



**LICENSING ACT 2003
PREMISES LICENCE**

Cyngor Sir **Ceredigion** County Council



s licence number

PRM 0191 (Issued 22/10/2014)

Premises details

Postal address of premises, or if none, ordnance survey map reference or description	
BARAVIN LLYS Y BRENIN TERRACE ROAD,	
Post town ABERYSTWYTH	Post code SY23 2AP
Telephone number 01970 611 189	

Where the licence is time limited the dates

LICENCE NOT TIME LIMITED

Licensable activities authorised by the licence

LATE NIGHT REFRESHMENT

SALE BY RETAIL OF ALCOHOL

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

LATE NIGHT REFRESHMENT

MONDAY – SUNDAY 2300HRS – 2359HRS

SALE BY RETAIL OF ALCOHOL

MONDAY - SUNDAY: 1000HRS - 2359 HRS

The opening hours of the premises

MONDAY – SUNDAY 1000HRS – 2359HRS

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

BARAVIN ABERYSTWYTH CYF

**ARFOR
BEACH PARADE
ABERAERON
CEREDIGION
SA46 0BE**

Tel: 07831298561

Registered number of holder, for example company number, charity number (where applicable)
08003246

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

GARETH EVANS

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 0705

CEREDIGION COUNTY COUNCIL

Annex 1 - Mandatory conditions

Mandatory conditions where licence authorises supply of alcohol

- (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.

Mandatory condition where the premises licence includes a Condition that at specified times one or more individuals must be at the premises to carry out a security activity:

- (1) Each such individual must be licensed by the Security Industry Authority.
- (2) But nothing in (1) above 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) (Amendment) Order 2014

The below Mandatory Conditions **replace** the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 and comes into effect **on 1st 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.”

The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2014

With effect from 28th 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 1976(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 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 1997(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 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

a) General - all four licensing objectives (b,c,d,e)

- We will continue to operate as a quality food and drink premises with both sold at premium price.
- Notices are in place to ask people to leave quietly
- The management team will have personal licenses and it is the intention that one of these will normally be on duty.
- In addition all front of house staff will be properly trained in licensing and other relevant legislation.
- We have an evacuation plan in case of emergency
- We will not serve anyone that appears drunk or aggressive

b) The prevention of crime and disorder

- We will continue to have our main focus on food and alcohol will usually be consumed with food.
- We will not serve anyone that appears drunk or aggressive
- A CCTV system is in place with cameras inside and outside the premises: these cover the said area.
- No irresponsible drinking promotions will be promoted

c) Public safety

- Staff are and will continue to be made aware of the relevant legislation
- We will always work closely with the responsible authorities.
- A full risk assessment of the premises and its activities is in place
- All electrical and gas installations are regularly checked by qualified engineers

d) The prevention of public nuisance

- Notices are in place asking people to leave quietly

e) The protection of children from harm

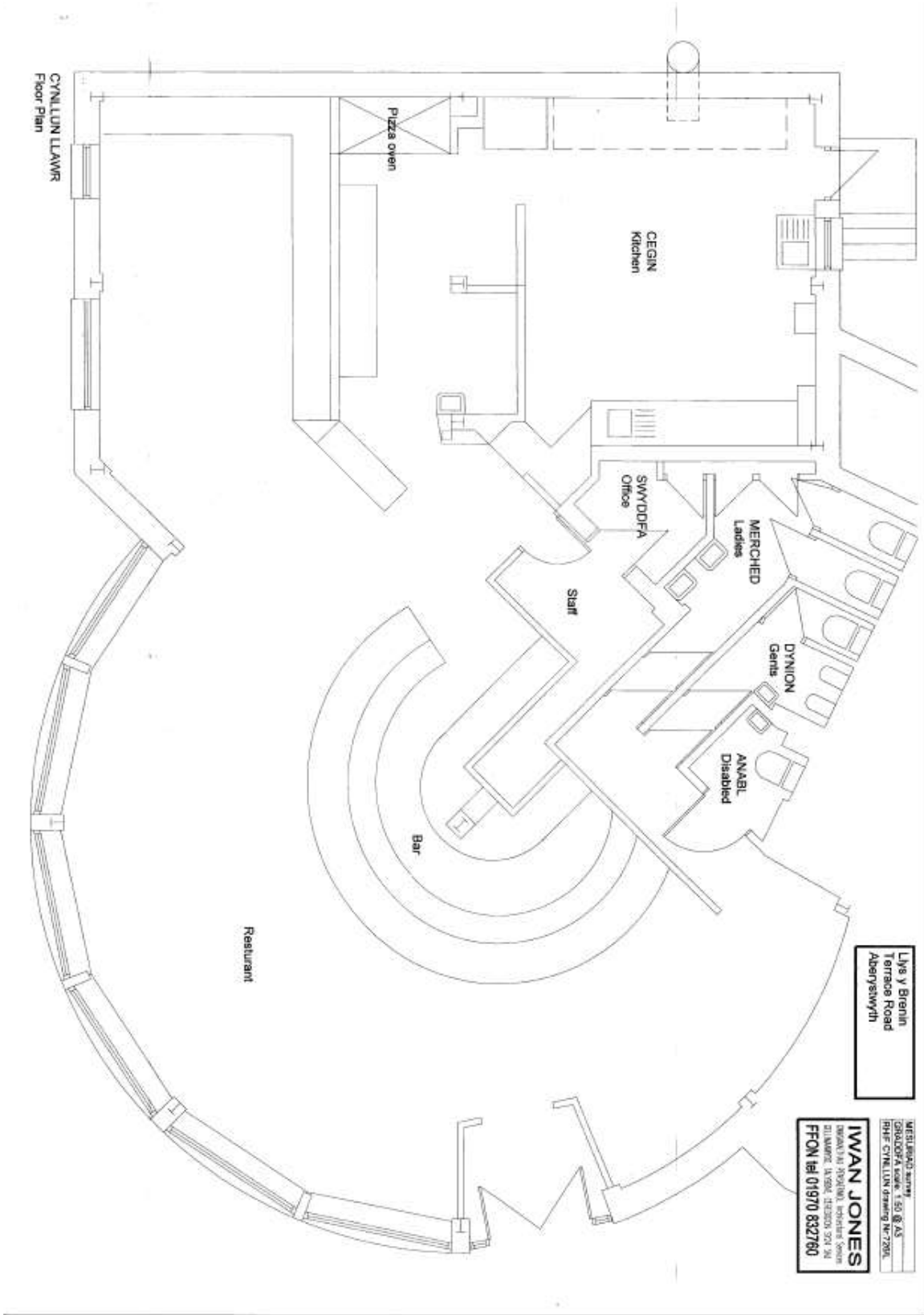
- PASS approved ID, passport or photo driving license will be required for any person we deem not to be 18 who orders alcohol

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

**New Premises Licence Application Hearing 14th July 2014 at Canolfan
Rhiedol, Aberystwyth.**

1. A notice will be displayed advising customers that they are not allowed to consume alcohol purchased inside our premises outside our premises other than sealed bottles purchased for takeaway purposes. Staff will be required to “police” that to the best of their ability.
2. A programme of sound attenuation measures will be carried out to ensure that the ceiling above the restaurant performs to at least current Building Regulation Standard prior to the operating of the new licence.
3. The licence will not come into effect until all relevant agencies have confirmed that the necessary works (as at condition 2 above) have been satisfactorily completed up to the required standards. The relevant agencies will include Environmental Health and Building Control.
4. For clarity, the term off sales to mean “in sealed containers only”.
5. That if this application is granted, the current licence reference PRM0191 issued the 10th April 2013, documents E1 – 9 (EXISTING PREMISES LICENCE) will be surrendered
6. Prominent, clear and legible notices to be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.

Annex 4 – Plans



Llys y Bigrin
Terrace Road
Aberystwyth

MEISIAID SURVEY
GRADDFA MAW 1:50 @ A3
PHE CYNALLUN drawing N-7201
IWAN JONES
PROFESSOR OF ARCHITECTURE, ARCHITECTURE SCHOOL
DILLIANGRE, LAYROR, DEBENFIS, SYDNEY NSW 2008
FFON IAI 01970 832760