

**PREMISES LICENCE**

**Premises licence number**

**HOP50273**

**Part 1 – Premises details**

**Postal address of premises, or if none, ordnance survey map reference or description**

**FRENCH'S WINE BAR  
24-25 ROBERTSON STREET**

**Post Town  
HASTINGS, EAST SUSSEX**

**Post Code  
TN34 1HL**

**Telephone number   01424 457744**

**Where the licence is time limited the dates**  
NOT APPLICABLE

**Licensable activities authorised by the licence**

LIVE MUSIC; RECORDED MUSIC; KARAOKE: DANCING; LATE NIGHT REFRESHMENT & SUPPLY OF ALCOHOL

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

LIVE MUSIC:	SUNDAY-WEDNESDAY:	10:00-02:00
	THURSDAY-SATURDAY:	10:00-02:30
RECORDED MUSIC:	SUNDAY-WEDNESDAY:	10:00-02:00
	THURSDAY-SATURDAY:	10:00-02:30
KARAOKE:	SUNDAY – WEDNESDAY:	10:00-02:00
	THURSDAY–SATURDAY:	10:00-03:00
DANCING:	SUNDAY-WEDNESDAY:	10:00-02:00
	THURSDAY-SATURDAY:	10:00-02:30
LATE NIGHT REFRESHMENT:	SUNDAY-WEDNESDAY:	23:00-02:00
	THURSDAY-SATURDAY:	23:00-03:00
SUPPLY OF ALCOHOL:	SUNDAY-WEDNESDAY:	10:00-02:00
	THURSDAY-SATURDAY:	10:00-03:00

NEW YEARS EVE FROM THE END OF PERMITTED HOURS TO THE START OF PERMITTED HOURS THE FOLLOWING DAY.

ON ALL BANK HOLIDAYS (EXCEPT CHRISTMAS) TO INCLUDE THE PRECEDING DAY (AT EASTER TO ALSO INCLUDE THE PRECEDING THURSDAY); FOR CHRISTMAS (TO INCLUDE CHRISTMAS EVE); UP TO THE TERMINAL HOUR SET FOR SATURDAYS AT THE LATEST.

**The opening hours of the premises**

SUNDAY-WEDNESDAY:           10:00-02:30  
THURSDAY-SATURDAY:       10:00-03:30

NEW YEARS EVE FROM THE END OF PERMITTED HOURS TO THE START OF PERMITTED HOURS THE FOLLOWING DAY.

ON ALL BANK HOLIDAYS (EXCEPT CHRISTMAS) TO INCLUDE THE PRECEDING DAY (AT EASTER TO ALSO INCLUDE THE PRECEDING THURSDAY); FOR CHRISTMAS (TO INCLUDE CHRISTMAS EVE); UP TO THE TERMINAL HOUR SET FOR SATURDAYS AT THE LATEST

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

SALE BY RETAIL OF ALCOHOL FOR CONSUMPTION BOTH ON AND OFF THE PREMISES



## HASTINGS BOROUGH COUNCIL

### Embedded Restrictions

**All Embedded Restrictions under the Licensing Act 1964, relating to Permitted Hours (except for the Permitted Hours on New Year's Eve), credit sales and Children in Bars are removed.**

**The conditions and Embedded Restrictions attached to, or contained within the PEL, Section 77 Special Hours Certificate and Children's Certificate as follows:**

**Section 77 Special Hours Certificate: The embedded restrictions relating to the supply of alcohol being ancillary to the provision of music, dancing & substantial refreshment and the restrictions as to when the certificate is applicable, are removed.**

**Children's Certificate: The restriction as to when persons under the age of 14 may be allowed on to the licensed areas of the premises.**

### Annex 1 – Mandatory Conditions

#### All Premises Licence authorising supply of alcohol

The licence is granted subject to the Mandatory conditions for sale of alcohol as set out in the Licensing Act 2003 as amended by the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 and Order 2014.

1. 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.
2. Every supply of alcohol under the Premises Licence must be made, or authorised by a person who holds a Personal Licence.
3. (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);

**HASTINGS BOROUGH COUNCIL**

**Annex 1 – Mandatory Conditions - continued**

- 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 licences 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.
6. 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) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

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**Annex 1 – Mandatory Conditions – continued**

- (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.

**Minimum Drinks 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 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 the 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.

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**Annex 1 – Mandatory Conditions - continued**

(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.

**If the Premises Licence allows Exhibition of Films**

1. 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 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 any person 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(c39) (authority to determine suitability of video works for classification).

**If the Premises Licence has conditions in respect of Door Supervision except theatres, cinemas, bingo halls and casinos**

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, each such individual 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 the Act.

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 (c12) (premises with premises licences 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 purposes of this section:

(a) “security activity” means an activity to which paragraph 2(1)(a) of that Schedule applies, and, which is licensable conduct for the purposes of that Act, (see Section 3(2) of that Act) 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.

**HASTINGS BOROUGH COUNCIL****Annex 2 – Conditions consistent with the operating schedule  
(As amended in Minor Variation granted / issued 23<sup>rd</sup> August 2018).****General****The prevention of crime & disorder**

- 1) CCTV: Digital CCTV and appropriate recording equipment to be installed in accordance with Home Office Guidelines relating to UK Police Requirements for Digital CCTV System, (PSDB publication 09/05) operated and maintained throughout the premises internally and externally to cover all public areas, including the entrance to the premises. The system shall be on and recording at all times the premises licence is in operation.
  - a) The CCTV cameras and recording equipment must be of sufficient quality to work in all lighting levels inside the premises at all times.
  - b) CCTV footage will be stored for a minimum of 28 days
  - c) The management will give full and immediate cooperation and technical assistance to the Police in the event that CCTV footage is required for the prevention and detection of suspected or alleged crime.
  - d) The CCTV images will record and display dates and times, and these times will be checked regularly to ensure their accuracy.
  - e) Subject to Data Protection guidance and legislation, the management of the premises will ensure that key staff are fully trained in the operation of the CCTV, and will be able to download selected footage onto a disk for the police without difficulty or delay and without charge to Sussex Police.
  - f) A person trained in the use of downloading CCTV upon request is to be on duty at all times when the premises is open.
  - g) Any breakdown or system failure will be notified to the police immediately & remedied as soon as practicable.
  - h) CCTV to cover all entry and exits points enabling frontal identification of every person entering in any light condition.
- 2) All staff will be trained in licensing law and the responsible sale of alcohol prior to commencement of selling alcohol. Training to include knowing the signs of intoxication and understanding procedures in how to deal with intoxication, crime scene preservation procedures and welfare and vulnerability training and the existence and use of both the incident book and refusals log. A staff training manual will be kept and maintained at the premises and made available for inspection by police licensing officers and local authority officers on request. Refresher training will be given to all staff at least every six months by the DPS or an accredited trainer. These training records will be kept on the premises for a period of 18 months.
- 3) A register of refusals of entry to the premises will be kept and maintained at the premises and made available for inspection by police, police licensing officers and local authority officers on request.
- 4) An incident log shall be kept at the premises and made available for inspection to an authorised person from the Local Authority and Police, including civilian Police Licensing Officers, upon request. The incident book must be completed within 24 hours of the incident and will record the following; a) all crimes reported to the venue, b) all ejections of patrons, c) any complaints received concerning crime & disorder, d) any incident of disorder, e) all seizures of drugs or offensive weapons, f) any faults in the CCTV system, g) any refusals of alcohol, h) any visit by a relevant authority or emergency service.

**HASTINGS BOROUGH COUNCIL****Annex 2 – Conditions consistent with the operating schedule - continued**

- 5) A 'Challenge 25' policy shall be in operation at the premises and staff will be suitably trained to implement this policy. The only form of ID that will be accepted are a passport, a photographic driving licence or a Proof of Age card bearing the 'PASS' hologram.
- 6) A minimum of 1 SIA licensed door supervisor shall be on duty at the premises from 2200hrs with an additional SIA licensed door supervisor on duty from 2230hrs. All SIA door supervisors are to remain on duty until after close to ensure the safe dispersal of customers. At all other times, the need for SIA licensed door supervisors shall be risk assessed.
- 7) Based on risk assessment, persons entering and re-entering the premises shall be searched at random. All bags shall be searched by SIA licensed door supervisor, monitored by premises CCTV.
- 8) The premises will implement a security deployment plan to include regular checks of the toilets and customer areas.
- 9) A minimum of one body worn video camera (BWV) will be worn by SIA licensed door supervisor when the premises is open from 2200hrs. The camera will have the ability to record and any recordings will be kept for a minimum of 28 days and made available to the responsible authorities (as defined by the Licensing Act 2003) upon request. Should such a camera break or otherwise become inoperable, it will be replaced within 48 hours.
- 10) The premises are to be an active member of BCRP Hastings bar watch scheme.
- 11) There shall be no new or re-entry to the premises for the last hour of trading, except for re-entry for customers having used the smoking area.
- 12) The DPS shall risk assess the requirement for polycarbonate glassware.
- 13) A member of staff, as appropriate to be responsible for collecting glasses/clearing tables at busy trading hours.
- 14) The premises shall operate and adhere to a written dispersal and intoxication policy. This document will be agreed in conjunction with Police. The policies can be amended if agreed in writing with Police Licensing Department.
- 15) The premises shall operate and adhere to a written welfare and vulnerability policy. This document will be agreed in conjunction with Police. The policies can be amended if agreed in writing with Police Licensing Department.
- 16) The premises shall operate and adhere to a written ejection policy. This document will be agreed in conjunction with Police. The policy can be amended if agreed in writing with Police Licensing Department.
- 17) That no sales of alcohol in sealed containers for consumption off the premises will be permitted;



**HASTINGS BOROUGH COUNCIL****Public safety****The prevention of public nuisance**

18)To ensure that all external doors be kept closed at all times, save for access and egress of patrons.

19)To ensure that all windows on the ground floor and the first floor are kept closed at all times.

20)To ensure the collection and dispersal of refuse is managed to minimise any disturbance to neighbours. Bottles are not to be emptied into the bottle bins before 0700 and after 2100 daily.

21)No noise generated on the premises from music, singing or audio equipment, shall emanate from the premises, nor vibration be transmitted through the structure of the premises which gives rise to a nuisance at the frontage of the premises on the opposite of Robertson Street, to the front of Robertson's Passage, or to the rear.

22)External table and chairs shall be taken out of use at 2300hrs each evening.

23)There shall be adequate supervision exercised upon patrons outside the premises to ensure that they refrain from shouting, singing, screaming and any other rowdy behaviour. Anyone failing to comply with a request to be quiet shall be refused entry or re-entry to the premises.

**The protection of children from harm**

24)No children under the age of 16 are permitted onto the premises after 1800hrs.

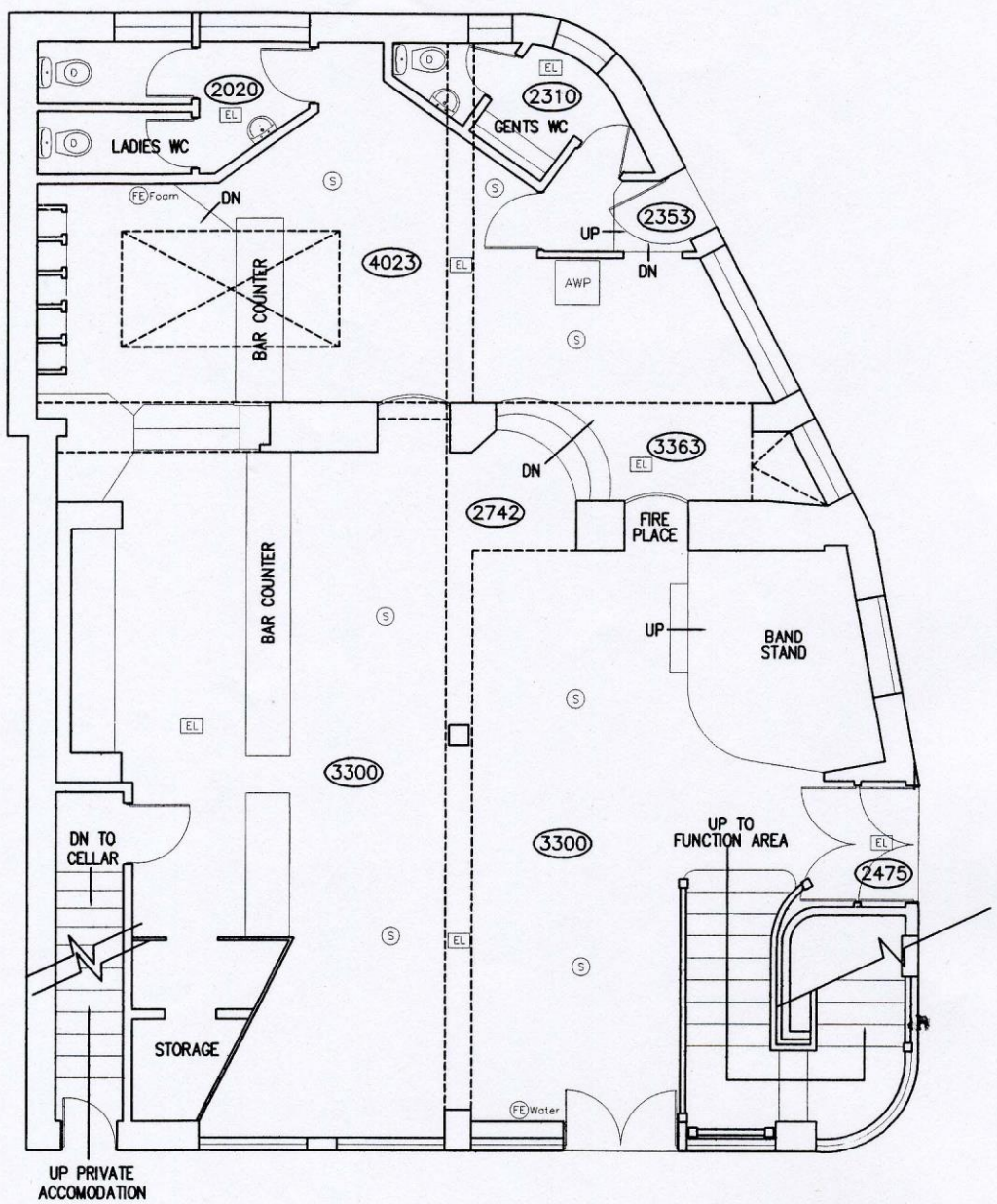
**HASTINGS BOROUGH COUNCIL**

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

Removed under Minor Variation granted 23<sup>rd</sup> August 2018.

HASTINGS BOROUGH COUNCIL

Annex 4 – Plans



BUILDING SURVEYED AREA = 109 m<sup>2</sup>

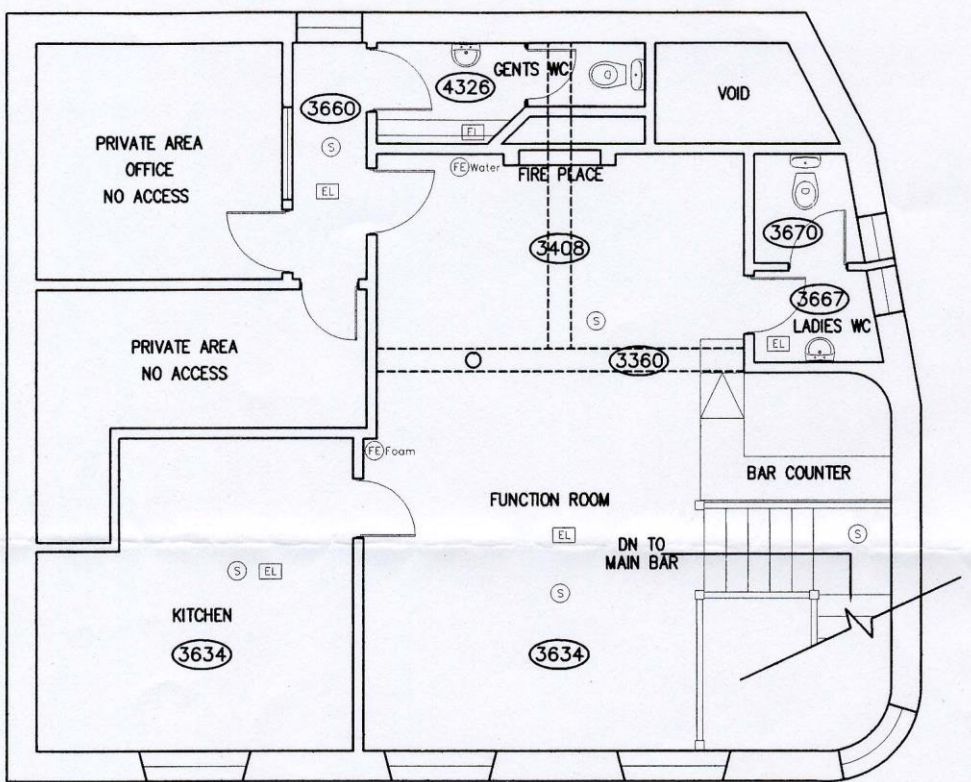
BLR LOCATED IN PRIVATE AREA ON THIRD FLOOR

■ LOCATED IN PRIVATE AREA ON CELLAR

SCALE 1:100  
GROUND FLOOR

HASTINGS BOROUGH COUNCIL

Annex 4 Plans - continued



SCALE 1:100  
FIRST FLOOR

FRENCH'S WINE BAR  
ROBERTSON STREET  
HASTINGS