

**NORTH  
YORKSHIRE  
COUNCIL**

Licensing (Harrogate Area) North Yorkshire Council PO Box 787 Harrogate HG1 9RW  
Tel: 0300 131 2 131

Licence No: LN/199315321  
Granted: 4<sup>th</sup> May 2016

**PREMISES LICENCE SUMMARY**  
LICENSING ACT 2003

**Premises address:**

La Feria, Rear Ground Floor, Wellington House, Cold Bath Road, Harrogate, HG2 0NA

**Licensable activities authorised by this licence:** Sale by Retail of Alcohol, Late Night Refreshment

**Times for licensable activities:**Sale by Retail of Alcohol

Monday to Thursday 11:00 to 23:00  
Friday and Saturday 11:00 to 00:00  
Sunday 11:00 to 22:30

Late Night Refreshment

Friday and Saturday 23:00 to 00:00

**Opening hours of the premises:**

Monday 08:30 to 23:30  
Tuesday 08:30 to 23:30  
Wednesday 08:30 to 23:30  
Thursday 08:30 to 23:30  
Friday 08:30 to 00:30  
Saturday 08:30 to 00:30  
Sunday 08:30 to 23:00

**Alcohol sales are permitted for consumption both on and off the premises**

**Details of holder of premises licence:** Whaddy Know? Ltd

**Registered number of holder:** 08131232

**Designated premises supervisor:** Mr Jeremy Verity

**Access to the premises by children is not restricted**

## Licence Transactions

Change of registered address: 26th April 2023

Change of DPS details: 20th July 2020



**PREMISES LICENCE  
LICENSING ACT 2003**

**Part 1 - Premises Details:**

**Premises address:** La Feria, Rear Ground Floor, Wellington House, Cold Bath Road, Harrogate, HG2 0NA

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**Times for licensable activities:**

Sale by Retail of Alcohol

Monday to Thursday 11:00 to 23:00  
Friday and Saturday 11:00 to 00:00  
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Late Night Refreshment

Friday and Saturday 23:00 to 00:00

**Opening hours of the premises:**

Monday to Thursday 08:30 to 23:30  
Friday and Saturday 08:30 to 00:30  
Sunday 08:30 to 23:00

**Alcohol sales are permitted for consumption both on and off the premises**

**Details of holder of premises licence:** Whaddy Know? Ltd, La Feria, Rear Ground Floor, Wellington House, Cold Bath Road Harrogate, North Yorkshire, HG2 0NA

**Registered number of holder:** [08131232](tel:08131232)

**Designated premises supervisor:** Mr Jeremy Verity, [REDACTED]

**Personal licence number:** LN/199312777

**Issuing Authority:** Harrogate Borough Council

**For and on behalf of North Yorkshire Council**

## Annex 1 – Mandatory Conditions

Where a premises licence authorises the supply of alcohol, the licence must include the following conditions:-

1. The first condition is that 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.
2. The second condition is that every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3.
  - (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. 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.

(a) For the purposes of the condition set out in paragraph 1—

"duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

"permitted price" is the price found by applying the formula—  $P = D + (D \times V)$

where—

P is the permitted price,

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

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;

"relevant person" means, in relation to premises in respect of which there is in force a premises licence—

the holder of the premises licence,

the designated premises supervisor (if any) in respect of such a licence, or

the personal licence holder who makes or authorises a supply of alcohol under such a licence;

"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

"value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

(a) 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.

(b) (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.

**Recorded background music is unrestricted.**

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

### **Licensable Activities**

#### Sale by Retail of Alcohol

Both on and off the premises

Christmas Eve and New Year's Eve until 01:00

#### Late Night Refreshment

Indoors only

### **Licensing Objectives**

#### General

We will endeavour to ensure that a personal licence holder will be on the premises at all times the licence is being used.

#### The Prevention of Crime and Disorder

- CCTV is installed at the premises
- Recordings shall be stored for a period of 28 days and made available to an authorised officer
- The system will be maintained and images sorted in accordance with the Data Protection Act and any other relevant legislation relating to the use of systems
- The CCTV system will cover both the interior and public entrances, working to Home Office and ACPO standards as described in the PSDB leaflet 09/05 and to the satisfaction of North Yorkshire Police and the Licensing Authority
- If the CCTV equipment is inoperative, then the Police and Local Authority will be informed as soon as possible and immediate steps will be taken to make the system operative
- Notices will be displayed at the entrance advising that CCTV is in operation
- No open drinking vessels will be taken out of the premises licensed area
- Alcoholic drinks purchased on the premises may only be taken off the premises in sealed containers
- A Refusal Register and Incident Report Register shall be maintained for the premises.
- Such registers will record incidents reported by staff relating to under-age or drunken people as well as incidents of any anti-social behaviour and ejections from the premises
- Each entry in the register shall be kept for a minimum of one year
- The outside area will be constantly monitored and glassware removed on a regular basis

#### Public Safety

- Regular safety checks of the premises will be undertaken
- Records of the safety checks will be kept and made available for inspection by an authorised officer
- Emergency lighting is installed throughout the building

#### The Prevention of Public Nuisance

- The premises licence holder shall take measurements to ensure that internal noise from the premises will not be audible at the nearest residential premises after 23:00 hours
- Simple sound checks will be carried out outside of the nearest noise-sensitive property by listening to background music being played within the restaurant
- For the purpose of providing an objective standard to assess whether this condition is being complied with, noise shall not be considered audible if:
  - i. The measurement of sound when background music etc. is on (expressed as LAeq, 1

- min) does not exceed the measurement of sound (expressed as LA 90, 5 min) when the music is off, and
- ii. The measurement of sound in each 1/3 octave band between 40Hz and 160Hz when the music is on (expressed as L10, 1 min) does not exceed the measurement of sound in the same 1/3 octave bands between 40Hz and 160Hz when the music is off (expressed as L90, 5 min)
- All measurements taken within the habitable room using a Type 1 integrating-averaging sound level meter, with either window open for normal ventilation or close, whichever situation causes greater noise disturbance

#### The Protection of Children from Harm

- Staff training will be provided to all staff on licensing laws
- A "Challenge 21" policy will operate and signage displayed to this effect
- Proof of age cards will be sought where appropriate

#### **Conditions agreed with North Yorkshire Council's Environmental Protection**

1. Customers shall not use external areas of the premises for eating and/or drinking between the hours of 21:00 and 11:00.
2. Suitable and conspicuous notices shall be displayed at entrances and exits requesting patrons to minimise noise and when smoking and/or leaving.
3. The disposal of waste bottles into external receptacles shall not take place between the hours of 20:00 and 09:00.
4. Collection of waste bottles from the premises shall not take place outside the hours of 08:00 and 18:00 and shall take place only between Mondays to Saturdays.

#### **Annex 3 – Conditions attached after a hearing by the licensing authority on 3rd May 2016**

All conditions as set out under the Licensing Objectives and those agreed with Harrogate Borough Councils Environmental Protection Team.

Also to include:

- Staff training on the four Licensing Objectives
- External areas to include the canopy area

#### **Annex 4 – Plans**

Drawing No: 018162\_P214