

John Gaunt & Partners
Omega Court
372 Cemetery Road
Sheffield
S11 8FT

My Ref: 12/00568/PREM
Dealt with by: Mr Vince Ravetta
Licensing
7 November 2022

Dear Sir/Madam

Licensing Act 2003
Premises Licence number - 12/00568/PREM
Aysgarth Falls Hotel
Palmer Flatt
Aysgarth
Leyburn
North Yorkshire
DL8 3SR

Thank you for your application to vary DPS at the above Premises. Please find enclosed the completed Premises Licence and Licence Summary.

Premises Licence Format

We are required to issue you with your licence in two parts. The first part is A4 sized and contains all your licence information. The second part is of A4 size and is in the form of a summary. The format and layout of the licence and summary is prescribed by Regulation. Please check both parts to ensure the details are correct if you have any queries please do not hesitate to contact the office.

Keeping and displaying your premises licence

The holder of the premises licence must ensure that the Premises Licence (or a certified copy of it) is kept at the premises in the custody of, or under the control of, the holder of the licence or a person who works at the premises and has been nominated in writing by the licence holder. The Premises Licence holder may be guilty of an offence for failing to do so.

The holder of the Premises Licence must ensure that the summary of the licence or a certified copy and a notice specifying the position held at the premises by the person nominated above are prominently displayed at the premises. The Premises Licence holder may be guilty of an offence for failing to do so.

Producing your premises licence

A constable or an authorised officer from the Council may require the Licence holder to produce the Premises Licence (or certified copy). The Premises Licence holder may be guilty of an offence for failing to do so.

Varying your premises licence

The premises licence holder can apply to vary the licence under s34 of the Act, to vary the DPS details under s37, to transfer the licence under s42 or apply for an Interim Authority Notice under s47. The existing licence including the plan will have to be returned to be varied.

Reviewing your premises licence

An interested party or a responsible authority can apply to this authority for a review of a premises licence under s51. This will usually happen where the operation of the premises has caused problems to either local residents or one of the authorities involved with the premises. The review application is made to the local authority and must be framed around one or more of the four licensing objectives.

The application is advertised, by the licensing authority and if relevant representations are made a hearing before the Councils Licensing Committee will determine an application for a review. The Committee is empowered to take steps it considers necessary to ensure the promotion of the licensing objectives. These are to modify the conditions of the licence, exclude a licensable activity, remove the designated premises supervisor, suspend the licence for a period not exceeding three months or revoke the licence.

Production of a personal licence

A personal licence holder is under a duty when on a premises to authorise the supply of alcohol to produce his/her Personal Licence when requested by a Constable or an Authorised Council Officer. A person who fails to comply with this requirement without reasonable excuse may be guilty of an offence.

Premises Licence lost, stolen damaged or destroyed

If the licence is lost, stolen, damaged or destroyed the holder can apply for a replacement from the Richmondshire District Council. The authority must be satisfied that the request is genuine. There is a charge for this (currently £10.50). It is a condition of the issue of a copy licence that the loss or theft must have been reported to the Police.

Changing the Licence Holder or DPS

A Premises Licence holder is to notify Richmondshire District Council if the Licence Holder or DPS changes. The licence including the plan will have to be returned and amended. There is a charge for this (currently £23.00 per application). Failure to do so may be an offence.

Change of Name or Address

A Premises Licence holder is to notify Richmondshire District Council if they change their name or address. The licence including the plan will have to be returned and amended. There is a charge for this (currently £10.50). Failure to do so may be an offence.

Surrender of Premises Licence

A premises licence holder may surrender their licence at any time by giving notice to Richmondshire District Council – there is no charge for this.

Gaming machines

Holders of permits for amusement with prizes/gaming machines issued by the Magistrates or the Local Authority under the Gaming Act 1968 should note that from 1 September 2007 permits/notifications are dealt under the Gambling Act 2005, and should be applied for through the Council.

Annual fee for premises licence

The holder of a premises licence must pay an annual fee. The amount of the fee relates to the banding of the Non-domestic rateable value of the premises and is due and payable each year on the anniversary of the date of the grant of the original licence.

An invoice will be sent prior to the anniversary of the date the licence was granted.

Yours faithfully

Authorised Officer
Richmondshire District Council



Licensing Act 2003

Premises Licence Summary

Premises Licence Number

12/00568/PREM

Part 1 Premises Details

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

Aysgarth Falls Hotel
 The Aysgarth Falls Hotel
 Palmer Flatt
 Aysgarth
 Leyburn
 North Yorkshire
 DL8 3SR

Telephone number

Where the licence is time limited the dates

-

Licensable activities authorised by the licence

- A. Plays
- B. Films
- C. Indoor sporting events
- E. Live Music
- F. Recorded Music
- G. Performance of dance
- I. Provision of facilities - making music
- L. Late night refreshment
- M. Supply of alcohol

Times the licence authorises the carrying out of licensable activities

A. Plays -	Every Day	09:00 - 02:00
B. Films -	Every Day	09:00 - 02:00
C. Indoor sporting events -	Every Day	09:00 - 02:00
E. Live Music -	Every Day	09:00 - 01:00
New Years Eve cease 05:00hrs		
Bank Holiday Weekends cease 02:00hrs		
F. Recorded Music -	Every Day	09:00 - 01:00
New Years Eve cease 05:00hrs		
Bank Holiday Weekends cease 02:00hrs		
G. Performance of dance -	Every Day	09:00 - 01:00
New Years Eve cease 05:00hrs		
Bank Holiday Weekends cease 02:00hrs		

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I.Provision of facilities - making music - Every Day	09:00 - 01:00
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New Years Eve cease 05:00hrs
Bank Holiday Weekends cease 02:00hrs

L. Late night refreshment - Every Day 23:00 - 02:00
New Years Eve cease 05:00hrs

M. Supply of alcohol - Every Day 09:00 - 01:30
Bank Holiday weekends cease 02:00

And the hours granted pursuant to the Regulatory Reform (Special Occasions Licensing) Order 2002 in respect of New Years Eve.

The opening hours of the premises

Every Day 09:00 - 02:00

Non-Residents with the exception of bona fide guests to vacate the premises 30 minutes after the cessation of the sale of alcohol indicated on this licence

Non-standard timings :

Bank Holiday Weekends close 02:30hrs

The hours granted pursuant to the Regulatory Reform (Special Occasions Licensing) Order 2002 in respect of New Years Eve.

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

BR Aysgarth Limited
The Brook Group Of Companies
Lower Plaza 1
Gateway Plaza
Fitzwilliam Street
Barnsley
South Yorkshire
S70 2RF

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

Registered Business Number 13472470

Name of designated premises supervisor where the premises licence authorises the supply of alcohol

Mr Jake Brook [REDACTED]

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

Children under 14 will be allowed on the premises if accompanied by an adult but only up to 21.00hrs and eating or sitting in an area away from the bar. Notices are displayed for this purpose.
Children aged 14 - 18 may enter the bar area if accompanied by an adult, but will not be served with alcohol.
Those persons not deemed or appear to be 18 or over will be asked for proof of age.

Signed

Authorised Officer

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Licensing Act 2003

Premises Licence

Premises Licence Number

12/00568/PREM

Part 1 Premises Details

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

Aysgarth Falls Hotel
 The Aysgarth Falls Hotel
 Palmer Flatt
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 Leyburn
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 DL8 3SR

Telephone Number

Where the licence is time limited the dates

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Licensable activities authorised by the licence

- A. Plays
- B. Films
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- E. Live Music
- F. Recorded Music
- G. Performance of dance
- I. Provision of facilities - making music
- L. Late night refreshment
- M. Supply of alcohol

Times the licence authorises the carrying out of licensable activities

A. Plays -	Every Day	09:00 - 02:00
B. Films -	Every Day	09:00 - 02:00
C. Indoor sporting events -	Every Day	09:00 - 02:00
E. Live Music -	Every Day	09:00 - 01:00
New Years Eve cease 05:00hrs		
Bank Holiday Weekends cease 02:00hrs		
F. Recorded Music -	Every Day	09:00 - 01:00
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G. Performance of dance -	Every Day	09:00 - 01:00
New Years Eve cease 05:00hrs		
Bank Holiday Weekends cease 02:00hrs		

I.Provision of facilities - making music - Every Day New Years Eve cease 05:00hrs Bank Holiday Weekends cease 02:00hrs		09:00 - 01:00
L. Late night refreshment - New Years Eve cease 05:00hrs	Every Day	23:00 - 02:00
M. Supply of alcohol - Bank Holiday weekends cease 02:00 And the hours granted pursuant to the Regulatory Reform (Special Occasions Licensing) Order 2002 in respect of New Years Eve.	Every Day	09:00 - 01:30

The opening hours of the premises

Every Day 09:00 - 02:00

Non-Residents with the exception of bona fide guests to vacate the premises 30 minutes after the cessation of the sale of alcohol indicated on this licence

Non-standard timings :

Bank Holiday Weekends close 02:30hrs

The hours granted pursuant to the Regulatory Reform (Special Occasions Licensing) Order 2002 in respect of New Years Eve.

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

Annex 1 - Mandatory conditions

- 1 No supply of alcohol shall be made under the Premises Licence:-
 - (a) at any time when there is no designated Premises Supervisor in respect of the Premises Licence; or
 - (b) at any time when the designated Premises Supervisor does not hold a Personal Licence or his / her Personal Licence is suspended.
- 2 Every supply of alcohol under the Premises Licence shall 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).
- 4 The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- 5 (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.
- 6 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: 1/2 pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and

(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.

7 (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) In this condition:

(a) "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;

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

(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 (a) of paragraph 2 would (apart from the 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)

(i) Sub-paragraph (2) applies where the permitted price given by Paragraph (a) 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.

(ii) 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.

Annex 2 - Conditions consistent with the Operating Schedule

Special Conditions

Maximum number of persons present at any one time	70	Dining Room
Maximum number of persons present at any one time	45	Bottom Bar

- 1 Non-Residents with the exception of bona fide guests to vacate the premises 30 minutes after the cessation of the sale of alcohol indicated on this licence

Non-standard timings :
Bank Holiday Weekends close 02:30hrs
The hours granted pursuant to the Regulatory Reform (Special Occasions Licensing) Order 2002 in respect of New Years Eve.
- 2 Windows must remain closed at all times when Regulated Entertainment is in progress and doors should remain closed excepting for ingress and egress.
- 3 The Licence Holder should take all reasonable steps to ensure that Regulated Entertainment does not cause disturbance to residential properties beyond the boundaries of the Licensed Premises. The Licensee should if necessary liaise with the Licensing Authority and Richmondshire Environmental Health in order to agree any further steps which might become necessary.
- 4 The Premises Licence must be displayed in a prominent position within the Premises, for viewing by the general public.
- 5 Door Supervisors - If the need is ever identified Door Supervisors must be Licensed by the Security Industry Authority.
- 6 Drugs Policy - The premises will adopt the North Yorkshire Drugs Policy for licensed premises and display a notice to that effect.
- 7 CCTV - If the need is ever identified a system will be installed to the satisfaction of the Police and Local Authority.
- 8 Underage Policy - The premises will adopt an underage policy and display a notice of the same on the premises.
- 9 Staff have been trained in Health and Safety, and Hygiene and risk assessment, and this will always be ongoing.
- 10 All licenses are displayed behind the bar.
- 11 The Proprietors will not promote binge drinking
- 12 The Ceiling and Electrical circuits will be tested by a qualified person every 5 and 3 years respectively and signed copies of the certificates submitted to the Licensing Authority.
- 13 All Licensed areas are covered by air filtering systems and extractor fans.
- 14 Fire equipment is on an annual contact for inspection, testing and replacement.
- 15 Seating and curtains are all flame retardant.
- 16 In order to protect customers in case of emergency illuminated exits signs are located throughout the building plus emergency lighting.
- 17 Children under 14 will be allowed on the premises if accompanied by an adult but only up to 21.00hrs and eating or sitting in an area away from the bar. Notices are displayed for this purpose.
Children aged 14 - 18 may enter the bar area if accompanied by an adult, but will not be served with alcohol. Those persons not deemed or appear to be 18 or over will be asked for proof of age.

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

Annex - 4 Plans

