

Annex C

Licensing Act 2003 Premises Licence

Premises Licence Number

Prem1929

Version Reference

17/00118/PRMMIN

Part 1 – Premises Details

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

The Rooftop, The Arches
Valentia Place
London

Telephone number

Where the licence is time limited the dates

-

Licensable activities authorised by the licence

Plays (*indoors and outdoors*)
Films (*indoors and outdoors*)
Live Music (*indoors and outdoors*)
Recorded Music (*indoors and outdoors*)
Performances of Dance (*indoors and outdoors*)
Entertainment Similar to Music/Dance
Late Night Refreshment (*indoors and outdoors*)
Supply of Alcohol (*indoors and outdoors*)

The times the licence authorises the carrying out of licensable activities

Plays

Friday & Saturday 10:00 - 00:00
Sunday - Thursday 10:00 - 23:00

10.00 NEW YEARS EVE - 0300 NEW YEARS DAY

Films

Friday & Saturday 10:00 - 00:00
Sunday - Thursday 10:00 - 23:00

10.00 NEW YEARS EVE - 0300 NEW YEARS DAY

Live Music

Friday & Saturday 10:00 - 00:00
Sunday - Thursday 10:00 - 23:00

10.00 NEW YEARS EVE - 0300 NEW YEARS DAY

Recorded Music

| | |
|-------------------|---------------|
| Friday & Saturday | 10:00 - 00:00 |
| Sunday - Thursday | 10:00 - 23:00 |

10.00 NEW YEARS EVE - 0300 NEW YEARS DAY

Performances of Dance

| | |
|-------------------|---------------|
| Friday & Saturday | 10:00 - 00:00 |
| Sunday - Thursday | 10:00 - 23:00 |

10.00 NEW YEARS EVE - 0300 NEW YEARS DAY

Entertainment Similar to Music/Dance

| | |
|-------------------|---------------|
| Friday & Saturday | 10:00 - 00:00 |
| Sunday - Thursday | 10:00 - 23:00 |

Late Night Refreshment

| | |
|-------------------|---------------|
| Friday & Saturday | 23:00 - 00:00 |
|-------------------|---------------|

10.00 NEW YEARS EVE - 0300 NEW YEARS DAY

Supply of Alcohol

| | |
|-------------------|---------------|
| Friday & Saturday | 12:00 - 00:00 |
| Sunday - Thursday | 12:00 - 23:00 |

10.00 NEW YEARS EVE - 0300 NEW YEARS DAY

The opening hours of the premises

| | |
|-------------------|---------------|
| Sunday - Thursday | 10:00 - 23:30 |
| Friday - Saturday | 10:00 - 00:30 |

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

Alcohol may be 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

Mr. Frederick Fison
7 Manor Place
Elephant & Castle
London
SE17 3BD

Email Address contact details

freddie@spacebars.co.uk

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

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

Mr Gary Smart
20 Ledbury
Great Linford
Milton Keynes
MK14 5DS

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

Personal Licence No: MK 00083600

Licensing Authority: Milton Keynes Council

Signed:-Mrs Esther Jones...



On behalf of the Head of Community
Safety

Dated:- 08th June 2017

Annex 1 – Mandatory conditions

MANDATORY CONDITIONS (Alcohol - on)

Condition A1.

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 is suspended.

Condition A2

Every supply of alcohol under the Premises Licence must be made, or authorised by a person who holds a Personal Licence.

Condition A3

(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).

Condition A4

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

Condition A5

(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.

Condition A6

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.

Additional Mandatory Licensing Conditions, Minimum Drinks Pricing:

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.

(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.

MANDATORY CONDITIONS - Door Supervision (except theatres, cinemas, bingo halls and casinos)

1. Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each such individual must:
 - (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
 - (b) be entitled to carry out that activity by virtue of section 4 of the Act.

2. But nothing in subsection (1) requires such a condition to be imposed:
 - (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c12) (premises with premises licences authorising plays or films); or
 - (b) in respect of premises in relation to:
 - (i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
 - (ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

3. For the purposes of this section:
 - (a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and, which is licensable conduct for the purposes of that Act, (see Section 3(2) of that Act) and
 - (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

MANDATORY CONDITIONS - Films

1. Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.

2. 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 by that body.

3. 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.

4. In this section "children" means any 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(c39) (authority to determine suitability of video works for classification).

Annex 2 – Conditions consistent with the Operating Schedule

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

PREVENTION OF CRIME AND DISORDER

1. The premises licence holder shall ensure that a CCTV system is installed to the satisfaction of the Metropolitan Police Service. All staff shall be conversant in its use and shall provide access to council officers and the police upon request

CCTV

2. A CCTV system covering areas inside and outside of the premises should be updated and maintained according to police recommendations with properly maintained log arrangements and recordings/tapes to be kept for 14 days.

3. The CCTV system is to comply with the Data Protection Act 1998 and must be working and recording correctly when the venue is open to the public; unless unexpectedly faulty and immediate steps are taken to rectify.

4. A staff member from the venue who is conversant with the operation of the CCTV system must be on the premises at all times that the venue is open to the public. This staff member must immediately be able to show police or local authority officers' contemporaneous and recent data or footage on request.

5. The Premises are to use all reasonable efforts to provide police and local authority officers with recordings from the CCTV system on request

Incident/Refusals Book/Dispersal Policy

6. An incident/refusals book will be maintained and used at the premises. Upon request, it will be readily available for inspection by the police or local authority officer.

7. Dispersal Policy for during operating hours and closure

Search and Drugs policy

8. No person found with, or using, a weapon or illegal drugs may enter or remain on the premises.

9. Random searching of all persons entering the premises between 4pm and 7pm shall take place at a ratio of 1 in 5 (or as otherwise advised by the Police) and all persons entering the premises after 7pm shall be searched

10. The premises licence holder shall implement a Drugs and Legal Highs Policy.

11. A drugs safe and log system will be employed at the premises to account for the seizure of drugs from customers. The premises management will liaise with police for regular collection of seized drugs.

Police Licensing Forum and Business Crime Reduction Partnership

12. A member of the premises management (whether the DPS or other owner/ manager/staff) should attend if possible Police Licensing Forums organised by the local police when invited and attend the Business Crime Reduction Partnership Briefings.

Event promoters

13. The site shall not be hired out to DJs/promoters for events where the management or control of the premises would be handed over to the promoter or DJ.

14. The designated premises supervisor shall undertake a risk assessment of any significant promotion or event (as defined below) using the MPS Promotion/Event Risk Assessment (Form 696) or an equivalent and provide a copy* to the Metropolitan Police Service and the licensing authority not less than 3 days before the event is due to take place.

Note: Metropolitan Police Definition of a 'Significant Event'

This definition relates to events that require a Promotion/Event Risk Assessment Form 696.

A significant event will be deemed to be: any occasion in a premises licensed under the provisions of the Licensing Act 2003, where there will be a live performer(s) - meaning musicians, DJs, MCs or other artists; that is promoted in some form by either the venue or an outside promoter; where entry is either free, by invitation, pay on the door or by ticket.

*submission of electronic documents by e-mail is preferred.

Security Personnel

15. The premises will provide 1 member of SIA for every 100 persons with a minimum of 2 on the premises including a female SIA.

16. Security personnel, registered with the Security Industry Authority (SIA), employed at the premises will enter their full name, valid phone contact details, SIA badge number, employing company, along with the times they are working in a register upon commencement of their work at the premises. The Designated Premises supervisor/manager at the time will be responsible for ensuring that this is done and for confirming the security staff's details and permissions to work, via the public SIA website facility.

17. Sufficient SIA registered security staff must be employed by the management to deal with all potential reasonable expectations of trouble within the premises or caused by the premises in the near vicinity.

Excluded Persons

18. The Premises are to permanently exclude any person found with weapons or illegal drugs at the premises as well as customers known to have contributed to crime or serious disorder in the premises.

Open bottles

19. No customers carrying open bottles shall be admitted to the premises. No customers shall be allowed to leave the premises whilst carrying open drinking vessels.

Person count

20. A clicker system will be employed by the premises to count persons in and out of the premises and a record made of the numbers of persons in the club every hour. This record is to be made available to police officers and local authority officers on request.

Signage

21. The premises shall prominently display signage informing customers: -
- To leave quietly and to respect your neighbours.
 - Stating that CCTV is in operation
 - Challenge 25 signage

PUBLIC SAFETY

22. The sale of alcohol shall be for consumption on the premises only.

23. A minimum of 3 SIA staff (one of which must be female) shall be employed at the premises on Friday and Saturdays from 19:00 hours until 00:30 hours or until all patrons have left the premises

24. The premises licence holder shall employ a competent and qualified professional to undertake a full health and safety and fire risk assessment which will include a maximum safe capacity, and shall provide a copy to the Licensing Service within 14 days of the date of the grant of application. The capacity figure shall not be exceeded.

25. Beer may be sold in bottles as provided direct from manufacturer. All wine and cocktails shall be served in polycarbonate containers and draft beer/cider shall be served in disposable plastic containers.

26. All food traders shall have all facilities provided within their concession area, i.e. no sharing of facilities for the cleansing of utensils used in the preparation of food.

PREVENTION OF PUBLIC NUISANCE

27. A robust behaviour and dispersal policy shall be implemented at the premises to ensure that patrons leave the premises and vicinity as quietly and speedily as possible. This should include ejection procedures and how patrons are dispersed from the premises so as not to unduly disturb residents in nearby residential premises. Patrons shall be verbally advised by SIA/staff upon leaving to be mindful of the neighbouring residents so as not to disturb the peace.
28. Before use commences the Premises Licence Holder shall install a suitable sound limiting device with graphic equalizers to control all amplified music and speech within the premises. This device shall be pre-approved by officers of the council performing the environmental health function of the Licensing Act 2003. The levels set shall be determined by those officers and maintained for the duration of use.
29. Within the outdoor areas of the premises there shall be no regulated entertainment levels of music. Music in these areas may only be at background levels and set to the satisfaction of officers performing the environmental health function of the Licensing Act 2003. No music is to be played in these areas after 23:00 hours.
30. All amplified music may only be played through the in-house PA system and through the sound limiting device. Visiting DJs shall not be permitted to use their own amplification equipment.
31. The collection of waste shall only be permitted Monday-Saturday between 07:00 hours and 20:00 hours to safeguard the amenity of residents in the vicinity.
32. All reasonable efforts are to be employed by the management and security personnel to keep customers quiet and orderly prior to entry and upon leaving the Premises.
33. On all literature, website and all other forms of social media, public transport should be actively promoted at all times as a primary form of transport to and from the site. Accordingly, use of private vehicles shall be discouraged. Details of the tube, rail, bus network and reputable licensed taxi-cab operators are to be fully specified.
34. Security staff shall not obstruct, hinder, or refuse access to tenants of the Arches in the yard below the premises.
35. The Premises Licence Holder shall seek to actively engage with local residents and residents' associations/groups within the vicinity to facilitate open dialogue and communication so as to provide a forum for residents to raise any issues or concerns they have with the business operation and to devise measures to reduce or eliminate any noise or public nuisance issues. Meetings are to take place at least once per month. The Premises Licence Holder shall provide email and telephone contact details to local residents and business owners on request.
36. There shall be no emptying of bottle banks between the hours of 23:00 - 08:00hrs Monday to Sunday.
37. All deliveries and collections shall take place between the hours 08:00 - 23:00hrs Monday to Sunday.
38. At any given time a minimum of 50% of the public trading area will be set aside for tables and chairs.
39. The main entrance/exit point will be via Popes Road, with a secondary entrance/exit via Valentia Place after 10pm, only the Popes Road entrance/exit shall be used with the exception of entrance /exit via Valentia place as a means of accessible entry/exit for disabled persons or in the event of an emergency evacuation being needed.

PROTECTION OF CHILDREN FROM HARM

40. A Challenge 25 Policy shall be implemented and robustly enforced. Posters advertising this policy shall be erected within easy sight of customers.

42. A refusals register is to be maintained at the premises detailing dates, times and descriptions of persons refused sale and the reason for refusal.

Annex C

Licensing Act 2003 Premises Licence Summary

Premises Licence Number

Prem1929

Version Reference

16/00305/PRMVAR

Premises Details

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

The Rooftop, The Arches
Valentia Place
London

Telephone number

Where the licence is time limited the dates

-

Licensable activities authorised by the licence

Plays (*indoors and outdoors*)
Films (*indoors and outdoors*)
Live Music (*indoors and outdoors*)
Recorded Music (*indoors and outdoors*)
Performances of Dance (*indoors and outdoors*)
Entertainment Similar to Music/Dance
Late Night Refreshment (*indoors and outdoors*)
Supply of Alcohol (*indoors and outdoors*)

The times the licence authorises the carrying out of licensable activities

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Friday & Saturday 10:00 - 00:00
Sunday - Thursday 10:00 - 23:00

10.00 NEW YEARS EVE - 0300 NEW YEARS DAY

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Friday & Saturday 10:00 - 00:00
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Friday & Saturday 10:00 - 00:00
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Entertainment Similar to Music/Dance

Friday & Saturday 10:00 - 00:00
Sunday - Thursday 10:00 - 23:00

Late Night Refreshment

Friday & Saturday 23:00 - 00:00

10.00 NEW YEARS EVE - 0300 NEW YEARS DAY

Supply of Alcohol

Friday & Saturday 12:00 - 00:00
Sunday - Thursday 12:00 - 23:00

10.00 NEW YEARS EVE - 0300 NEW YEARS DAY

The opening hours of the premises

Sunday - Thursday 10:00 - 23:30
Friday - Saturday 10:00 - 00:30

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

Alcohol may be supplied for consumption both on and off the premises

Name, (registered) address of holder of premises licence

Mr. Frederick Fison
7 Manor Place
Elephant & Castle
London
SE17 3BD

Registered number of holder, for example company number, charity number (where applicable)**Name of designated premises supervisor where the premises licence authorises the supply of alcohol**

Mr Gary Smart

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