



**LICENSING ACT 2003  
PREMISES LICENCE**

Cyngor Sir **Ceredigion** County Council

**Premises licence number**

**PRM 0502 Issued 30/07/2018**

**Part 1 - Premises details**

<b>Postal address of premises, or if none, ordnance survey map reference or description</b>	
<b>BYRGYR THE CAMBRIA MARINE TERRACE</b>	
<b>Post town</b> <b>ABERYSTWYTH</b>	<b>Post code</b> <b>SY23 2AZ</b>
<b>Telephone number</b> <b>01970 626350</b>	

<b>Where the licence is time limited the dates</b>
<b>NOT TIME LIMITED</b>

<b>Licensable activities authorised by the licence</b>
<b>REGULATED ENTERTAINMENT: LIVE MUSIC RECORDED MUSIC</b>
<b>SALE BY RETAIL OF ALCOHOL</b>

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

**REGULATED ENTERTAINMENT:**

**LIVE MUSIC**

**MON-SUN: 1100HRS – 0100HRS**

**RECORDED MUSIC**

**MON-SUN: 1100HRS – 0200HRS**

**SALE BY RETAIL OF ALCOHOL**

**MON-SUN: 1100HRS – 0100HRS**

**NON STANDARD TIMINGS:**

**1100hrs New Years Eve until 1100hrs New Years Day**

**The opening hours of the premises**

**MON-SUN: 0700HRS – 0200HRS**

**NON STANDARD TIMINGS:**

**1100hrs New Years Eve until 1100hrs New Years Day**

**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**

**BYRGYR CYF**

**THE CAMBRIA  
MARINE TERRACE  
ABERYSTWYTH  
CEREDIGION  
SY23 2AZ**

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

**LIMITED COMPANY - 11077892**

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

**Joanna Williams**

**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 0108**

**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**

### **a) General – all four licensing objectives**

The applicant will co-operate with the relevant authorities in the orderly operation of the premises.

Drunken, violent or quarrelsome behaviour will not be tolerated and perpetrators will be barred and if necessary, the Police informed.

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

#### **Bottles and Glasses**

1. Customers carrying open or sealed bottles or glasses are not admitted to the premises at any one time
2. Customers are not permitted to take open containers of alcoholic or soft drinks from the premises
3. Regular sweeps of the premises are made to remove bottles and glasses from public areas as soon as they are finished with or empty.

#### **Crime and Disorder**

1. All instances of crimes and disorder will be reported to the police as soon as reasonably practicable.
2. The applicant will observe such a capacity limit for the premises or parts of the premises as advised by the fire authority
3. The premises will operate a proof of age policy whereby customers may be required to prove their age before being admitted to the premises, or whereby customers may be required to prove their age. For this purpose the applicant will accept validate or Portman group cards, or other official photo identity documents such as photo driving licences or passports.

#### **Drinks Promotions**

1. All inclusive nights or other irresponsible drinks promotions are not permitted

#### **Drugs**

1. The applicant will not tolerate the use of illegal drugs on the premises, and any person suspected or known to be seeking to use illegal drugs on the premises will be barred from the premises.

### **c) Public safety**

#### **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 premises be made to remove bottles and glasses from public areas as soon as they are finished with or empty.

## **Drugs**

1. The applicant will not tolerate the use of illegal drugs on the premises, and any person suspected or known to be seeking to use illegal drugs on the premises will be barred from the premises.

## **Fire Safety**

1. All exit doors are easily operable without the use of a key, card, code or similar means.
2. Exit doors are regularly checked to ensure that they function satisfactorily
3. All removable security fastenings are removed whenever the premises are open to the public or staff
4. Upholstered seating is maintained in a fire retardant condition.
5. Emergency lighting will be conducted monthly. Reports of these tests will be available on request.
6. Fire exits and means of escape are appropriately signed.
7. All exit doors open outwards.

## **First Aid**

1. Adequate and appropriate first aid equipment and materials are available on the premises at the restaurant area

## **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 adequately illuminated
3. Emergency lighting is installed and regularly maintained
4. Emergency lighting tests are conducted monthly

## **Safety Certificates**

1. The premises will have a satisfactory periodic electrical installation report. An inspection will be carried out every year, and a new report obtained each time.
2. The premises have a satisfactory periodic emergency lighting report. An inspection is carried out every year and a new report obtained each time.
3. The premises has a suitable public liability insurance in the sum of £2,000,000.00 (million).
4. The premises have a certificate on inspection for portable fire fighting equipment. An inspection is carried out each year, and a new certificate obtained each time.

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

Doors and windows will be kept closed during regulated entertainment events involving amplified music to minimise the breakout of noise.

Prominent, clear and legible notices are displayed at all exits requesting patrons to respect the needs of local residents, and to leave the premises and the area quietly.

Any persons failing to heed advice to leave the premises quietly will be barred from the premises.

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

The premises operates a proof of age policy, whereby customers may be asked to prove their age, and for this purpose the applicant will accept validate and Portman group cards, or other official photo documents such as photo driving licences or passports

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

## Annex 4 – Plans

