

APPENDIX C

Embedded Conditions:

1. Permitted Hours

Alcohol shall not be sold or supplied except during permitted hours.

Restrictions

The above restrictions do not prohibit:

- d) consumption of alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
- e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of alcohol so ordered;
- f) the sale of alcohol to a trader or club for the purposes of the trade or club;
- g) 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;
- h) the taking of alcohol from the premises by a person residing there; or
- i) 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
- j) 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 alcohol 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.

2. Premises with no children's certificate-

No person under fourteen shall be in the bar of the licensed premises during the permitted hours unless one of the following applies:

- a) He is the child of the holder of the premises licence.
- b) He resides in the premises, but is not employed there.
- c) He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.
- d) The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of alcohol. But an area is not a bar when it is usual for

it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.
Source Section 168,171 and 201 Licensing Act 1964

4. Late Night Refreshment

The Licence may also provide and permit the consumption of late night refreshment for a period of 30 minutes after the permitted hours set out above, and on New Years Eve until 5am on New Years Day.

5. Recorded Music

Premises licensed for the sale and supply of alcohol may provide, at any time, regulated entertainment by the reproduction of wireless, including television broadcast and of public entertainment by way of music and singing only which is provided solely by the reproduction of recorded sound.

Source Section 182 Licensing Act 1964

Supper Hours Certificate

Alcohol may be sold or supplied for one hour following the end of permitted hours and on Christmas day, between 3 p.m. and 7 p.m. to persons taking table meals in the premises in a part of the premises usually set apart for the service of such persons and for consumption by such a person in that part of the premises as an ancillary to his meal. For other purposes or in other parts of the premises the permitted hours shall continue to apply.

Source Section 68 Licensing Act 1964

Variations to Embedded Conditions:

References to hours of sale of alcohol removed where appropriate

Conditions on Justices' Licence:

Conditions '1 – 4' removed as part of variation.



Licence Conditions/Undertakings

Al Duomo, 6/7 Pavilion Buildings, Brighton, East Sussex BN1 1EE

CONDITIONS

1. Sale of intoxicating liquor and other beverages shall be by waiter/waitress service to persons seated at tables and for consumption at those tables, except:
 - a) In that part of 6 Pavilion Buildings shown on the plan as hatched in red where a maximum of 25 persons may be permitted to stand.
 - b) In the basement when it is being operated under the provisions of a special hours certificate.
2. In the basement if the operation of a special hours certificate is intended on any occasion then 48 hours notice in writing to the police will have been given. There shall be a minimum of 3 registered door supervisors on duty and before the premises shall so operate it will have been closed for a minimum of 60 minutes since it was opened as a Cafe Bar under condition 1.
3. There shall always be seating for a minimum of 50 persons in the basement when open.
4. Substantial refreshments shall always be available throughout the whole premises at all times.
5. Sale and supply of intoxicating liquor for consumption off the premises shall be restricted at an area licensed by the Local Authority for use of the public highway as shown on the plan deposited and such area shall be defined by a physical barrier acceptable to the Committee.
6. CCTV and appropriate recording equipment to be installed, operated and maintained to a standard specification following consultation with Sussex Police.
7. Crime prevention measures to be instigated throughout the premises following consultation with the police.
8. Shatterproof drinking receptacles only shall be used outside.
9. The occupant capacity shall not exceed the numbers as recommended from time to time by the Fire Authority.

UNDERTAKINGS 4.12.02

1. To comply with Fire Authorities schedule.

For the prevention of crime and disorder:

The premise will operate a "Challenge 21 Policy" and will only accept as proof of age a passport, a photo driving licence or hologram ID card as issued by the Portman Group.

For public safety:

Glass collectors will be used on club nights.

For the prevention of public nuisance:

Outside areas to be cleared by 23.00 hours

