



**LICENSING ACT 2003  
PREMISES LICENCE**

Cyngor Sir **Ceredigion** County Council

**P** Licence number

**PRM 0130 (Issued 09/10/2017)**

**P** Premises details

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

**THE CASTLE HOTEL  
SOUTH ROAD**

**Post town  
ABERYSTWYTH**

**Post code  
SY23 1JW**

**Telephone number  
01970 612 188**

**Where the licence is time limited the dates**

**LICENCE NOT TIME LIMITED**

**Licensable activities authorised by the licence**

**REGULATED ENTERTAINMENT:**

**FILMS  
INDOOR SPORTING EVENTS  
LIVE MUSIC  
RECORDED MUSIC  
ANYTHING OF SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC  
OR PERFORMANCES OF DANCE**

**PROVISION OF LATE NIGHT REFRESHMENT**

**SALE BY RETAIL OF ALCOHOL**

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

**REGULATED ENTERTAINMENT:**

**FILMS**

**INDOOR SPORTING EVENTS**

**LIVE MUSIC**

**RECORDED MUSIC**

**ANYTHING OF SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC  
OR PERFORMANCES OF DANCE**

**MON – SUN 1100 0100**

**PROVISION OF LATE NIGHT REFRESHMENT**

**SALE BY RETAIL OF ALCOHOL**

**SUN – THUR 1100 0200**

**FRI – SAT 1100 0300**

**The opening hours of the premises**

**SUN – THUR 1100 0240**

**FRI – SAT 1100 0340**

**NON STANDARD TIMINGS:**

**1100 NEW YEARS EVE THROUGH TO 1100 NEW YEARS DAY**

**In the event of a major televised live football, Rugby or an Olympic final event attracting major British interest, or a World Title Boxing match occurring outside the standard timings, from a period of 30 minutes prior commencement of the event to a period of 30 minutes after the finish of the event, including any “extra time” in the event**

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

**ON AND OFF SALES**

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

**MARGARET LLINOS JAMES**

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

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

**MARGARET LLINOS JAMES**

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

**CER 0023**

**CEREDIGION COUNTY COUNCIL**

## **Annex 1 - MANDATORY CONDITIONS**

### **1 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.

### **2 Mandatory condition: 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 made 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 persons 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 (c.39) (authority to determine suitability of video works for classification).

### **3 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 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
  - (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.

## **The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2014**

**With effect from 28<sup>th</sup> May 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;
  - (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 rate 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) “valued 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 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 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.

The Licensing Act 2003 (Mandatory Licensing Conditions) (Amendment) Order  
2014

The below Mandatory Conditions **replace** the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 and comes into effect **on 1<sup>st</sup> October 2014**

**Conditions 1 to 4 refer to all premises that sell or supply alcohol for consumption on the premises. Condition 3 is relevant to Premises that sell for consumption off the premises.**

1. (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.”

## **Annex 2 - Conditions consistent with the operating Schedule**

### **General - all four licensing objectives (b,c,d,e) (please read guidance note 15)**

THE APPLICANT IS A VERY EXPERIENCED LICENSEE. THE APPLICANT EMPLOYS A NATIONAL LICENSEE CERTIFICATE HOLDER, WHO ALSO RESIDES AT THE PREMISES.

BOTH INTEND TO BE PERSONAL LICENCE HOLDERS, AND BOTH ARE SIA REGISTERED. THEY EACH MANAGE AND SUPERVISE THE PREMISES. A PERSONAL LICENCE HOLDER WILL BE PRESENT ON THE PREMISES WHENEVER THE PREMISES ARE OPEN TO THE PUBLIC FOR TRADE. IN THE ABSENCE OF A PERSONAL LICENCE HOLDER, THE APPLICANT WILL APPOINT A SUITABLE, RESPONSIBLE PERSON TO SUPERVISE THE PREMISES

### **b) The prevention of crime and disorder**

#### **DOOR SUPERVISORS**

1. Will be correctly registered with the SIA
2. Will display the correct name badge
3. Will carry proof of registration
4. Will be in attendance at the premises from 30 minutes prior to any live music event through to 1 hour after the live music event finishes or until the numbers of persons attending the event have reduced in number to 60 or less whichever is the sooner.
5. Will be encouraged to advise customers to leave the premises and the area quietly to avoid disturbing local residents.

#### **CCTV**

1. CCTV cameras (8) are installed at the premises and will be maintained in proper working order at the premises.
2. Recordings will be maintained for a period of 31 days
3. Notices are be displayed on the premises advising that a CCTV cameras are in operation

#### **BOTTLES AND GLASSES**

1. Customers carrying open or sealed bottles or glasses are not admitted to the premises at any time.
2. Customers are not permitted to take open containers of alcoholic or soft drinks from the premises.

3. Regular sweeps of the public areas in use by members of the public for the consumption of alcohol are made to remove empty glasses and bottles.

#### PUBWATCH

The premises is a member of the Pubwatch scheme, and the Applicant or a member of the Applicant's staff will regularly attend Pubwatch meetings and participate in Watch initiatives.

#### CAPACITY LIMITS

1. The capacity limit for the ground floor public area shall be 100 persons including staff
2. The capacity limit for the first floor function room shall be 30 persons including staff

#### PROOF OF AGE

1. The applicant operates a proof of age policy whereby persons suspected of being under the age of 18 years may be required to prove their age. For this purpose the Applicant will accept Validate or Portman Group cards, official photo documents such as a photo driving licence or passport.

24

2. The proof of age policy is supported by a notice to customers that a customer may be required to provide proof of age.

#### DRINKS PROMOTIONS

1. The Applicant will not permit all inclusive nights or irresponsible drinks promotions.
2. Any drinks promotion will not be confined to specific times within the hours the premises are open to the public (e.g happy hour), but will be available throughout the hours that the premises are open to the public during the drinks promotion period.

#### DRUGS

1. The Applicant has a written Code of Practice for staff, including a policy on drug awareness and dealing with drugs.
2. A secure facility to store controlled drugs prior to collection by the Police is available.

#### NOTICES

1. A notice is displayed on the premises warning customers that if they behave in an inappropriate manner they could be barred from the premises and other licensed premises in the vicinity

#### GENERAL

1. The first floor function room shall be available only for pre-booked functions and shall be supervised by the Applicant or a responsible member of staff whenever the function generally involves the consumption of alcohol
2. Reasonably priced food will be available at all times during the hours the premises are open to the public
3. Non-alcohol drinks will be available at all times during the hours the premises are open to the public
4. Free drinking water will be available at all times during the hours the premises are open to the public

**c) Public safety**

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#### FIRE SAFETY

1. The Applicant has conducted a Fire Risk Assessment at the premises in a form acceptable to the Fire Authority. The Fire Risk Assessment will be reviewed annually.
2. All exit doors are easily operable without the use of a key, card code or similar means
3. Exit doors are regularly checked to ensure they function properly
4. All fire doors are maintained effectively self-closing and will not be held open other than by approved devices
5. Hangings, curtains and temporary decorations are maintained in a flame retardant condition
6. Upholstered seating is maintained in a fire retardant condition.
7. Hangings, curtains and temporary decorations are located so as not to obstruct exits, fire

26

safety signs or fire-fighting equipment

8. Fire notices advising the actions to be taken in the event of fire or other emergency are displayed on the premises
9. Fire alarm and emergency lighting tests are conducted regularly
10. All fire exits and means of escape are properly marked

#### LIGHTING

1. In the absence of adequate daylight, suitable and sufficient lighting is provided and maintained in any area accessible to the public.
2. Fire safety signs are easily identified.
3. Emergency lighting is installed and regularly maintained.
4. Emergency lighting tests are conducted weekly, and a record maintained in a log.
5. Fire alarm tests are conducted weekly. Records of these tests are maintained in a log.

#### SAFETY CERTIFICATES

1. The premises will have a satisfactory NICEIC Periodical Electrical Installation Report.

Inspection will be carried out and a report obtained, and thereafter inspection will be carried out every year and a new report obtained each time.

2. The premises will have a satisfactory NICEIC Periodic Emergency Lighting Report. An inspection will be carried out and a report obtained. Thereafter, an inspection will be carried out every year and a new report obtained each time.

3. The premises have a CORGI Certificate of Inspection in respect of gas appliances at the premises. Inspection is carried out every year and a new report obtained each time.

4. The premises have an Appliance Testing Certificate in respect of portable kitchen appliances. Inspection is carried out every year and a new certificate obtained each time.

5. The premises have a Certificate of Inspection for portable fire fighting equipment. Inspection is carried out every year and a new certificate obtained each time.

6. The premises has suitable Public Liability Insurance in the sum of two million pounds.

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3. Non-alcohol drinks will be available at all times during the hours the premises are open to the public

4. Free drinking water will be available at all times during the hours the premises are open to the public

#### **d) The prevention of public nuisance**

(1) Live music will stop at 01:00

(2) The Applicant is able to control the volume of the jukebox, which will be reduced in volume after 01:00 and will be discernibly quieter.

(3) Doors and windows will be kept shut during performances of live music.

**e) The protection of children from harm**

**PROOF OF AGE**

1. The Applicant operates a proof of age policy supported by a notice to customers that a customer may be required to provide proof of age.
2. Children and young persons are permitted on the premises up to 21:00, provided they are accompanied and supervised by a person aged 18 or over. For the purposes of admitting children and young persons to the premises, supervision means present in the same area of the premises as the child or young person under supervision.
3. Children or young persons are not permitted to be on the premises after 21:00 unless the child or young person is attending a private function on the premises, and the child or young person is supervised by a person aged 18 or over.
4. The AWP machine and cigarette vending machine are in clear view of the serving area, enabling the Applicant and Applicant's staff to ensure that children do not purchase tobacco products, and children or young persons do not play the AWP machine.
5. Free drinking water and non alcoholic drinks are always available on the premises.



**Annex 3 - Conditions attached after a hearing by the licensing authority/  
Mediation meeting**

**Mediation Meeting held at Ystwyth Room, Neuadd Cyngor Ceredigion,  
Penmorfa, Aberaeron on the 16<sup>th</sup> September 2005 between M J James  
(Applicant) and John Evans (Police Licensing Officer).**

**The following matters were agreed:**

**Hours –** Start times as applied for  
Regulated Entertainment until 0100hrs  
Alcohol and Late Night Refreshment– Sun – Thu until 0200hrs  
Fri – Sat until 0300hrs

**Opening hours –** As above plus 40mins

**Conditions**

Remove 1964 Act, S.68

Capacity: agreed Fire Service figures (**see below**)

2 SIA doorpersons for live music events (2000hrs – closing)

Drunken, violent and quarrelsome behaviour will not be tolerated and persons who behave as such will be banned, and the Police informed if necessary.

Persistently noisy customers will be banned from the premises

CCTV installed

Remove minimum 30 live music events per year

No u18's employed after 1800hrs.

**Letter from Mid and West Wales Fire and Rescue Service dated 28<sup>th</sup> July  
2005.**

Maximum calculated occupancy:

Ground floor public bar – 100 persons at any one time

First floor function room – 40 persons at any one time

