

Thanet District Council  
Part A  
Premises Licence



Premises licence number

LN/200501506

Part 1 – Premises details

Postal address of premises, or if none, ordnance survey map reference or description	
The Gallery 15 Cecil Square	
Post town Margate, Kent	Post code CT9 1BT
Telephone number 01843 [REDACTED]	

Where the licence is time limited the dates

None

Licensable activities authorised by the licence

- 1) Films (indoors)
- 2) Live music (indoors), performances of dance (indoors)
- 3) Recorded music (indoors)
- 4) Late night refreshment (indoors)
- 5) Supply of alcohol (on and off the premises)

The times the licence authorises the carrying out of licensable activities

- 1) Mon – Wed 10am to 11.30pm, Thurs – Sat 10am to 1.30am, Sun – 12noon to 1am
- 2) Mon – Wed 10am to 11pm, Thurs 10am to 1.30am, Fri/Sat 9am to 1.30am, Sun 12noon to 12.30am
- 3) Mon – Wed 10am to 11.30pm, Thurs 10am to 1.30am, Fri/Sat 9am to 1.30am, Sun – 10am to 1am
- 4) Thurs – Sat 11pm to 1.30am
- 5) Mon – Wed 10am to 11pm, Thurs 10am to 1.45am, Fri/Sat 9am to 1.45am, Sun 12noon to 12.30am

The opening hours of the premises

Mon – Wed 10am to 11.30pm  
Thurs 10am to 2am  
Fri/Sat 9am to 2am, Sun – 10am to 1am

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

On and off subject to mandatory conditions

**Part 2**

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

Mr Gary Paul Ryan

[REDACTED], Painters Forstal, Faversham, Kent ME13 0EF

01843 [REDACTED]

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

None

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

Mr Gary Paul Ryan

[REDACTED], Painters Forstal, Faversham, Kent ME13 0EF

01843 [REDACTED]

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

SWALE/PL/1809

Swale Borough Council

**Issued on the 11 July 2017**

**To commence on the 24 November 2005**

**Regulatory Services Manager** \_\_\_\_\_



## **Annex 1 – Mandatory conditions**

**No supply of alcohol may be made under the premises licence: -**

**At a time when there is no designated premises supervisor in respect of the premises licence, or**

**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.**

**The admission of children (persons under 18 years) to the exhibition of any film is restricted in accordance with any recommendation of the British Board of Film Classification (BBFC) or the Licensing Authority.**

**Where a film exhibition has not been classified, the licence holder will certify to the Licensing Authority that an assessment of the suitability of the film for exhibition to children, in accordance with the BBFC Guidelines has been carried out, and that this has been confirmed by the Licensing Authority, in writing, prior to public viewing.**

**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.**

**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 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.**

**4. 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.”

5. (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 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
- 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.**

### **Regulated Entertainment**

**Maximum number of persons admitted: -  
Ground Floor 300**

- 1. All doors and windows shall be kept closed, except for access and egress, when operating under this licence.**
- 2. The noise from any entertainment must not be audible in any neighbouring or adjoining premises.**
- 3. Dancing will only be allowed on the designated dance floor.**

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

- 1. CCTV shall be installed at the premises. The number and location of the cameras/monitors and recording equipment to be agreed with the Police.**
- 2. CCTV to be fitted to a standard agreed to by the Police that complies with the CCTV Code of Practice (2008 edition) produced by the Information Commissioners Office, with all public areas including all access and egress points covered. The CCTV system will be maintained and serviced on a regular basis and records kept to that effect. Save for periods of maintenance, servicing or breakdown, it shall be operational at all times that members of the public and/or staff are on the premises and images will be retained for a period of at least one calendar month by whatever means the licence holder deems appropriate. In instances of breakdown the premises shall**

ensure that the fault is reported to the appropriate persons so arrangements can be made for the repairs within 48 hours if possible, any major repairs affecting the covering of the CCTV not able to be repaired within 48 hours to be reported to the Licensing Officer. The management shall maintain written details of the steps taken to affect any repair and make such details available to the Police or Local Authority for inspection upon request. The Police or Local Authority will have access to these images at any reasonable time and in any case within 48 hours of the request for the image being made. The Police or Local Authority will be allowed to take a recording by way of tape, CD Rom or any other means of the image within 48 hours of the initial request being made either by the Police or Local Authority.

3. The system shall be maintained and images stored in accordance with the Data Protection Act and any other relevant legislation relating to the use of the systems.
4. CCTV shall be operational at all times that members of the public and/or staff are on the premises.
5. Images will be retained for a period of at least one calendar month by whatever means the licence holder deems appropriate.
6. The Police or Local Authority will have access to these images at any reasonable time.
7. All drinks shall be served in toughened glass/polycarbonate glasses from midnight every Thursday, Friday, Saturday and Sunday.
8. No glasses or glass bottles allowed outside after 10pm any evening.

### **Annex 3 – Conditions attached after a hearing by the Licensing Authority**

1. By the 25<sup>th</sup> July 2017 the premises shall have a written dispersal policy that outlines the procedure for management, door supervisors and staff. The Policy shall be displayed and maintained at the main door where it is easily visible to door staff and also behind the bar where it is easily visible to the relevant site manager and staff. The Policy shall contain procedures on:
  - a. Supervising the queue to ensure that it is managed in a way that avoids rowdy, unpleasant behaviour and to

- keep customers quiet as to not disturb neighbours in the vicinity.
- b. Display notices outside where the queue is formed asking them to be quiet or they will be refused entry.
  - c. Display numbers for taxi firms inside and provide a process where taxis can be waited for inside the premises.
  - d. Move patrons away from the premises that are standing around talking to others.
  - e. Procedure on refusing entry or banning those who repeatedly cause a nuisance by noise and rowdy behaviour.
    - i. Persons refusing to use the designated smoking area shall be a refusal of re-entry.
  - f. The smoking area shall only be used by smokers and no other patrons who wish to join them.
  - g. At least one member of the door staff shall be responsible for monitoring the smoking area and controlling behaviour and noise.
  - h. Door supervisors shall be stationed outside the premises until 2.30am Thursday, Friday and Saturday to control the dispersal. Where all patrons of the premises have left the area prior to 2.30am door staff can be stood down from 2.15am, or 15 minutes from closure.
2. All tables at the front of the premises shall be removed at 10pm on each operational night.
  3. By the 11<sup>th</sup> August 2017 the smoking area to the front of the premise shall be enclosed in nature by barriers of at least one metre tall (subject to Kent County Council Highways approval) and shall only cover the area between the two entrance doors. The smoking area shall be removed at 2am to aid dispersal.
  4. No entry to new patrons after 1am on each operational night. All re-entries by patrons shall cease from 1.30am.
  5. Alcohol that is purchased at the premises shall not leave the internal parts of the premises after 10pm on each operational day. This shall result in patrons leaving to smoke having drinks removed from them.

#### **Annex 4 - Plans**

**Plans considered May 2005**