

Premises Licence



CITY OF
Lincoln
COUNCIL

Premises licence number

32UD/B/0142

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description

Falcon Inn

5 Saltergate

Ordnance survey map reference (if applicable),

Post town

Lincoln

Post code

LN2 1DH

Telephone number

01522 513888

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

- Supply of Alcohol
- Live Music
- Recorded Music

The opening hours of the premises

- Seven Days a Week from 09:00 to 03:30

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

Both on and off Supplies

The times the licence authorises the carrying out of licensable activities

Supply of Alcohol

- Seven Days a Week from 09:00 until 03:00

The Performance of Live Music is licenced to take place Indoors

- Seven Days a Week from 09:00 until 03:00

The Playing of Recorded Music is licenced to take place Indoors

- Seven Days a Week from 09:00 until 03:00

The Playing of Recorded Music is licenced to take place Outdoors

- Seven Days a Week from 09:00 until 00:00

Part 2

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

Himesh Patel

35 North Park
Mansfield
Notts
NG18 4PB

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 for the supply of alcohol

Ian Hughes

██████████
██████
██████████

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

██████████ – City of Lincoln Council

Annex 1 - Mandatory conditions

In the following mandatory conditions, a "responsible person" means - in relation to licensed premises -

- i. The holder of a premises licence in respect of the premises,
- ii. The designated premises supervisor (if any) under such a licence, or
- iii. Any individual aged 18 or over who is authorised for the purposes of this section by such a holder or supervisor.

Mandatory Alcohol Conditions

1. 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. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Mandatory Door Supervisors Conditions

1. Each individual carrying out a security activity must be licensed by the Security Industry Authority.
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 (c.12) (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
 - 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 Irresponsible Promotions

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).

Mandatory Drinking Water

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

Mandatory Age Verification

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 holographic mark, or
 - an ultraviolet feature.

Mandatory Drink Measures

1. 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: 1/2 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, alcohol to be sold, the customer is made aware that these measures are available.

Mandatory condition preventing the sale or supply of alcohol below the permitted price.

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) "valued 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.

Standard Conditions On-licence

The times authorised for the sale of alcohol shall not prohibit:

- a) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- b) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
- c) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- d) the sale of alcohol to a trader or club for the purposes of the trade or club;
- e) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- f) the taking of alcohol from the premises by a person residing there; or
- g) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by

- persons so supplied; or
- h) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

General PEL Conditions:

1. No alteration shall be made to any part of the building either in construction, rearrangement of the accommodation or the means of escape from the premises or otherwise to which the Building Regulations may apply without prior formal written consent of the City of Lincoln Council.
2. The Police, officers of the City of Lincoln Council and members of the Fire Service, shall at all times have free access to the licensed premises and the licensee shall comply with any reasonable recommendation made by these officers.
3. No exhibition, Recitation, Singing or Dancing, which is obscene, immoral, offensive to public decency or calculated to excite any breach of the peace, shall be allowed.
4.
 - a. Real smoke shall not be produced in the premises.
 - b. Artificial smoke shall not be produced in the premises without the prior written consent of the Chief Fire Officer and the licensee shall comply with any conditions imposed by the Chief Fire Officer in that consent.
5.
 - a. Laser produced light shall not be used except with the prior written consent of the Environmental Health Manager for the City of Lincoln Council and the Licensee shall comply with any conditions imposed by the Environmental Health Manager.
 - b. The Licensee shall ensure that any stroboscopic lighting on the premises is monitored and controlled so that it does not at any time exceed 5 flickers per second.
 - c. Foam involving a 'foam party' event shall not be produced on the premises without the prior written consent of the Environmental Health Manager of the City of Lincoln Council. The Licensee is required to give 21 days written notice prior to the event taking place and shall comply with any conditions imposed by the said Environmental Health Manager in that consent.
6. All the means of escape exits from any part of the premises stairwells and thoroughfares shall be kept free from obstruction and constantly maintained in such a state as to be available for instant egress from the premises.
7. The licensee shall not permit drunkenness or other disorderly conduct on the licensed premises.
8. The Licensee shall ensure that toughened glassware and/or plastic drinking vessels are used to serve liquid refreshment and an efficient glass/bottle collection service is provided.
9. Notwithstanding the employers obligations and duties under the Health and Safety at Work etc. Act 1974, so that immediate assistance can be given to casualties with either common injuries or illness, the Licensee shall ensure sufficient first aid provision in terms of both personnel and facilities, is available to include having on the premises at all times whilst open to the public:-
 - a. a minimum of 1 appointed person where the number of customers does not exceed 150 together with 2 additional trained first aiders where the number of customers is between 150 and 1,000 and 1 further trained first aider for every additional 500 customers over 1,000.

- b. a sufficient number of suitably and sufficiently stocked and maintained first aid boxes provided in accordance with current First Aid Regulations.
10. The Licensee shall ensure anyone unconscious, injured, or appearing to be ill or unwell is attended to by a trained first aider or medical emergency services and is NOT ejected from the premises without an evaluation having first been undertaken by a trained first aider, and each evaluation shall immediately be recorded and retained so as to be available for inspection.
 11. The licensee shall not permit the use of the premises for the purposes of regulated entertainment or the conduct of persons leaving the premises to become a nuisance to neighbouring occupiers or passers-by.
 12. No exhibition, demonstration or performance of hypnotism (as defined by Section 6 of the Hypnotism Act, 1952) shall be given on any person at the licensee's premises.
 13. No recorded music shall be played in the premises and no 'live' musical entertainment shall be performed without first obtaining a licence from Phonographic Performance Limited and/or Performing Rights Society respectively.
 14. The licensee shall give to the designated premises supervisor any other person involved in the management or control of the premises and to any person or persons hiring the premises for the purpose of regulated entertainment a copy of the licence and general conditions, whereupon they too become responsible for ensuring that the terms and conditions of the licence are strictly adhered to.
 15. The licensee shall ensure that an accurate count of persons entering and leaving the premises is taken to ensure that the maximum occupancy figure is not exceeded.
 16. A record of all employees including their dates and times of working shall be kept and be available for inspection.
 17. All parts of the licensed premises, services and fittings therein including the seating, door fastenings, notices and fire fighting equipment, shall be maintained at all times in good order and condition. All electrical wiring, fittings, appliances and emergency lighting shall be constructed, installed and maintained in a safe and satisfactory condition, having regard to statutory regulations and the current regulations issued by the Institute of Electrical Engineers.
 18. A sensitive earth-leakage protection system (residual current device) shall be installed and maintained as part of the fixed wiring installation of the premises. The device shall be designed to operate if the earth-leakage current exceeds 0.03A and shall have a maximum operating time of 30 milliseconds. A test button shall be incorporated.
 19. The Licensed premises shall comply with British Standard 6465: Part 1: 1984 with regard to the provision of sanitary accommodation for use by members of the public and an adequate supply of water shall be maintained at all times.
 20. Any polyurethane foam filled seating or cushions must contain Combustion Modified High Resilient Foam to comply with British Standard 5852: Part 2: 1982 showing resistance to Ignition Sources.
 21. All curtains and fabrics used in the licensed premises must be flame retardant in accordance with British Standard 5867: Part 2.
 22. Where the nature of the Regulated Entertainment requires the provision of fixed or loose seating in a hall or other similar place, the licensee must submit suitable layout plans of the premises to the City of Lincoln Council. The plans must show the layout of seating in rows, numbers and type of seats and method of securing seats as appropriate. Plans should also indicate width and location of access and means of escape gangways. These plans must receive the formal written approval of the City of Lincoln Council prior to the event taking place and the seating must be provided in accordance with the approved plans.

23. EMPLOYMENT OF DOOR SUPERVISORS

- a. For the purpose of these requirements the meaning of 'door supervisor' is that defined in the Private Security Industry Act 2001.
 - b. The Licensee shall not engage, employ or otherwise use the services of any person as a door supervisor on the premises unless that person is, at all times, licensed with the Security Industry Authority.
 - c. The Licensee shall
 - i. maintain a daily incident book which must be completed each time the premises are open to the public with door supervisors on duty and signed by each door supervisor before commencing duty;
 - ii. ensure details of all incidents attended or dealt with by door supervisors are recorded in the incident book;
 - iii. ensure the incident book is available for inspection by the police or officers of the City of Lincoln Council at all times the premises are open to the public and at any other reasonable times;
 - iv. retain completed incident books for a minimum period of two years following the date of the last entry in the book.
 - d. The Licensee shall ensure all door supervisors carry their identification permit issued to them by the Security Industry Authority at all times whilst on the premises and produce it on request to the police officer or officer of the City of Lincoln Council.
 - e. The Licensee shall immediately notify the City of Lincoln Council and the Chief Officer of Police of the dismissal of any staff, employed engaged or used by him/her in the capacity of a door supervisor, for serious misconduct or other behaviour which might affect the continuation of, or renewal of his/her registration with the Security Industry Authority.
24. Applicants for the grant or transfer of a premises licence shall ensure that any designated premises supervisor named on that premises licence possesses the Entertainment Licensee's National Certificate and have undertaken an approved training course leading to this qualification. Evidence of possession of this qualification and attendance on an approved course shall be submitted with the application. If the designated premises supervisor is not in possession of such a qualification at the time of making the application then evidence must be provided within six calendar months of the grant or transfer of the licence.

NOTE : Exemption from this requirement may be given to a person who can satisfy the Authority that he has an equivalent qualification or that he already possesses all relevant knowledge and experience.

Persons who already possessed a Public Entertainment Licence issued by this Authority at the time of the conversion of that licence into a premises licence will be exempt from this requirement.

Embedded Condition from PEL Schedule:

1. All fire extinguishers shall be examined and tested by a competent person in accordance with British Standards 5306 every six months. The date of such tests shall be clearly marked on the extinguisher or on substantial labels attached thereto.

Annex 2 - Conditions consistent with the operating Schedule

1. A CCTV system shall be installed, recording and maintained in working order and operated at the premises to the satisfaction of Lincolnshire Police, specifically:
 - a) There shall be a minimum of one high resolution camera fitted
 - b) in a weatherproof housing, for external coverage of the entrance.
 - c) There shall be a minimum of one high-resolution colour camera fitted to the public entrance/exit to provide a quality head and shoulder image for facial recognition/identification purposes of all persons entering the premises.
 - d) There shall be sufficient cameras able to cope with the normal operating illumination to reasonably cover all licensed public areas.
 - e) Recordings must be kept for a minimum of 14/31 days and endorsed with the accurate, correct time/date (BST/GMT adjusted).
 - f) The frame rate shall be maintained to a standard whereby any footage produced is of sufficient quality to be of evidential use.
 - g) Police and/or Licensing Officers shall be able on attendance to view playback of any incident without the necessity for download.
 - h) Recordings of incidents at the premises must be provided to the police following lawful request.
 - i) A member of staff should be on the premises at all times they are open to the public who is capable of operating the CCTV system and providing recordings on request. When this is not possible recordings will be provided within 24 hours of the original request
 - j) Recording equipment shall be housed in a secure room/cabinet where access and operation is strictly limited to authorised persons.

2. On every Friday, Saturday and day proceeding a Bank Holiday there shall be a minimum of 2 door supervisors who are registered with the Security Industry Authority on the premises from 21.00 hours until close.
 - a) On any other night door supervisors shall be provided in such numbers as the licence holder considers necessary for the keeping of order on the premises when used for licensable activities.
 - b) A record/log book shall be kept on the premises by the designated premises supervisor of every person employed on the premises as a door supervisor. The records shall contain:
 - i. The door supervisor's name;
 - ii. His/her security industry authority licence number;
 - iii. The time and date he/she commenced and concluded their duty;
 - iv. The door supervisor shall be asked to sign each entry; and
 - v. Each entry shall be retained for a period of no less than 12 months from date of completion.

3. An incident book shall be kept at the premises in which details of crime and /or disorder relating to the premises shall be recorded. The incident book shall contain the following details:
 - i. time, date and location of the incident;
 - ii. nature of the incident;
 - iii. details of persons involved including contact details and descriptions where applicable;
 - iv. result of incident;
 - v. any action taken to prevent further such incidents; and
 - vi. each entry shall be signed by the DPS or other responsible person employed and so

authorised by the DPS

- vii. The incident book shall be made available to Police upon request and each entry shall be retained for a period of 12 months from the date of completion.
4. All drinks shall be supplied in polycarbonate drinking vessels. All drinks supplied in the function room shall be supplied in polycarbonate or plastic drinking vessels unless consumed direct from a bottle.
5. There shall be in place for the premises a written policy to prevent the sale or supply of alcohol to persons under 18 years of age. That policy shall require any person who appears to be under the age of 25 years to produce one of the following forms of identification, which is compliant with the following:
 - a. Full UK Photo Driving Licence
 - b. Passport
 - c. A recognised proof of age card accredited under the Proof of Age Standards Scheme (PASS)

A notice or notices shall be displayed in and at the entrance to the premises where they can be clearly seen and read and shall indicate:

- a. That it is unlawful for persons under 18 to purchase alcohol or for any person to purchase alcohol on behalf of a person under 18 years of age.
- b. That proof of age may be requested at the premises and those accepted means for proof of age listed as above.
6. Apart from the exemption for prearranged functions (as detailed below), no person under the age of 18 shall be permitted on the premises. Exemption - Persons under the age of 18 will be allowed on the premises in the upstairs function room only, on the occasion of any prearranged function / event for recognized family celebrations where under 18's can be reasonably expected to attend.
7. All bookings for private functions shall be recorded in writing and risk assessments that accompany a booking shall be made available to an officer of Lincolnshire Police and an authorised officer of the Licensing Authority on request.
8. The maximum number of persons, including staff, allowed in these premises shall be:

Ground Floor 210
First Floor 110.
9. The premises licence holder shall ensure that an accurate record is kept of the numbers in attendance, including separate numbers for individual rooms and/or levels.
10. There shall be placed at all exits from the premises in a place where they can be seen and easily read by the public, notices requiring customers to leave the premises and the area quietly.

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

None

23/01/2020

Annex 4 - Plans

See attached

Premises Licence Summary



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32UD/B/0142

Premises details

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5 Saltergate

Ordnance survey map reference (if applicable),

Post town

Lincoln

Post code

LN2 1DH

Telephone number

01522 513888

Where the licence is time limited the dates

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- Recorded Music
- Supply of Alcohol

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The Performance of Live Music is licenced to take place Indoors

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The Playing of Recorded Music is licenced to take place Indoors

- Seven Days a Week from 09:00 until 03:00

The Playing of Recorded Music is licenced to take place Outdoors

- Seven Days a Week from 09:00 until 00:00

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

Both on and off Supplies

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

Himesh Patel

35 North Park
Mansfield
Notts
NG18 4PB

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

N/A

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

Ian Hughes

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

Please see conditions (subject to section 145 of the Licensing Act 2003)

23/01/2020