

**Licensing Act 2003
Schedule 12
Part A**

Regulation 33,34

Premises Licence

Premises Licence Number

15/00728/LAPRE

Part 1 – Premises Details

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

Lux Restaurant And Bar
46 The Parade High Street
Watford
WD17 1AY

Telephone number

Where the licence is time limited the dates

From -

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

On and off-premises alcohol sales	Sunday	11:00 - 01:00
On and off-premises alcohol sales	Thursday, Friday and Saturday	11:00 - 02:00
On and off-premises alcohol sales	Monday, Tuesday and Wednesday	11:00 - 01:00
Regulated Entertainment	Sunday	11:00 - 01:00
Regulated Entertainment	Thursday, Friday and Saturday	11:00 - 02:00
Regulated Entertainment	Monday, Tuesday and Wednesday	11:00 - 01:00
Exhibition of a Film	Sunday	11:00 - 01:00
Exhibition of a Film	Thursday, Friday and Saturday	11:00 - 02:00
Exhibition of a Film	Monday, Tuesday and Wednesday	11:00 - 01:00
Performance of Live Music	Sunday	11:00 - 01:00
Performance of Live Music	Thursday, Friday and Saturday	11:00 - 02:00
Performance of Live Music	Monday, Tuesday and Wednesday	11:00 - 01:00
Performance of Recorded Music	Sunday	11:00 - 01:00
Performance of Recorded Music	Thursday, Friday and Saturday	11:00 - 02:00
Performance of Recorded Music	Monday, Tuesday and Wednesday	11:00 - 01:00

Late Night Refreshment	Sunday	23:00 - 01:00
Late Night Refreshment	Thursday, Friday and Saturday	23:00 - 02:00
Late Night Refreshment	Monday, Tuesday and Wednesday	23:00 - 01:00

The opening hours of the premises		
Opening times of premises	Sunday	11:00 - 01:30
Opening times of premises	Thursday, Friday and Saturday	11:00 - 02:30
Opening times of premises	Monday, Tuesday and Wednesday	11:00 - 01:30

<p>Where the licence authorises supplies of alcohol whether these are on and / or off supplies</p> <p>Alcohol is supplied for consumption both on and off the premises</p>

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Part 2

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

Mr Neil Campbell

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

Registered Business Number 0886465

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

Mr Neil Campbell

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 Number: PO77
Licensing Authority: Aylesbury Vale District Council

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Annex 1 – Mandatory conditions

- (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 premises 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.
- (3)
 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.
- (4)
 - (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.

(5). 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.

(6). 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.

For the purposes of this condition -

(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.

(7). Where the permitted price 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.

(8). (1) Sub-paragraph (2) applies where the permitted price 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.

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Annex 2 – Conditions consistent with the Operating Schedule

1. The Premises will trade as a family friendly café, bar and restaurant. Alcohol may only be sold when a full menu is being provided with last orders for substantial food not more than one hour before closing.
2. The premises licence conditions will incorporate the conditions from Premises Licence Number 13/00537/LAPRE [Modello] (and others as follows) where consistent with the foregoing condition.

At all times:

3. The maximum number of persons (excluding staff and attendants) to be allowed at any one time in the Premises shall not exceed 250 persons with a minimum of 130 covers. **[Modello Condition 1 amended] [530 approved under Modello Condition]**.
4. A host(ess) will be positioned at the front door from at least 19:00 hours until close, to greet patrons and show them to the appropriate area within the Premises.
5. The premises shall install and maintain a comprehensive CCTV system to the satisfaction of Hertfordshire Constabulary. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
6. A staff member from the Premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.
7. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
8. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
9. A direct telephone number for the duty manager shall be publicly available at all times the Premises is open. This telephone number shall be [insert] and displayed outside the Premises
10. An attendant shall be on duty in the cloakroom during the whole time that it is in use.
11. No rubbish, including bottles, shall be moved, removed or placed in outside areas between 23:00 hours and 08:00 hours.
12. [Sales of alcohol for consumption off the premises shall only be supplied with, and ancillary to, a takeaway meal save for persons seated at external tables].

Replace condition 12 above with:

12. Customers will not be permitted to drink outside the premises except in any seated area authorised under a pavement licence issued under the Highways Act 1980.
13. The pavement from the building line to the stone benches immediately outside the premises shall be swept and or washed as needed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.
14. A log (which may be electronically recorded) shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of the licensing authority at all times whilst the premises is open.

15. An incident log shall be kept at the premises for at least six months, and made available on request to an authorised officer of the licensing authority or the Police, which will record the following:

- (a) all crimes reported to the venue, or by the venue to the Police
- (b) all ejections of patrons
- (c) any complaints received
- (d) any incidents of disorder
- (e) seizures of drugs, offensive weapons, fraudulent ID or other items
- (f) any faults in the CCTV system or searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service
- (i) the times on duty, and the licence number, of all licensed door supervisors employed by the premises.

16. There shall be a dispersal policy for the premises agreed with the relevant responsible authorities and approved by an authorised officer of the Licensing Authority.

17. There shall be a policy agreed with Hertfordshire Constabulary and approved by an authorised officer of the Licensing Authority for the premises on the handling of fraudulent identification used to obtain the sale of alcohol.

18. There shall be a policy agreed with Hertfordshire Constabulary and approved by an authorised officer of the Licensing Authority for the premises relating to illegal drugs found on persons or on the premises.

19. There shall be a policy agreed with Hertfordshire Constabulary and approved by an authorised officer of the Licensing Authority for the premises relating to unlawful weapons being used by customers.

20. Whilst a Pubwatch scheme is in force any available Pubwatch radio must be made available for use by staff trained in its use at all times the premises are open to the public. The radio will be kept in good working order, monitored by a responsible member of staff and used to report incidents of crime and disorder to the CCTV control room or police.

21. No person who is subject of a court banning order or who is restricted access through a Pubwatch scheme will be allowed in the premises provided the details of the person have been provided to the premises by the licensing authority.

Replace condition 21 with:

21. No person who is subject of a court banning order or who is restricted access through a Pubwatch scheme will be allowed in the premises provided the details of the person have been provided to the premises by the police.

22. The Licensee shall comply with all reasonable crime prevention and/or public safety measures that may be required by the Licensing Authority and/or the Environmental Health Officer and/or Hertfordshire Constabulary and which are consistent with the premises operating schedule.

23. The Designated Premises Supervisor shall ensure that tables are cleared of all bottles and glasses on a regular basis during trading hours to avoid an accumulation of glassware.

24. Clearly visible signage is to be displayed at the entrances and at points of sale indicating it is illegal to sell alcohol to people under the age of 18.

25. No more than 15 customers will be permitted in any designated smoking area at any one time (unless a different number is agreed in writing in advance with the Watford Police Licensing Officer in consultation with an Environmental Health Officer).

26. Whilst licensable activities are taking place, the toilets at the Premises must be checked at least hourly, including for illegal drug use or supply. A written log of all checks must be kept at the Premises for at least 31 days and made available for immediate inspection on the request of an authorised officer of Hertfordshire Constabulary or the Licensing Authority.

After 21:00 hours:

27. All windows and external doors shall be kept closed between 21:00 hours and 08:00 hours, or at any time when regulated entertainment takes place, except for the immediate access and egress of patrons.

28. All tables and chairs shall be removed from the outside areas by 23:00 hours each day.

29. Any queue to enter the premises which forms outside the premises is to be kept orderly and supervised by licensed door supervisors so as to ensure that there is no public nuisance or obstruction to the public highway on Thursday – Saturday.

30. Last entry to the premises shall be at 01:00 hours Thursday – Saturday.

31. Last entry to the premises shall be at 00:00 hours Sunday –Wednesday.

32. Entry to the premises by children under the age of 18 is prohibited from 21:00 hours until 11:00 the following day.

33. No deliveries may be made to the premises between 23:00 hours and 08:00 hours.

34. From 21:00 hours there shall be at least one competent person able to administer First Aid. That competent person will have received training in problems associated with alcohol and drug misuse [**incorporating Modello condition 8 amended**].

35. After 21:00 hours the Designated Premises Supervisor shall ensure there is a ratio of at least 1 door supervisor licensed by the Security Industry Authority shall be on duty for every 75 customers (unless authorised in writing by Watford Police Licensing Unit).

36. From 21:00 hours the Premises shall implement a “Challenge 25” policy whereby all customers who appear to be under 25 must produce photographic identification in the form of a passport, driving licence or Proof of Age Scheme (P.A.S.S) approved identification before being allowed to enter the Premises.

37. The Premises will install and operate a Scannet electronic identification system from 21:00 hours (or an alternative electronic identification system if agreed in writing with an Watford Police Licensing Officer in advance). All customers, with the exception of those on the Proprietor’s guestlist (which may be electronic), must have their identity verified using the system before entry, except at times agreed in advance in writing by the Police Licensing Officer. The Proprietor’s guestlist shall contain a list of no more than 30 persons together with their name and address and shall be made available to the Watford Police Licensing Unit upon reasonable request.

38. Any faults with the electronic identification system shall be repaired as soon as possible and in any case within two working days after which time, if the system is still inoperative no licensable activities shall take place until the fault is rectified or an alternative system agreed with Watford Police Licensing Officer.

39. The Designated Premises Supervisor must ensure that all data recorded on the Scannet (or alternative electronic identification) system is kept for at least 31 days and not deleted during that period.

40. Data recorded by the Scannet (or alternative electronic identification) system shall be made immediately available upon request by the Police providing that such request is in connection with the prevention or detection of crime.

41. Alcohol is only to be served in polycarbonate, plastic or shatter-proof glasses after 00:00 hours until close.

Generally:

42. Any person who appears to be intoxicated or who is behaving disorderly will not be allowed entry to the venue. Any person within the venue who appears to be intoxicated or who is behaving disorderly will be given care and consideration in leaving the venue. **[Modello Condition 3]**

43. The venue will actively participate in any Pubwatch scheme operating from time to time. **[Modello Condition 4 amended]**

44. The venue will send out a "rubbish patrol" after closing. The "rubbish patrol" will pick up bottles and food wrappings in a designated area and will dispose of them (For the avoidance of doubt, rubbish and bottles will be collected in the designated area whether they originate from the venue or not) **[Modello Condition 12 amended]**

45. The Licence will have no effect until the Licensing Authority are satisfied that the premises is constructed or altered in accordance with the plans and appropriate provisions of the District Surveyor's Association – Technical Standards for Places of Entertainment and the reasonable requirements of the relevant responsible authorities, at which time this condition will be removed from the Licence.

46. The premises will have a panic alarm installed to the satisfaction of Hertfordshire Constabulary, such alarm to be properly maintained and regularly tested and staff trained in its use.

47. The Premises Licence Holder will arrange for a crime prevention audit to be conducted by Hertfordshire Constabulary and/or an authorised officer of the Licensing Authority, and the recommendations of the audit to be implemented within three months.

48. All deliveries to the premises must be made via the rear of the premises.

49. The Designated Premises Supervisor shall attend or shall have attended any formal training course on avoiding underage sales such as National Certificate for Designated Premises Supervisors or the BIIAB Award in Responsible Retailing, and provide evidence of attendance if requested.

50. In addition to any other training, the premises licence holder shall ensure all staff are trained to prevent underage sales, to maintain the refusals book, enter sales correct on the tills so the prompts show when appropriate and monitor staff to ensure their training is put into practise.

51. All licensed door supervisors must wear high-visibility clothing of a style and type agreed with the Watford Police Licensing Officer when working at entrances or exits to the Premises.

52. Door supervisors will monitor and patrol any queue that forms and will ensure that it does not cause public nuisance. **[Modello Condition 5]**

53. The Designated Premises Supervisor shall ensure that licensed door supervisors remain on duty outside the Premises for 30 minutes after the Premises close to assist with dispersal of persons from the Premises and the vicinity of the Premises.

54. A sound limiting device located in a separate and remote lockable cabinet from the volume control shall be fitted to any musical amplification system and set at a level determined by and to the satisfaction of an Environmental Health Officer to ensure that no noise nuisance is caused to local residents. The operational panel of the noise limiter shall then be secured to the satisfaction of an Environmental Health Officer or Licensing Authority authorised officer. The keys securing the noise limiter cabinet shall be held by the licence holder or authorised manager only, and shall not be accessed by any other person. The limiter shall not be altered without prior agreement of the Environmental Health Officer.

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

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