August 2015 and which shall be a one off event.
2. As regards the young farmers ball on the 8 August 2015 all licensable activities to end by 1 a.m. in the following morning and the function to be limited to 650 people in attendance. The premises to close 30 minutes later.
3. In relation to other licensable events the position of the marquee shall be agreed in consultation with Environmental Health, the chair of the local parish Council, local ward Councillors and any other persons who, in the view of Environmental Health, could be affected by the licensable activities proposed. The position of the marquee to be marked on a plan. All licensable activities to be located within the marquee and there shall be a maximum number of persons in attendance of 450.
4. This licence shall not be operable when the licence associated with the Betley concerts is in operation.

Public safety

5. The retail sale of alcohol will be prohibited at Betley

bonfire and patrons of Betley bonfire will not be allowed to consume their own alcohol.

Prevention of public nuisance

6. Noise from all forms of regulated entertainment together with public address systems shall be controlled by a suitable and sufficient noise limiter maintained in effective working order. The noise limiter will be set at a level agreed with an authorised Officer of the Environmental Health division of Newcastle under Lyme borough Council. This condition will not apply for the Betley bonfire, Betley show or Betley gun and game fair.
7. Generators shall be effectively silenced and positioned so as not to be audible at the nearest noise sensitive premises when in operation.
8. During an event a responsible person shall monitor the licensed area to deter and control antisocial behaviour or noise from patrons which may affect third parties.
9. Bottle bins shall not be emptied after 11 pm or before 7 am the following day.
10. A noise management plan shall be documented and prepared for each event and shall identify the noise sources, required controls and persons responsible for implementing and monitoring the plan to prevent public nuisance, and to be provided upon request and no later than 7 days to the responsible authorities.
11. Suitable and sufficient signage shall be placed at the exit of the marquee and along routes to car parks asking patrons to respect neighbours and to leave quietly.
12. A minimum of 2 weeks' notice must be given to the northern police licensing unit and Newcastle borough Council Environmental Health prior to any proposed event. Should all Police and Environmental Health concerns not be met then the event must not go ahead.

Annex 5 – Plans

Plans



Mark Bailey
Head of Business Improvement and Partnerships

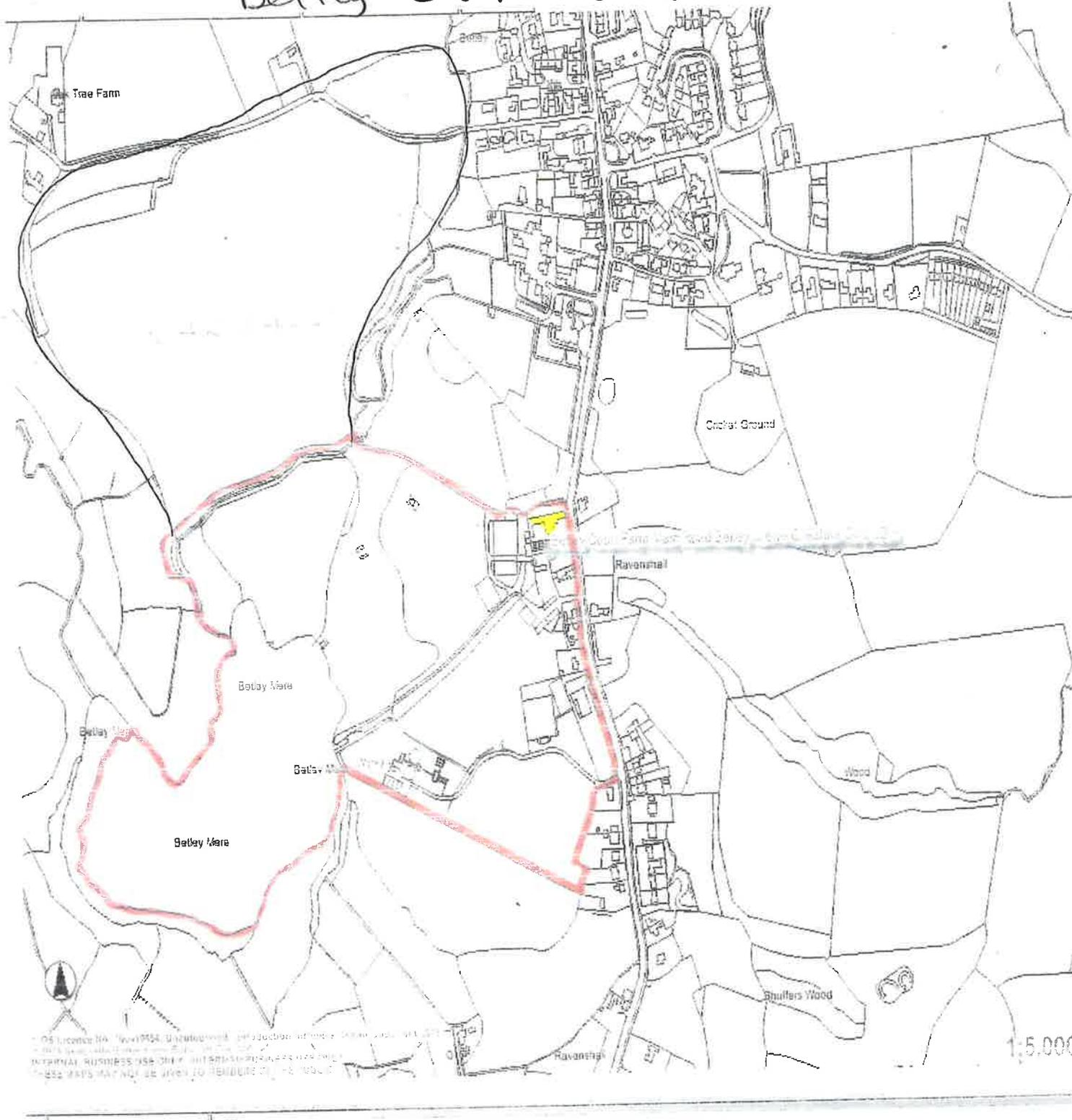
Licensing Act 2003 PREMISE LICENCE SUMMARY	012337
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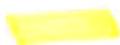


12337.

Betty Court farm



licensable Area



Tea room

↳ Added following discussion of current licence