

Wadworth & Co Ltd
Northgate Brewery
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**TRADING STANDARDS,
ENVIRONMENTAL HEALTH &
LICENSING**

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Our ref: 16/01482/VARDPS

16 March 2016

Dear Sir/Madam

**Re: Licensing Act 2003 – Variation to the Designated Premises Supervisor
Yew Tree Inn, Crashmore Lane To Pigeon Lane, Conderton Tewkesbury, Worcestershire GL20 7PP**

Please find enclosed the Premises Licence in respect of the above premises which is granted under the provisions of the Licensing Act 2003.

The Licence is in two parts:

The Premises Licence – Part A

The Premises Licence Summary – Part B

The Guidance Notes enclosed outline the duties that the Licence Holder is bound to observe particularly in respect of:

Premises Licence – Part A - the holder of the Premises Licence must ensure that;

“The Licence or a certified copy of it is kept at the premises used for one or more of the licensable activities authorised by the Licence”.

Premises Licence Summary – Part B- the holder of the Premises Licence Summary must ensure that;

“The Summary of the Licence or a certified copy is prominently displayed at the premises”.

This licence does not supersede any other statutory requirements with which you may be obliged to comply, for example planning permissions.

The licence is subject to an annual fee which is payable on the same date each year on the anniversary of the original grant of the licence. An invoice will be sent to you when the payment is due.

If you require any further advice or assistance regarding this matter please do not hesitate to contact me wrsenquiries@worcsregservices.gov.uk.

Yours faithfully



Susan Garratt
Licensing and Support Services Manager
Worcestershire Regulatory Services
On behalf of Wychavon District Council

continued...

PREMISES LICENCE GUIDANCE

1. Your Premises Licence has been granted and is enclosed.
2. The annual fee is due on the anniversary of its grant, unless you are exempt (e.g. community premises). Please ensure that the annual fee is paid on time.
3. Your Premises Licence has been granted for an unlimited period of time and is subject to the conditions mentioned in the licence.
4. You must ensure that the Premises Licence, or a certified copy of it, is kept at the premises in the custody or under the control of yourself or a person ("the nominated person") who works at the premises and whom you have nominated in writing for these purposes. A person commits an offence if he or she fails, without reasonable excuse, to comply with these requirements. The maximum fine is £500 on conviction.
5. You must ensure that a Summary of the Premises Licence, or a certified copy of that Summary, is prominently displayed at the premises. If you have nominated a person ("the nominated person"), under 4 above, you must prominently display at the premises a notice specifying the position held at the premises by that person. A person commits an offence if he or she fails, without reasonable excuse, to comply with these requirements. The maximum fine is £500 on conviction.
6. A Police Constable or an Authorised Person may require the holder of the Premises Licence or the nominated person to produce the Premises Licence, or a certified copy of it, for examination. A person commits an offence if he or she fails, without reasonable excuse to comply with these requirements. The maximum fine is £500 on conviction.
7. Where a Premises Licence or Summary is lost, stolen, damaged or destroyed, the holder of the licence may apply to the Council for a copy of the licence or Summary. A fee of £10.50 is payable.
8. Subject to reinstatement in certain circumstances, a Premises Licence lapses if the holder the licence dies, becomes mentally incapable, becomes insolvent, or is dissolved.
9. Where the holder of a Premises Licence wishes to surrender their licence they may give the Council notice to that effect. The notice must be accompanied by the Premises Licence or, if that is not practicable, by a statement of the reasons for the failure to provide the licence. The Premises Licence lapses on receipt of the notice by the Council.
10. The holder of a Premises Licence must, as soon as reasonably practicable, notify the Council of any changes in:
 - Name and address
 - Name and address of the Designated Premises Supervisor (unless that Supervisor has already notified the Council)

The notice must be accompanied by the Premises Licence or, if that is not practicable, by a statement of the reasons for the failure to provide the licence. The Premises Licence lapses on receipt of the notice by the Council. A fee of £10.50 is payable. A person commits an offence if he or she fails, without reasonable excuse, to comply with these requirements. The maximum fine is £500 on conviction.
11. The holder of a Premises Licence may apply to the Council at any time for variation of the licence. Amongst other things, an application form will need to be completed, a fee will need to be paid and the application will need to be advertised and served on the Responsible Authorities. Please contact the Council for an application form and a guidance leaflet on how to apply for a variation. Please note that a Licence may not be varied to extend the period for which a licence has effect, or to vary substantially the premises to which it relates – in those cases an application for a new Premises Licence will need to be made; please contact the Council for further details.
12. The holder of a Premises Licence may, if the licence authorises the supply of alcohol (or if it is intended to vary a licence so that it authorises the supply of alcohol), apply to vary the licence so as to specify the individual named in the application as the Designated Premises Supervisor. Amongst other things, an application form will need to be completed, a fee will need to be paid and the notice of the application must be given to the Police. It is possible for the applicant to ask for such a variation to have immediate effect on an interim basis. Please contact the Council for an application form and guidance leaflet on how to apply for a variation.
13. The Premises Licence may be transferred following an application made to the Council for a transfer of the Licence. Amongst other things, an application form will need to be completed, a fee will need to be paid and

notice of the application must be given to the Police. It is possible for the applicant to ask for a transfer to have immediate effect on an interim basis. Please contact the Council for an application form and a guidance leaflet on how to apply for a transfer.

14. Where a Premises Licence has effect, and Interested Party or a Responsible Authority may apply to the Council for a review of the licence. You will be notified if an application is made to review your Premises Licence and you will have the opportunity to make representations about a review and to attend before the Council's Licensing Committee.
15. Your attention is drawn in particular to Part 7 of the Licensing Act 2003 which concerns offences under the Licensing Act 2003.

FOOD BUSINESS REGISTRATION

If you are opening a new food business or the ownership of an existing food business is changing, you are legally required to notify the relevant local authority.

"Food businesses" include premises used only for selling alcohol.

An application form and further information on how to register a new food business can be found on the Worcestershire Regulatory Services website here:

<http://www.worcsregservices.gov.uk/food/starting-a-food-business.aspx>

If you are unsure if you need to make an application to register a new food business, please email wrsenquiries@worcsregservices.gov.uk or telephone 01905 822799 for more advice.

Licensing Act 2003 Premises Licence

Premises Licence Number

1840/PR/2005-018

Part 1 – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code

Yew Tree Inn
Crashmore Lane To Pigeon Lane
Conderton
Tewkesbury
Worcestershire
GL20 7PP

Telephone number 01386 725364

Where the licence is time limited, the dates

Not applicable

Licensable activities authorised by the licence and the times the licence authorises the carrying out of licensable activities

Activity	Days	From	To	Indoors/Outdoors
Anything of a Similar Desc to RE	Everyday	11:00	- 23:00	Indoors
Facilities for Dance	Everyday	11:00	- 00:00	Indoors
Performance of Live Music	Everyday	11:00	- 00:00	Indoors
Late Night Refreshment	Everyday	23:00	- 00:00	Indoors
Playing of Recorded Music	Everyday	11:00	- 00:00	Indoors
Sale of Alcohol	Everyday	11:00	- 00:00	Indoors

Non-standard timings

On New Year's Eve permitted regulated entertainment may continue until 02:00 on New Year's Day and sale of alcohol may continue until 00:00 on 2nd January.

The opening hours of the premises

Days	From	To
Everyday	11:00	- 01:00

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

Alcohol is supplied for consumption both on and off the premises

Part 2

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

Wadworth & Company Ltd
Tenanted Trade Director
Wadworth & Co Ltd
Northgate Brewery
Devizes
Wiltshire
SN10 1JW
Email Address sales@wadworth.co.uk
Telephone No.

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

30177

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

John Derek Dixon
The Yew Tree
Main Road
Conderton
GL20 7PP

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

Personal Licence No: WNPA009371
Licensing Authority: King's Lynn And West Norfolk Borough Council

S J Garratt

AUTHORISED OFFICER

Licensing and Support Services Manager
Worcestershire Regulatory Services
On behalf of Wychavon District Council

Date of first issue: 16th March 2016

This version valid from: 16th March 2016

Issuing Authority:

**Wychavon District Council
The Civic Centre
Queen Elizabeth Drive
Persnore
Worcestershire
WR10 1PT**

Annex 1 – Mandatory conditions

The making and authorisation of alcohol sales

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.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Irresponsible alcohol promotions

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.

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).

Provision of free potable water

The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

Age verification policy for the sale or supply of alcohol

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.

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.

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.

Availability of small measures of alcohol

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.

Permitted price of alcohol

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—

P is the permitted price,

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

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 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.
 - (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):

b) The prevention of crime and disorder:

DPS will ensure that drinks promotions are accord with recommendations of the Portman Group.

c) Public safety:

d) The prevention of public nuisance:

e) The protection of children from harm:

DPS will support active proof of age standards scheme.

Other operating conditions

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

Annex 4 – Plans

As deposited with the licensing authority

Licensing Act 2003 Premises Licence Summary

Premises Licence Number

1840/PR/2005-018

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

Alcohol is supplied for consumption both on and off the premises

Name, (registered) address of holder of premises licence

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Tenanted Trade Director
Wadworth & Co Ltd
Northgate Brewery
Devizes
Wiltshire
SN10 1JW

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

30177

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

John Derek Dixon

State whether access to the premises by children is restricted or prohibited

S J Garatt

AUTHORISED OFFICER

Licensing and Support Services Manager
Worcestershire Regulatory Services
On behalf of Wychavon District Council

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