

Annex 3



LICENSING ACT 2003

PREMISES LICENCE

Schedule 12

Part A

Part 1 Premises details

Premises licence number
CYC - 009050

Postal address of premises: Walnut Tree Heworth Village	
Post town: York	Post code: YO31 1AN
Telephone number: 01904 438922	

Expiry date: This licence has no expiry date.

Licensable activities authorised by the licence: Films Indoor sporting events Live Music Recorded Music Activities like music/dance Late Night Refreshment Supply of Alcohol
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The times the licence authorises the carrying out of licensable activities:

FILMS

Indoors

Monday 08:00-23:00	Tuesday 08:00-23:00	Wednesday 08:00-23:00	Thursday 08:00-23:00
Friday 08:00-00:00	Saturday 08:00-00:00	Sunday 08:00-23:00	

INDOOR SPORTING EVENTS

Monday 08:00-23:00	Tuesday 08:00-23:00	Wednesday 08:00-23:00	Thursday 08:00-23:00
Friday 08:00-00:00	Saturday 08:00-00:00	Sunday 08:00-23:00	

LIVE MUSIC
Indoors

Monday 10:00-22:30	Tuesday 10:00-22:30	Wednesday 10:00-22:30	Thursday 10:00-22:30
Friday 10:00-22:30	Saturday 10:00-22:30	Sunday 10:00-22:30	

RECORDED MUSIC
Indoors

Monday 10:00-23:00	Tuesday 10:00-23:00	Wednesday 10:00-23:00	Thursday 10:00-23:00
Friday 10:00-23:00	Saturday 10:00-23:00	Sunday 10:00-23:00	

ACTIVITIES LIKE MUSIC/DANCE
Indoors

Monday 10:00-23:00	Tuesday 10:00-23:00	Wednesday 10:00-23:00	Thursday 10:00-23:00
Friday 10:00-23:00	Saturday 10:00-23:00	Sunday 10:00-23:00	

LATE NIGHT REFRESHMENT
Indoors

Monday 23:00-23:45	Tuesday 23:00-23:45	Wednesday 23:00-23:45	Thursday 23:00-23:45
Friday 23:00-00:45	Saturday 23:00-00:45	Sunday 23:00-23:45	

SUPPLY OF ALCOHOL

Monday 10:00-23:30	Tuesday 10:00-23:30	Wednesday 10:00-23:30	Thursday 10:00-23:30
Friday 10:00-00:30	Saturday 10:00-00:30	Sunday 10:00-23:30	

Non Standard Timings for Films and Indoor Sporting Events:

Christmas Eve and Boxing Day 08:00-00:00 Bank Holiday Sunday 08:00-00:00

From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day

Non Standard Timings for Late Night Refreshment:

Christmas Eve and Boxing Day 23:00-00:45 Bank Holiday Sunday 23:00-00:45

From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day

Non Standard Timings for Supply of Alcohol:

Christmas Eve and Boxing Day 10:00-00:30 Bank Holiday Sunday 10:00-00:30

From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day

The Opening Hours of the Premises

Monday 08:00-00:00	Tuesday 08:00-00:00	Wednesday 08:00-00:00	Thursday 08:00-00:00
Friday 08:00-01:00	Saturday 08:00-01:00	Sunday 08:00-00:00	

Non Standard Timings

Christmas Eve and Boxing Day 08:00-01:00 Bank Holiday Sunday 08:00-01:00

From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day

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

On the premises

Part 2

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

Name: Waddo's Pub & Grub Company Ltd

Address: The Beresford Arms
Whalton
Morpeth
Northumberland
NE61 3UZ

Telephone number: None

Email address: None

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

10459569

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

Name: Mr Paul Charles Waddingham

Address: The Walnut Tree
73 Heworth Village
Heworth
York
YO31 1AN

Telephone number: 01904 438922

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

Gedling Borough Council
16/01084/PERS

Annex 1 – Mandatory conditions

MANDATORY CONDITIONS IN RELATION TO THE SUPPLY OF ALCOHOL

1. In accordance with section 19 of the Licensing Act 2003, 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 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.
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.
4. (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).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (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.

7. 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: 25ml or 35ml; and
 - iii. still wine in a glass: 125ml;
 - 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.

MANDATORY CONDITION - ALCOHOL 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 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) "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 CONDITION: EXHIBITION OF FILMS

1. In accordance with section 20 of the Licensing Act 2003, 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).

Annex 2 – Conditions consistent with the operating schedule

Licensing Objectives

General

1. Risk assessments are undertaken.

Prevention of Crime & Disorder

2. When the premises are refurbished CCTV will be installed on the premises.

Public Safety

3. Function bookings will be limited to 80 persons.

Protection of Children from Harm

4. The restrictions set out in the Licensing Act 2003 will apply.

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

1. The supply of alcohol shall cease 30 minutes prior to the end of opening hours on each and every day.

2. The following regulated entertainment shall cease 60 minutes prior to the end of opening hours on each every day: films and indoor sporting events.

3. Late night refreshment shall cease 15 minutes prior to the end of opening hours on each and every day.

4. All windows and doors shall be kept closed after 22:30 hours except for access and egress on each and every day.

5. Regulated entertainment shall be inaudible at the nearest noise sensitive residential premises.

6. A dispersal policy shall be agreed in writing with the Licensing Authority and shall be implemented before the licence takes effect.

7. All off sales shall be made in sealed containers.

8. All external drinking areas shall be vacated, cleared and cleaned by 23:30 hours on each and every day.

9. All children under 14 years of age must be accompanied by a responsible adult at all times and shall vacate the premises by 21:00 hours on each and every day.

Annex 4 – Approved Plan

Plan Number 3240-04

For and on behalf of
The Director of Economy & Place

Date: 30/09/2005
05/09/2017 (Transfer & DPS Variation)

Licensing Services
Hazel Court EcoDepot
James Street
York
YO10 3DS

Phone: 01904 552512
Fax: 01904 551590
Email: licensing.unit@york.gov.uk
Website: www.york.gov.uk/licensing



PREMISES LICENCE SUMMARY

Part B

Part 1 Premises details

Premises licence number
CYC - 009050

Postal address of premises:

**Walnut Tree
Heworth Village**

Post town: **York**

Post code: **YO31 1AN**

Telephone number: 01904 438922

Where the licence is time limited the date:

This licence has no expiry date.

Licensable activities authorised by the licence:

Films
Indoor sporting events
Live Music
Recorded Music
Activities like music/dance
Late Night Refreshment
Supply of Alcohol

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

FILMS

Indoors

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Indoors

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LATE NIGHT REFRESHMENT
Indoors

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SUPPLY OF ALCOHOL

Monday 10:00-23:30	Tuesday 10:00-23:30	Wednesday 10:00-23:30	Thursday 10:00-23:30
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Non Standard Timings			
Christmas Eve and Boxing Day 08:00-01:00 Bank Holiday Sunday 08:00-01:00			
From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day			

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

On the premises

Name and (registered) address of holder of premise licence:

Name: Waddo's Pub & Grub Company Ltd

Address: The Beresford Arms
Whalton
Morpeth
Northumberland
NE61 3UZ

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

10459569

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

Mr Paul Charles Waddingham

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

In accordance with section 20 of the Licensing Act 2003, 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.

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 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).

For and on behalf of
The Director of Economy & Place

Date: 30/09/2005
05/09/2017 (Transfer & DPS Variation)

Licensing Services
Hazel Court EcoDepot
James Street
York
YO10 3DS

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