

# PREMISES LICENCE

The Licensing Act 2003  
Schedule 12, Part A



Premises Licence Number	16/02148/LAPRE
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## Part 1 - Premises Details

Postal address of premises , or if none, ordnance survey map reference or description, including Post Town & Post Code	
Sunnyside Hall Rusthall Road Rusthall Royal Tunbridge Wells Kent TN4 8RA	
Telephone number	0845 074 3399

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence
Plays Films Indoor sporting events Live music Recorded music Performances of dance Anything similar to E, F, or G Sale or Supply of Alcohol

Times the licence authorises the carrying out of licensable activities		
Plays		
	Monday to Thursday	17:00 - 22:30
	Friday	17:00 - 23:30
	Saturday	12:00 - 23:30
	Sunday	12:00 - 10:30
Films		
	Monday to Thursday	17:00 - 22:30
	Friday	17:00 - 23:30
	Saturday	12:00 - 23:30
	Sunday	12:00 - 22:30

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Indoor sporting events

Monday to Thursday	17:00 - 22:30
Friday	17:00 - 23:30
Saturday	12:00 - 23:30
Sunday	12:00 - 22:30

Live music

Monday to Thursday	17:00 - 22:30
Friday	17:00 - 23:30
Saturday	12:00 - 23:30
Sunday	12:00 - 22:30

Recorded music

Monday to Thursday	17:00 - 22:30
Friday	17:00 - 23:30
Saturday	12:00 - 23:30
Sunday	12:00 - 22:30

Performances of dance

Monday to Thursday	17:00 - 22:30
Friday	17:00 - 23:30
Saturday	12:00 - 23:30
Sunday	12:00 - 22:30

Anything similar to E, F, or G

Monday to Thursday	17:00 - 22:30
Friday	17:00 - 23:30
Saturday	12:00 - 23:30
Sunday	12:00 - 22:30

Sale or Supply of Alcohol

Friday	17:00 - 23:30
Saturday	12:00 - 23:30
Sunday	12:00 - 22:30

The opening hours of the premises

Friday and Saturday	08:00 - 23:30
Monday to Thursday	08:00 - 22:30
Sunday	08:00 - 23:30

The non-standard opening hours of the premises

None

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

Alcohol is supplied for consumption on the premises.

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Part 2

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

Sunnyside Hall Trust Committee  
Rusthall Road  
Rusthall  
Tunbridge Wells  
TN4 8RA

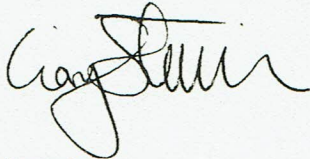
Registered number of holder, for example company number, charity number (where applicable)

1101737

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

The requirement for a Designated Premises Supervisor has been dis-applied in accordance with Section 41D, Licensing Act 2003

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



Gary Stevenson  
Head of Environment and Street Scene  
Tunbridge Wells Borough Council



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## Annex 1 – Mandatory conditions

Every supply of alcohol under the Premises Licence must be made or authorised by the management committee.

### Mandatory Conditions in force from 06 April 2010

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

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 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 -

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(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.

### **Mandatory conditions in force from 28 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 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 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 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.

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(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.

### Exhibition of films

- 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.

- 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.

In this section -

"children" means 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 (c.39) (authority to determine suitability of video works for classification).

### Annex 2 – Embedded conditions

Not applicable

### Annex 3 – Conditions consistent with the Operating Schedule

#### General

A written hiring agreement will require all hirers to comply with the safety conditions relating to the management of the premises. The hall management committee will endeavour to provide premises which are safe for public use. The booking secretary will draw the attention of the hirers to the conditions and acquaint them with the use of the halls emergency equipment; evacuation procedure and in case of fire instruction notices will be displayed in the hall.

Hirers are assessed for likely adherence to the Terms of Hire (which are given at the time of booking). 18th birthday parties are encouraged to have an older person assume responsibility for the hire and be present throughout the period of hire. At least two separate Trustees interview potential hirers where there is increased risk of Terms not being complied with. Trustees reserve the right to attend all or part of functions to monitor compliance with the Terms of Hire. Outdoor lighting must be left on where appropriate.

#### Prevention of crime and disorder

The hirer will be required to ensure that no drunken and disorderly behaviour takes place. Where alcohol is to be sold the Trustees require Security Industry Authority licensed security staff to be engaged unless a Trustee acting as Designated Premises Supervisor is present throughout the period of hire.

#### Public safety

The committee will carry out a fire safety risk and a general risk assessment annually. The hirer must comply with the terms of our hire agreement. The secretary will assess the suitability of an event prior to accepting a booking. A first aid box will be provided.

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All hirers have the emergency escape route, first aid kit location, fire alarms & extinguishers, emergency phone, electrical, water and gas cut offs pointed out. Emergency lighting illuminates in the event of power loss. Electrical equipment (fixed and portable) is professionally tested at appropriate intervals.

#### Prevention of public nuisance

Hirers must not permit activities to extend beyond the licensing hours and must endeavour to ensure those leaving the premises at night do so quietly to avoid creating a public nuisance. Notices will be displayed at the exit reminding users of the importance of leaving the premises quietly.

A noise limiter has been installed that cuts power when the threshold is breached. A Trustee lives 2 meters from the premises. The next nearest residential neighbour is some 50 meters away.

#### Protection of children from harm

The premises are used by an Ofsted registered pre school group for which an appropriate standard is maintained. Hirers must abide by all statutory regulations.

Children are always supervised - either by trained and qualified nursery workers, cub/scout leaders, or parents. At film shows the British Board of Film Classification age limits are enforced by door staff.

#### Annex 4 – Conditions attached after a hearing by the licensing authority

Conditions attached after a hearing by the licensing authority

The Sub-Committee was minded to approve the application subject to the following:

1. Removed by variation 11/08/2016
2. Regulated entertainment shall only take place on 8 occasions during the course of a year but on no more than one occasion in any calendar month.
3. Licensable activities may only take place at the following times:
  - a) Monday - Thursday 17:00 to 22:30
  - b) Friday 17:00 to 23:30
  - c) Saturday 12:00 to 23:30
  - d) Sunday 12:00 - 22:30
  - e) New Year's Eve 12:00 to 01:00 New Year's Day
4. That no sound should be heard at the nearest residential premises when licensable activities are taking place.
5. The windows on the south elevation must remain closed when regulated entertainment is taking place.
6. The doors to remain closed at all times except for access and egress.
7. The Chair of the Trustees or Appointee to provide a contact telephone number to the Residents' Association in the event of a complaint about a licensable activity.
8. All outside areas to be kept clear of litter.

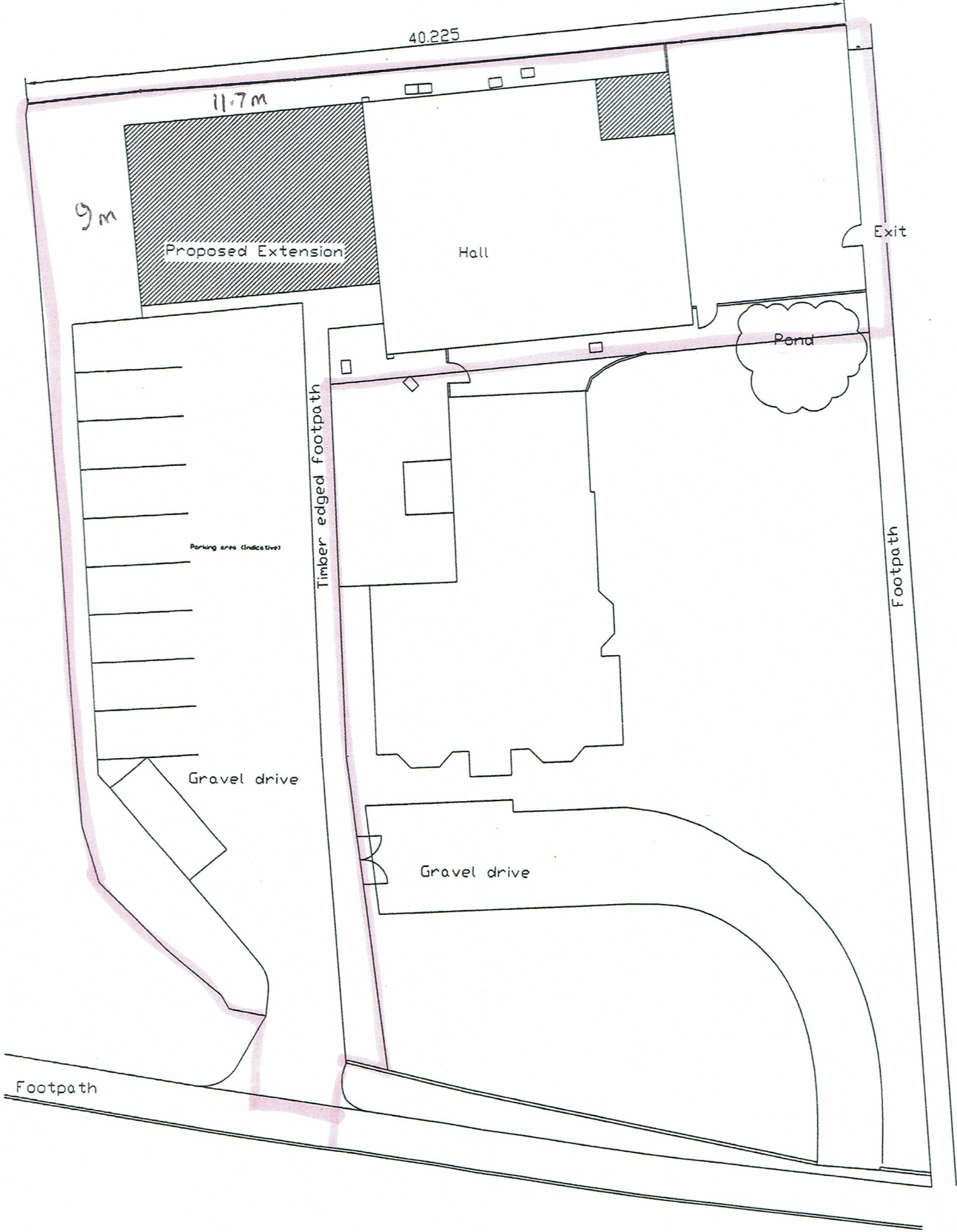
#### Annex 5 – Plans

Please see attached

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St Josephs Hall Rusthall  
Scale 1:250



Sunnyside Hall, Rusthall

