

# Premises Licence

Premises licence number:

PREM/00508/002

## Part A

Schedule 12 Licensing Act 2003

Initial licence from:

24th September 2005

Current Licence effective from:

22nd May 2014

### Part 1 – Premises details

## Appendix A

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

Brown Cow, 62 Town Street, Horsforth, Leeds, LS18 4AP

Telephone number: 0113 2390624

#### Licensable activities authorised by this licence

Sale by retail of alcohol, Performance of live music, Performance of recorded music,

#### Times the licence authorises the carrying out of licensable activities

##### *Sale by retail of alcohol*

Thursday to Saturday	10:00 - 01:00
Sunday to Wednesday	10:00 - 00:00

##### *Performance of recorded music*

Thursday to Saturday	19:30 - 01:00
Sunday to Wednesday	19:30 - 00:00

##### *Performance of live music*

Thursday to Saturday	19:30 - 01:00
Sunday to Wednesday	19:30 - 00:00

#### The opening hours of the premises

Thursday to Saturday	09:00 - 01:30
Sunday to Wednesday	09:00 - 00:30

Alcohol is sold for consumption on and off the premises

**Part 2**

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

Greene King Retailing Limited  
Abbot House  
Bury St Edmunds  
Suffolk  
IP33 1QT

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

Registered business number: 5265451

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

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

Licence issued under the authority of Leeds City Council

## Annex 1 – Mandatory Conditions

1. Only individuals licensed by the Security Industry Authority may be used at the premises to guard against:-
  - a. unauthorised access or occupation (e.g. through door supervision), or
  - b. outbreaks of disorder, or
  - c. damage
2. No supply of alcohol may be made under this 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. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
4. The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children -

- a. games or 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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
- 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;
- d. provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on -
  - i. the outcome of a race, competition or other event or process, or
  - ii. the likelihood of anything occurring or not occurring;
- e. 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.

5. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
6. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
7. The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

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 a holographic mark.

8. 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. 1/2 pint;
    - ii. gin, rum, vodka or whisky: 25 ml or 35 ml; and
    - iii. still wine in a glass: 125 ml; and
  - b. customers are made aware of the availability of these measures
9.
  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 of this condition -
    - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(a);
    - (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" mean value added tax charged in accordance with the Value Added Tax Act 1994(b).

### **Embedded Restrictions**

10. Alcohol shall not be sold or supplied except during the hours stated on this licence and:
- a. On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m.
  - b. On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).
11. The above restrictions do not prohibit:
- a. the taking of the alcohol from the premises, (unless the alcohol is supplied or taken in an open vessel,) during the first thirty minutes after above hours;
  - b. the consumption of the alcohol on the premises by persons taking meals there during the first thirty minutes after the above hours, if the alcohol was supplied for consumption ancillary to those meals.
  - c. consumption of the alcohol on the premises by, or, the taking, sale or supply of alcohol to any person residing in the licensed premises;
  - d. the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of alcohol so ordered;
  - e. the sale of alcohol to a trader or club for the purposes of the trade or club;
  - f. the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's Naval, Military or Air Forces;
  - g. the taking of alcohol from the premises by a person residing there; or
  - h. the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;
  - i. the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.
12. Where the number of children attending the entertainment exceeds 100 the licensee shall ensure that the provisions of Section 12 of the Children and Young Persons Act 1933 are complied with.

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

#### **Additional details in respect of licensable activities authorised by this licence**

##### Sale by retail of alcohol

Non standard timings:

All future national/international televised sporting events shown live

##### Performance of live music

Location of activity: Indoors

Further details: None

Non standard timings: None

Performance of recorded music

Location of activity: Indoors

Further details: DJ session not every evening to be offered on an ad hoc basis

Non standard timings: None

All activities

Seasonal variations: Xmas Eve, Xmas Day, Boxing Day, New Years Day Spring and August Bank Holiday Good Fri, Easter Saturday Sun and Mon and any other bank holidays 10:00 - 01:00

Seasonal variations to opening hours: Xmas Eve, Xmas Day, Boxing Day, New Years Day, Spring and August Bank Holiday Good Fri, Easter Saturday Sun and Mon and any other bank holidays 09:00 - 01:30

**Conditions consistent with the operating schedule relating to the licensing objectives**

**The prevention of crime and disorder**

13. Participate in a local pub watch scheme or licensing association, (where one exists) that is recognised by the West Yorkshire Police Authority.
14. Adopt a Check 21 proof of age scheme in accordance with guidance issued by West Yorkshire Police (or similar proof of age scheme).
15. Operate an effective CCTV system to be maintained in accordance with guidelines issued by West Yorkshire Police Authority.
16. When permission is sought for the sale and supply of alcohol during non standard hours for any Bank Holiday period, an event of national interest or televised sporting event for national interest, then the following will apply:
  - (i) The applicant must give West Yorkshire Police at least 10 clear working days written notice of and Bank Holiday period or any other event of national interest.
  - (ii) The non standard hours shall only apply to one hour and one hours after a televised sporting event of national interest, and a maximum of two additional hours in any one day to any other event of national interest.
  - (iii) The applicant must have made one more that 12 such applications relating to either an event of national interest or televised sporting event of nation al interest in any one calendar year.
  - (iv) If after the 5th working day commencing the day after the request is received, West Yorkshire Police do not respond, then consent will be deemed granted.
  - (v) In relation to any request for non standard hours, West Yorkshire Police retain the right to suggest any reasonable variation is promoting the prevention of crime and disorder objective.
17. There is responsible management of the premises.
18. Training and supervision of all staff.

19. Best practice guide such as adhering to the BBPA, portman group on drinks strategy and other voluntary codes of practice.
20. Use of proof of age schemes.
21. There is the use of toughened glass and plastic glasses for outdoors, provision of litter bins and other security measures, such as lighting outside the premises.

### **Public safety**

22. Before opening to the public, checks will be undertaken to ensure all access to the premises are clear for emergency vehicles. Regular checks will be undertaken when the premises is open.
23. Written records of all accidents and safety incidents involving members of the public will be kept. These will be made available at the request of an authorised officer.
24. Regular safety checks of the premises including decorative and functional fixtures, floor surfaces and equipment (including electrical appliances) to which the public may come into contact, must be undertaken. Records of these safety checks must be kept and made available for inspection by an authorised officer.
25. Regular safety checks of guardings to stairs, balconies, landings and ramps will be undertaken, and a supervision policy will be maintained to prevent people from inappropriate behaviour, including climbing which may lead to a fall from height.
26. Safety glass that is impact resistant or shielded to protect it from impact will be used in all areas where the public may come into contact with it.
27. Members of the public will be prevented from accessing hot food and drink preparation areas to prevent risk of scalds or burns to them.
28. A suitably trained First Aider or appointed person will be provided at all times when the premises are open.
29. Adequate and appropriate First Aid equipment and materials will be available on the premises.
30. Where strobes, lasers, smoke machines or any other special effects equipment may be used, a written health and safety policy covering all aspects of their use will be provided, and staff will be appropriately trained.
31. No strobes, lasers or smoke machines will be used at the premises unless there is a clearly displayed warning at the entrance to the premises that such equipment is in use.
32. Risk management assessment checked weekly and effective and responsible management will be undertaken at all times.
33. Regular testing and certificate if appropriate of all procedures, appliances systems pertinent to safety.

### **The prevention of public nuisance**

34. Regular visits to all parts of the premises including the exterior and deliveries etc outside opening hours.
35. Management of people including staff and traffic arriving and leaving the premises liaison with public and private transport providers external lighting and security lighting installed.
36. Collection and management of litter and effective ventilation systems to prevent nuisance from odour.

### **Protection of children from harm**

37. The provision of sufficient staff to secure the protection of children from harm with appropriate training adoption of best practice.
38. Children will only be on the premises between 11am and 7pm.
39. No children to be in the bars during entertainment.
40. Children to be accompanied by adults at all times.
41. Proof of age scheme and or photo-id such as driving licence.

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

None

### **Annex 4 – Plans**

The plans for these premises are as those submitted with the application. A copy of which is held by Leeds City Council licensing authority.