

**PREMISES LICENCE**

**Premises licence number**

**HOP50093**

**Part 1 – Premises details**

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

**YATES'S  
53-57 ROBERTSON STREET**

**Post Town  
HASTINGS, EAST SUSSEX**

**Post Code  
TN34 1HY**

**Telephone number    01424 441762**

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

**Licensable activities authorised by the licence**

FILMS, LIVE MUSIC, RECORDED MUSIC , DANCING , ENTERTAINMENT SIMILAR TO LIVE MUSIC, RECORDED MUSIC, DANCING (KARAOKE), LATE NIGHT REFRESHMENT, SUPPLY OF ALCOHOL

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

FILMS:	SUNDAY-WEDNESDAY:	09:00-01:00
	THURSDAY-SATURDAY:	09:00-03:00
LIVE MUSIC:	SUNDAY-WEDNESDAY:	09:00-01:00
	THURSDAY-SATURDAY:	09:00-03:00
RECORDED MUSIC	SUNDAY-WEDNESDAY	09.00-01:00
	THURSDAY-SATURDAY	09.00-03:00
DANCING:	SUNDAY-WEDNESDAY:	09:00-01:00
	THURSDAY-SATURDAY:	09:00-03:00
ENTERTAINMENT SIMILAR TO LIVE MUSIC, RECORDED MUSIC, DANCING (KARAOKE)	SUNDAY-WEDNESDAY:	09:00-01:00
	THURSDAY-SATURDAY:	09:00-03:00
LATE NIGHT REFRESHMENT:	SUNDAY-WEDNESDAY:	23:00-01:00
	THURSDAY-SATURDAY:	23:00-03:00
SUPPLY OF ALCOHOL:	SUNDAY-WEDNESDAY:	08:00-01:00
	THURSDAY-SATURDAY:	08:00-03:00

AN ADDITIONAL HOUR TO THE STANDARD AND NON \_ STANDARD TIMES ON THE DAY WHEN BRITISH SUMMERTIME COMMENCES.

ON NEW YEARS EVE THE TERMINAL HOUR TO BE 04:30 HOURS THE FOLLOWING DAY.

SUNDAY – WEDNESDAY FOR SALE OF ALCOHOL & OTHER LICENSABLE ACTIVITIES EXTENDED UNTIL 03.00 HOURS, WITH CLOSE AT 03.30 HOURS, MAY ONLY BE EXTENDED BEYOND 01.00 HOURS IF THE POLICE HAVE BEEN GIVEN TEN WORKING DAYS NOTICE OF THE INTENTION TO DO SO WITH POLICE HAVING ABSOLUTE VETO & CONFIRMING IN WRITING OR VERBALLY WITHIN 48 HOURS OF SUCH A REQUEST.

## HASTINGS BOROUGH COUNCIL

### Part 2

**The opening hours of the premises**

SUNDAY-WEDNESDAY: 07:00-01:30 (SUBJECT TO NOTIFICATION TO POLICE AS SPECIFIED ABOVE).  
THURSDAY-SATURDAY: 07:00-03:30

**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

**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence**

STONEGATE PUB COMPANY LIMITED  
3 MONKSPATH HALL ROAD  
SOLIHULL  
WEST MIDLANDS  
B90 4SJ.

(Change of Regd. Company address 4<sup>th</sup> December 2020).  
(Minor variation following internal alterations - granted 21<sup>st</sup> November 2016)  
(Transfer 19<sup>th</sup> August 2011)  
(Minor variation following refurbishment 10<sup>th</sup> September 2013)  
(Minor variation re condition 3<sup>rd</sup> October 2013)  
(Variation granted 29<sup>th</sup> October 2014)  
(Full variation granted 27<sup>th</sup> April 2015)

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

FC029833

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

PETER RICHARD KITSON  
YATES  
53 – 57 ROBERTSON STREET  
HASTINGS,  
TN34 1HY.

(Change of DPS 19<sup>th</sup> May 2021)

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

PERSONAL LICENCE NUMBER: 505 / 2270

ISSUING AUTHORITY: TUNBRIDGE WELLS BOROUGH COUNCIL

**HASTINGS BOROUGH COUNCIL****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);
    - 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).

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**Annex 1 – Mandatory Conditions - continued**

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
  - (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

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**Annex 1 – Mandatory Conditions - continued**

(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.

(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.

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**Annex 1 – Mandatory Conditions – continued**

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

#### General

#### The prevention of crime & disorder

During the consultation period of the full variation, the District Commander, Hastings Police requested the following conditions which the applicants accepted as follows:-

1. A digital CCTV system shall be installed at the premises and maintained in good working order and used at all times when the premises are open for licensable activities.
2. The CCTV system will be capable of producing an image which is regarded as identification standard.
3. The system will incorporate a recording facility and any recording shall be retained and stored in a secure manner for a minimum of 28days and made available, subject to compliance with Data Protection legislation, to an officer of the Local Authority or Sussex Police on reasonable request.
4. The system will record on any recording, the correct time and date of recording.
5. The system will be maintained and fully operational throughout the hours that the premises are open.
6. The Data Controller shall nominate members of staff who will be responsible for complying with requests made by the Police and other regulatory authorities for CCTV in pursuit of specific incidents of crime and disorder.
7. The premises will employ SIA approved door supervisors to facilitate the management of the premises and fill a security role when the risk assessment conducted by the DPS, or duty manager in their absence, indicates events as high risk and cognisance will be taken of any police advice.
8. The premises will actively participate and adhere to the local Bar Watch scheme, or similar, where such a scheme exists. The DPS will attend a minimum of six meetings per year or if the DPS is not available, the duty manager or other nominated employee.
9. A proof of age scheme such as Challenge 25 / Challenge 21 be adopted and only photographic ID such as a passport, driving licence, citizen cards and proof of age standards scheme (PASS) cards be acceptable. Staff are to be trained to request the appropriate ID from anyone who appears to be under the age of 25 / 21 years of age and that alcoholic drinks are refused unless that ID is produced.
10. Maintain a written or electronic incident register at the premises which will be made available on request to an authorised officer of the Council or Police which will record the following details:-
  - Any incident relating to crime or disorder;
  - Seizures of drugs or offensive weapons;
  - Ejections of patrons;
  - Details to be recorded to include date and time, details and / or descriptions of the people involved, exact location of the incident and which staff are present when the incident took place. The use of such a register will ensure that all staff are aware of any ongoing problems and the persons responsible.
11. A log (which may be electronic) shall be kept detailing all refused sales of alcohol. The log shall include the date and time of the refusal and the name of the member of staff who refused sale. A copy of the log or electronic report shall be made available upon reasonable request by any officer of the Licensing Authority of the Police and shall be made available upon reasonable request.

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**Annex 2 – Conditions consistent with the operating schedule – continued**

**Public safety**

**The prevention of public nuisance**

**LICENSING COMMITTEE CONDITION – that noise, including music, from the premises shall be inaudible at the boundary of any noise sensitive premises.**

Reasonable steps will be taken to recognise the rights of local residents and to encourage customers to leave the premises quietly.

**The protection of children from harm**

AS under the Prevention of crime and disorder in 9. & 11.

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

**RESOLVED (unanimously) that the application be GRANTED subject to the following conditions that:-**

- 3 Thursday to Saturday the permissible hours for sale of alcohol and other licensable activities be extended until 03.00hours, closing at 03.30hours; and**
- 2 Sunday to Wednesday the permissible hours for sale of alcohol and other licensable activities be extended until 03.00hours, closing at 03.30hours with the promise that they may only be extended beyond 01.00hours if the Police have been given ten working days notice of the intention to do so and with the Police having the absolute power veto, and confirming in writing or verbally within 48 hours of such a request.**
- 3 that noise, including music, from the premises shall be inaudible at the boundary of any noise sensitive premises.**



Annex 4 – Plans - Minor variation November 2016



