

**Licensing Act 2003
Premises Licence**

Premises Licence number

WW1200013LAPRE

Premises details

Public Protection – Licensing
County Hall
Bythesea Road
Trowbridge
Wiltshire
BA14 8JN

Tel 0300 4560100

Postal address of premises or, if none, Ordnance Survey map reference or description

The Black Pearl
5a Church Street

Post town

Trowbridge

Post code

BA14 8DR

Telephone number

01225 781146

Licensable activities authorised by the licence

Sale of alcohol (on sales)
Live & recorded music (Indoors)
Performances of dance (Indoors)
Anything of a similar description (indoors)
Provision of facilities for dancing (indoors)

Where the licence is time limited, the dates

N/A

The times authorised by the licence for the carrying on of licensable activities

For the sale of alcohol (on sales):

Monday – Tuesday	11.00 - 00.00
Wednesday & Thursday	11.00 – 02.00
Friday & Saturday	11.00 – 02.30
Sunday	12.00 - 22.30

Live & recorded music (Indoors) Performances of dance (Indoors) Performances of dance (Indoors) Provision of facilities for dancing (indoors)

Monday – Saturday	19.00 – Midnight
Sunday	19.00 - 22.30

Anything of a similar description (indoors)

Wednesday & Thursday	19.00 – 00.00
Sunday	19.00 – 22.30

The opening hours of the premises

Monday & Tuesday	11.00 – 00.30
Wednesday & Thursday	11.00 – 02.30
Friday & Saturday	11.00 – 03.00
Sunday	12.00 - 23.00

Where the licence authorises the sale of alcohol whether these are on [and / or] off sales

On Sales of alcohol

Name, (registered) address, telephone no and email (if relevant) of holder of premises licence

Ms T Newbury
61 Azalea Drive
Trowbridge
Wiltshire
BA14 9GG
Tel: 07963331234

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

N/A

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

Christopher Heath Fox
1 Kingsfield Grange Road Bradford on Avon BA15 1BE

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

WW1100142LAPER granted by Wiltshire Council

Mandatory conditions**Alcohol**

Where this Licence authorises the supply of alcohol:

1. No supply of alcohol may be made under this Licence:
 - a. At a time when there is no Designated Premises Supervisor in respect of it
 - b. At a time when the Designated Premises Supervisor does not hold a Personal Licence.
2. Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a Personal Licence.

Irresponsible Promotions (On Sales Only)

3. (1) 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.

3. (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 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 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 (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.

Dispensing Alcohol Directly into the Mouth (On Sales Only)

4. 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).

Free Tap Water (On Sales Only)

5. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

Age Verification Policy

6. (1) 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.

6. (2) 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.

Drink Volume Measures (On Sales Only)

7. 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: ½ 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.

Door Supervision

Individuals who are present to guard against a, b or c must be licensed by the Security Industry Authority:

- a. Unauthorised access or occupation (eg through door supervision)
- b. Outbreaks of disorder
- c. Damage

Conditions and restrictions from transferred licences

N/A

Conditions consistent with the operating schedule

1. Staff will be trained in the law and practice relating to age restricted sales. Proof of age will be required from any person seeking to purchase or consume alcohol who appears to be under the age of 18. This evidence shall be photographic, such as a passport, photographic driving licence, PASS accredited proof of age card such as a Validate Card and 'Touch 2ID'. Readers for 'Touch 2ID' installed at both ends of the bar.
2. The premises will adopt and comply with the British Beer and Pub Associations Guideline on On-Trade Promotions.
3. Public information notices about crime and disorder issues will be displayed at the request of the Council or the Police.
4. A notice will be displayed on or immediately outside of the premises advising customers of the premises age restriction policy.
5. A notice will be displayed at the entrance to the premises advising customers of the conditions of entry.
6. The premises will be responsible for the disposal of waste on the frontage of the premises and provision is made for the emptying of litter bins in the vicinity of the premises.
7. Adequate and suitable (lidded) receptacles to be provided to receive and store refuse from the premises.
8. Receptacles for refuse storage will be maintained in a clean condition.
9. Lighting is provided outside of the premises during the hours of darkness when any licensable activity takes place on the premises.
10. Free drinking water is available at all times the premises is open to the public.
11. Details of a 'hot line' number for a local taxi firm is provided for the use of customers.
12. Sufficient seating is provided to accommodate a quarter of the maximum capacity of the premises.
13. During the final hour of opening, music levels will be discernibly quieter.
14. Any ventilation system installed at the premises will have suitable sound attenuation.

Conditions attached after a hearing by the licensing authority

The Hearing decision of the initial application held on 20 March 2012

1. No glass bottles, glasses or alcoholic drinks to be permitted off the premises or in the porch area after 2100hrs.
2. All drinks to be served in polycarbonate glasses and no glass bottles to be served from over the bar after 2100hrs.
3. The premises will adopt a zero tolerance to drugs. The premises licence holder will produce within 28 days of the grant of the licence a written drugs policy to the satisfaction of the licensing authority and the police which will be provided to all staff and implemented.

4. The designated premises supervisor or his/her representative will attend regularly, and be an active member of, Pubwatch.
5. When regulated entertainment is offered a minimum of three door supervisors will be deployed at the premise from 2100hrs to the closing of the premises. (See the amended conditional wording below).
6. CCTV will be installed at the premises - the system should be installed so as to cover all entrances and exits, and the licensed area. The system is to be maintained and in full working order during all licensable hours. The system is to be of sufficient quality so as to enable identification. Images must be retained for a minimum of 28 days and produced to a police officer or a Wiltshire Council licensing officer on request.
7. Customers wishing to smoke will be restricted to the frontage of the premises, and will not be permitted to use the footpath or highway. No more than six persons will be permitted to use this area at any one time. When door staff are on duty this number may be increased to no more than ten persons.
8. The premises will maintain an incident record in a consecutively numbered log book. All incidents shall be recorded promptly and shall record the date, day, time, description of incident and any actions taken. The record is to include details of successful challenges to proof of age and be available to the police and licensing authority on request.
9. The premises will maintain a record of all door supervisors deployed at the premises which will be made available on request to the police and licensing authority.
10. Staff will undertake appropriate training in all aspects of relevant licensing legislation within two months of commencement of employment; this training will be recorded and regularly refreshed.
11. In the absence of the designated premises supervisor, a personal licence holder will be present on the premises at all times when a licensable activity is taking place.
12. No person under the age of 18 years old will be permitted on the premises after 2100 hours.
13. The premises licence holder shall maintain a noise log book during live and recorded music events including karaoke. A responsible person working within the premises shall undertake observations at the nearest noise sensitive residential premises. The observations shall be undertaken at hourly intervals during events. The following information must be recorded and available for inspection by the Council: the date

and time, location, name of the person making the observation on the level of music and any remedial actions taken to reduce the levels.

14. Doors and windows to be kept closed during regulated entertainment (except for ingress and egress) after 2100hrs to reduce noise nuisance from the premises.
15. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly and not loiter close to the entrance.
16. No bottles to be emptied into waste receptacles between the hours of 2000hrs and 0900hrs the following day.
17. Any request by authorised Officer of the Council in relation to reducing noise levels during regulated entertainment to be complied with.

The Hearing Decision of the Review application held on the 25 June 2012

The Premises Licence is suspended for one month.

(a) Condition 5 above be amended as follows:

5. When regulated entertainment is taking place a minimum of three door supervisors will be deployed at the premises from 2100 hours to the closing of the premises. In addition on all Thursdays, Fridays and Saturdays and any other evening when regulated entertainment is taking place, a minimum of two door supervisors will be deployed at the premises from 1900 hours.

(b) A further condition be added as follows:-

18. The premises licence holder shall maintain a written rota of all staff at least seven days in advance and submit a copy of it to the Licensing Authority monthly. This rota is to be available for immediate inspection on request of Council Officers and Police.

Plans

The attached plans form part of this licence and are stamped with the licence number and the date it was granted

Signed

Licensing Officer
Wiltshire Council

This premises licence was originally valid from 20 March 2012
This version of the licence takes effect from 12 December 2012