

# Premises Licence

APPENDIX 1

Issued in accordance with The Licensing Act 2003

**Name of Premises:** The Harp Inn

**Address of Premises:** The Harp  
Walsall Street  
Eastfield  
Wolverhampton

**Premises Licence Number:** WN/14/01354/PRE- Premises Licence Variation

**Date of Last Update:** 6th June 2014

## 1. Opening hours of the premises

**Normal Hours:** Monday to Thursday 1100hrs to 0030hrs  
Friday to Sunday 1100hrs to 0400hrs

**Seasonal Variations:** None

**Non Standard Hours:** None

## 2. Licensable activities authorised by the licence and the times the licence authorises the carrying out of these activities

**Activity:** Recorded Music

**Normal Hours:** Monday to Thursday 1100hrs to 2330hrs  
Friday to Sunday 1100hrs to 0400hrs

**Seasonal Variations:** None

**Non Standard Hours:** None

**Activity:** Facilities for dancing

**Normal Hours:** Monday to Thursday 1100hrs to 2330hrs  
Friday to Sunday 1100hrs to 0400hrs

**Seasonal Variations:** None

**Non Standard Hours:** None

**Activity:** Late Night Refreshment

**Normal Hours:** Monday to Thursday 2300hrs to 2330hrs  
Friday to Sunday 2300hrs to 0400hrs

**Seasonal Variations:** None

**Non Standard Hours:** None

**Activity:** Sale/Supply of alcohol on the premises

**Normal Hours:** Monday to Thursday 1100hrs to 2330hrs  
Friday to Sunday 1100hrs to 0330hrs

**Seasonal Variations:** None

**Non Standard Hours:** None

**Activity:** Sale/Supply of alcohol off the premises

**Normal Hours:** Monday to Saturday 1000 to 2230hrs  
Sunday 1200 to 2230hrs

**Seasonal Variations:** None

**Non Standard Hours:** Good Friday 1200 to 2230hrs  
Christmas Day 1200 to 1500 & 1900 to 2230hrs

**3. Name of the designated premises supervisor if the sale of alcohol is involved**

Afiya Dalila

Personal Licence Number – PER2254

Issued by - Wolverhampton City Council

**4. Is access to the premises by children restricted or prohibited**

Provision only as prohibited or restricted under the Licensing Act 2003

**5. Name, (registered) address of the holder of the premises licence**

Isaac Green

65 Junction Road

Bilston

Wolverhampton

WV2 2PB



**N.P. Edwards**

**Assistant Director - Regeneration**

**On behalf of Wolverhampton City Council**

## **Mandatory Conditions**

### **Mandatory conditions where licence authorises supply of alcohol**

(1) 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 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

(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.

### **Mandatory Conditions where the licence authorises supply of alcohol: 2010**

1.— (1) The responsible person shall take all reasonable steps to 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children—

(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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act)

(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;

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on—

(i) the outcome of a race, competition or other event or process, or

(ii) the likelihood of anything occurring or not occurring;

(e) 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.

2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

4.— (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) 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 a holographic mark.

5. The responsible person shall 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) customers are made aware of the availability of these measures.

#### **Mandatory Licensing Condition banning the sale of alcohol below the cost of VAT and duty: 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(6);

(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

(iv) 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(7).

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: door supervision**

(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, the licence must include a condition that each such individual must be licensed by the Security Industry Authority.

(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 (c.12) (premises with premises licence 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 purpose of this section:-

- (a) "Security activity" means an activity to which paragraph 2(1) (a) of that Schedule applies, 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.

## **Conditions consistent with the Operating Schedule**

### **Historic Permissions consistent with the Justices Licence as converted under the Licensing Act 2003**

This licence is granted subject to any restrictions imposed on the use of the premises by the following enactments:

- Children and Young Persons Act 1933
- Cinematograph (Safety) Regulations 1955
- Licensing Act 1964
- Sporting Events (Control of Alcohol Etc) Act 1985

### **Provision of substantial refreshment**

Hot food or hot drinks may be provided in line with alcohol sales with an additional thirty minutes thereafter.

### **Recorded Music**

- The playing of recorded music in the premises is permitted 24 hours a day pursuant to Section 182 of the Licensing Act 1964.

### **New Years Eve**

The Regulatory Reform (Special Occasions Licensing) Order 2002.

- Where this licence does not otherwise permit, on New Years Eve these hours may be extended from the end of licensed hours on New Years Eve to the start of licensed hours on New Years Day.

## General

- I fully train my staff and am committed to continue doing this.
- All staff are aware of the Law in relation to underage drinking and the accompaniment of Children by Adults onto licensed premises

## The prevention of crime and disorder

- All staff are trained to be vigilant and to be able to identify possible problems before they escalate.
- We regularly employ between 2-4 Fully Licensed door staff depending on the anticipated crowd size.
- The licensed area will be covered by CCTV.
- All tapes shall be retained for at least one month and shall be kept at the premises.

## Variation dated 06/06/2014

- A CCTV system with recording equipment shall be installed and maintained at the premises.
- CCTV should cover entry and exit points of the premises and all areas where alcohol/money is served/taken and all areas to where public have access and the immediate vicinity outside the premises.
- Images/recordings to be downloaded in a suitable format and provided to any member of a Responsible Authority upon request and without any undue delay.
- Images and recordings must be of evidential quality, must indicate the correct time and date and be kept for at least 31 days.
- All staff to be trained to use the CCTV system and at least one member of staff to be on duty who is trained to download the systems images should any member of a Responsible Authority make a request.
- An incident log must be maintained at the premises and a written record of any incident that occurs at the premises must be appropriately recorded. Where it is deemed appropriate the incident must be reported to West Midlands Police. Incident log book to be produced to a member of a Responsible Authority upon request.
- To ensure compliance with Challenge 25 a 'refusals book' where any sale of alcohol is refused to persons who present themselves to be under age.
- All staff to receive training and refresher training every 6 months on their responsibilities with regard to licensing legislation. This training to be documented and shown to a member of a Responsible Authority upon request.

## Public safety

- All staff are trained to be vigilant and to be able to identify possible problems before they escalate.
- All fire exits are clearly marked
- The capacity of the premises will be restricted to 110 persons at all times
- During discos and dances a third ladies toilet shall be made available for public use

## **The prevention of public nuisance**

- All staff are trained to be vigilant and to be able to identify possible problems before they escalate.
- We regularly employ between 2-4 fully Licensed door staff depending on the anticipated crowd size.
- No noise nuisances will be caused to nearby businesses or residents

### **Variation dated 06/06/2014**

- After 22:00 hours, SIA registered door supervisors, one of which will be female, shall be employed at the minimum of 1:55 customers (or part thereof) at the premises.
- A register will be maintained of all persons engaged as door supervisors to include the name and SIA number of the staff and the time and date duties commenced and finished.

## **The protection of children from harm**

- We have designated area to children, which is a no smoking area and we also encourage a policy of no smoking at the bar.
- All staff are aware of the Law in relation to underage drinking and the accompaniment of Children by Adults onto licensed premises.

### **Variation dated 06/06/2014**

- All staff will be trained in Challenge 25 and all appropriate ID checks will be undertaken by all staff to ensure no sale of alcohol is made to underage persons.

## **Plans**

As submitted with application dated 06/08/2005 and retained by Wolverhampton City Council.