

MEDWAY COUNCIL

Licensing Authority, Gun Wharf, Dock Road, Chatham, Kent ME4 4TR

Premises Licence

Premises Licence Number

19/01090/LAPL01

Part 1 - Premises Details

Postal address of premises, or if none, ordnance survey map reference or description The Hop and Rye 4 Wainscott Road Wainscott	
Post town	Rochester Kent
Post code	ME2 4LB
Telephone number	Not known
Where the licence is time limited the dates: Not Applicable	
Licensable Activities authorised by the licence Sale of Retail of Alcohol (on the premises)	
The times the licence authorises the carrying out of licensable activities <u>Sale of Retail of Alcohol</u> Monday to Friday 14:00 to 22:00. Saturday and Sunday 12:00 to 22:00	
The opening hours of the premises Monday to Friday 14:00 to 22:00. Saturday and Sunday 12:00 to 22:00 The premises may open outside authorised hours for non-licensable activities subject to planning or other legislation.	
Where the licence authorises supplies of alcohol whether these are on and/or off supplies On Supplies	

Part 2

Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence Michael Knight
Registered number of holder, for example company number, charity number (where applicable) Not applicable

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol Graham David Richards
Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol Medway Council Medway 08 PL 1699

**Chief Legal Officer
Legal and Corporate Services**

Annex 1 – Mandatory Conditions

Condition 1

No supply of alcohol maybe made under this licence:-

- (a) At a time when there is no designated premises supervisor in respect of it or**
- (b) At a time when the designated premises supervisor does not hold a personal licence or his/her personal licence is suspended.**

Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence.

Condition 2

Only individuals licensed by the Security Industry Authority (SIA) maybe used at the premises to guard against:-

- (a) Unauthorised access or occupation (e.g. through door supervision)**
- (b) Outbreaks of disorder**
- (c) Damage**

Condition 3

The admission of children under the age of 18 to film exhibitions permitted under the terms of this licence shall be restricted in accordance with any recommendations made by:-

- (a) The British Board of Film classification (BBFC), where the film has been classified by that Board or The Licensing Authority where no classification certificate has been granted by the BBFC, or, where the Licensing Authority has notified the licence holder that section 20 (3)**
- (b) applies to the film in question and the admission of children must be in accordance with any recommendation made by the Licensing Authority.**

Condition 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 of 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 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).**

Condition 5

The responsible person must ensure that free potable water is provided on request to customers where it reasonably available.

Condition 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**

Condition 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 35 ml; and**
 - (iii) still wine in a glass: 125ml; 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.**

Condition 8

- (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 purpose 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**
 - (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(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.**

Annex 2 – Conditions consistent with the Operating Schedule

Not Applicable

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

Condition 9

CCTV will be provided in the form of a recordable system, capable of providing pictures of evidential quality in all lighting conditions particularly facial recognition.

- 1. Cameras shall encompass all ingress and egress to the premises, fire exits and all areas where the sale and supply of alcohol occurs.**
- 2. Equipment must be maintained in good working order, be correctly time and date stamped, recordings MUST be kept in date order, and kept for a period of 31 days and handed to Police on demand.**
- 3. The premises licence holder must ensure at all times a DPS or appointed member of staff is capable and competent at downloading CCTV footage in a recordable format to the Police and Local Authority on demand.**
- 4. The recording equipment and discs/tapes shall be kept in a secure environment under the control of the DPS or other responsible named individual.**
- 5. An operational daily log report must be maintained endorsed by signature, indicating the system has been checked and is compliant, in the event of any failings actions taken are to be recorded.**
- 6. In the event of technical failure of the CCTV equipment the premises licence holder or DPS must report the failure to the Police Licensing Officer immediately (licensing.north.division@kent.pnn.police.uk)**

Condition 10

All persons who sell or supply alcohol to customers must have licensing training.

- 1. Training should take place within six weeks of employment**
- 2. Any new employees will be supervised until the training has taken place.**
- 3. Refresher training should be repeated a minimum of every six months or earlier if required due to changes of legislation.**
- 4. Training records must be kept on the premises and shall contain the nature, content and frequency of all training.**
- 5. Records must be made available for inspection by Police, Police Licensing Officer and authorised officers from Medway Council on demand either electronically or hard copy.**

All staff will be trained in all aspects of licensing legislation and in particular underage sales.

Condition 11

An incident log shall be kept at the premises, and made available on request to a police officer, police licensing officer or council authorised licensing officer. It must be completed within 24 hours of the incident and will record the following:

- 1. all crimes reported to the venue**
- 2. all ejections of patrons**
- 3. any complaints received concerning crime and disorder**
- 4. any incidents of disorder**
- 5. all seizures of drugs or offensive weapons**
- 6. any faults in the CCTV system, searching equipment or scanning equipment (g) any refusal of the sale of alcohol**
- 7. any visit by a relevant authority or emergency service.**

Condition 12

Staff will ask to see proof of age before supplying/selling alcohol to any person appearing under the age of eighteen in accordance with Challenge 25 or similarly robust scheme. We will only accept as proof of age and identity a photo-card driving licence, passport or any government issued photograph identity card or 'pass accredited' proof of age card.

Condition 13

No Music

Condition 14

No sale of alcohol in the outside garden area.

