

Licensing Act 2003 Premises Licence - Summary

The Fox 21 Frensham Road Lower Bourne Farnham Surrey GU10 3PH	Licence number:	LN/00000200	
	Valid from:	28th March 2017	
	Valid until:		
	Telephone:	01252 716395	
Licensable Activities Authorised by the Licence and times these activities may be carried on			
Activity (and area if applicable)	Description	Time From:	Time To:
Provision of regulated entertainment:-			
Live Music	Monday - Saturday Sunday	19:00 19:00	23:00 22:30
Sale by Retail of Alcohol	Monday – Thursday Friday and Saturday Sunday	11:00 11:00 12:00	23:00 23:30 22:30
Non-standard Timings:	Christmas Eve; Christmas Day; Boxing Day; Spring and August Bank Holidays; Good Friday; Easter Saturday, Sunday and Monday; and any other bank holidays - 11:00 to 23:30.		

The opening hours of the premises: 08:00-23:30 Monday to Thursday
08:00-00:00 Friday and Saturday
08:00-23:00 Sunday

Where the licence authorises supplies of alcohol, whether this alcohol is to be consumed on and/ or off the premises: On and off the premises

Name & (registered) address of holder of premises licence: Greene King Retailing Ltd
Westgate Brewery
Bury St Edmunds
Suffolk
IP33 1QT

Registered number of holder, for example company number, charity number (where applicable): 5265451

Name of designated premises supervisor where the premises licence authorises the supply of alcohol: Mr Matthew James Eaton

Whether access to the premises by children is restricted or prohibited: Children shall only be allowed on the premises with a responsible adult in dining room until 21:00

Licensing Act 2003
Premises Licence - Detail

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Annexe 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 of the premises licence.
- 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).
2. 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 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.
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;
 - (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.”
5. 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.
6. For the purposes of the condition set out in paragraph 5—
- (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(a);
 - (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(b).
7. Where the permitted price given by Paragraph (b) of paragraph 6 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.
8. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 6 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.

Annexe 2 – Conditions consistent with the operating schedule

Live Music	Monday	19:00 hours to 23:00 hours
	Tuesday	19:00 hours to 23:00 hours
	Wednesday	19:00 hours to 23:00 hours
	Thursday	19:00 hours to 23:00 hours
	Friday	19:00 hours to 23:00 hours
	Saturday	19:00 hours to 23:00 hours
	Sunday	19:00 hours to 22:30 hours

Further Detail

One or two piece bands only on a maximum of 12 occasions per year, with windows and doors kept closed.

Non-Standard Timing

New Year's Eve 19:00-02:00.

Limited by condition at hearing to 12 occasions per year, subject to 10 working days notice (minimum) to Surrey Police, with the Police having absolute right to veto.

Location of activity : Indoors

Alcohol BOTH ON/OFF premises	Monday	11:00 hours to 23:00 hours
	Tuesday	11:00 hours to 23:00 hours
	Wednesday	11:00 hours to 23:00 hours
	Thursday	11:00 hours to 23:00 hours
	Friday	11:00 hours to 23:30 hours
	Saturday	11:00 hours to 23:30 hours
	Sunday	12:00 hours to 22:30 hours

Further Detail

N/A

Non-Standard Timing

Christmas Eve; Christmas Day; Boxing Day; Spring and August Bank Holidays; Good Friday; Easter Saturday, Sunday and Monday; and any other bank holidays - 11:00 to 23:30.

Sale of alcohol to be for consumption : On and off the premises

Designated Premises Supervisor

Name: Mr Matthew James Eaton

Address: Thackwood Cottage
Hookley Lane
Elstead
Godalming
Surrey
GU8 6JB

Personal Licence Number (If known): LN/000005766

Issuing Licence authority (If known): Waverley Borough Council

Opening Hours	Monday	08:00 hours to 23:30 hours
	Tuesday	08:00 hours to 23:30 hours
	Wednesday	08:00 hours to 23:30 hours
	Thursday	08:00 hours to 23:30 hours
	Friday	08:00 hours to 00:00 hours
	Saturday	08:00 hours to 00:00 hours
	Sunday	08:00 hours to 23:00 hours

Further Detail

N/A

Non-Standard Timing

Christmas Eve; Christmas Day; Boxing Day; Spring and August Bank Holidays; Good Friday; Easter Saturday, Sunday and Monday; and any other bank holidays - 11:00 to 00:00.

Any adult entertainment or services, activities, other entertainments or matters ancillary to the use of premises that may give rise to concern in respect of children

Hot food, supply of alcohol, open fires and cigarette vending machine.

ELEMENTS OF OPERATING SCHEDULE TO ADDRESS LICENSING OBJECTIVES:

a) General - all four licensing objectives (b,c,d,e)

Training of all staff shall be undertaken so that they are fully aware of the 4 key licensing objectives.

No under age drinking, drunkenness and/or use of drugs and anti-social behaviour shall be tolerated.

b) The prevention of crime and disorder

Responsible management of the premises shall be undertaken at all times.

There shall be comprehensive training and supervision of all staff.

Adoption of best practises including BBPA, Portman Group on drinks strategy, national alcohol harm reduction strategy, house care policy shall be observed and undertaken.

There shall be adequate provision of litter bins and security lighting shall be maintained in good working order.

c) Public Safety

The premises risk management assessment shall be checked daily, for internal and external purposes.

Responsible management shall be in place.

Regular testing and certification shall be undertaken of all procedures, appliances and systems pertinent to safety.

d) The prevention of public nuisance

Responsible management of the premises shall be in place at all times to ensure no incidents of public nuisance occur.

Management of customers, staff and deliveries shall be undertaken by adoption of house policy.

There shall be ample provision of litter bins, lighting and effective ventilation systems shall be in place to prevent any nuisances to the public.

e) The protection of children from harm

Children shall only be allowed on the premises with a responsible adult in dining room until 21:00.

Proof of age scheme shall be in place with photographic ID only.

Embedded Restrictions

1. Restrictions

The above restrictions do not prohibit:

a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;

b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;

c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;

d) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;

- e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- f) the sale of alcohol to a trader or club for the purposes of the trade or club;
- g) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- h) the taking of alcohol from the premises by a person residing there; or
- i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied ; or
- j) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of alcohol so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

The licensee may also provide and permit:

- **Entertainment by way of music and singing but only by the reproduction of recorded sound (this does not permit the use of karaoke, disk jockeys, comperes, etc.).**
- **The consumption of late night refreshment for a period of 30 minutes after the permitted hours set out below.**

2. Children in Bar (No Children's Certificate)

No person under fourteen shall be in the bar of the licensed premises during the permitted hours unless one of the following applies:

- a) He is the child of the holder of the premises licence.
- b) He resides in the premises, but is not employed there.
- c) He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.
- d) The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary. In this condition "bar" includes any place exclusively or mainly used for the consumption of alcohol. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals.

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

1. No recorded music shall be permitted, including karaoke and disco.
2. Live music events shall be limited to 12 occasions per year subject to 10 working days notice to Surrey Police and giving Police absolute veto on all occasions.
3. All music events (with the exception of the annual music festival) shall be held indoors only, during which time all windows and doors to be kept closed.
4. Risk management:-
 - internal and external safety checks shall be carried out daily and recorded in a register;
 - responsible management shall be maintained at all times;
 - fire and other safety checks shall be carried out in accordance with current legislation.

Annexe 4 – Plans

Attached