

LI15_000528

(Variation/transfer ref no. LI21_001574)

Licensing Act 2003 – Premises Licence

The Licensing Authority
 Cornwall Council
 Chy Trevail
 Beacon Technology Park
 Bodmin
 Cornwall
 PL31 2FR
 Tel: 0300 1234 212
 www.cornwall.gov.uk



**PUBLIC
PROTECTION**
 a service of Cornwall Council

Premises licence number**LI15_000528**

(Variation/transfer ref no. LI21_001574)

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

**Walkabout
 The Crescent
 Newquay
 Cornwall
 TR7 1DS**

Premises tel. no. 01637 853000

Where the licence is time limited the dates

Not applicable

Description of premises

A bar selling alcohol, hot and cold non intoxicating beverages and food with facilities for music and dancing with outside terrace and garden areas adjacent to the premises.

Licensable activities authorised by the licence

Exhibition of Films (B)
 Live Music (E)
 Recorded Music (F)
 Performance of Dance (G)
 Anything of a similar description to that falling within (E), (F) or (G)
 Late Night Refreshment (L)
 Supply of Alcohol (M)

The times the licence authorises the carrying out of licensable activities

Exhibition of Films (B) (indoors only)

Monday - Sunday 09:00 - 03:00

Non Standard Timings

An additional hour for when British Summer Time commences.

New Year's Eve from the end of permitted hours to the start of permitted hours New Year's Day.

Extended hours may apply (subject to prior agreement with the Police and Licensing Authority) on the following occasions:-

Rugby World Cup, Football World Cup, International Rugby Touring (i.e. New Zealand, South Africa, Australia), British Lions Rugby Tours (i.e. New Zealand, South Africa, Australia), Football Euro Tournaments, England and Wales World Cup Qualifiers, England and Wales Euro Football Qualifiers, Tri Nations Rugby Tournament (i.e. New Zealand, South Africa, Australia) and Olympic Games.

Live Music (E) (indoors only)

Monday - Saturday 11:00 - 03:00

Sunday 12:00 - 03:00

Non Standard Timings

An additional hour for when British Summer Time commences.

New Year's Eve from the end of permitted hours to the start of permitted hours New Year's Day.

Extended hours may apply (subject to prior agreement with the Police and Licensing Authority) on the following occasions:-

Rugby World Cup, Football World Cup, International Rugby Touring (i.e. New Zealand, South Africa, Australia), British Lions Rugby Tours (i.e. New Zealand, South Africa, Australia), Football Euro Tournaments, England and Wales World Cup Qualifiers, England and Wales Euro Football Qualifiers, Tri Nations Rugby Tournament (i.e. New Zealand, South Africa, Australia) and Olympic Games.

Recorded Music (F) (indoors only)

Monday - Saturday 11:00 - 03:00

Sunday 12:00 - 03:00

Non-Standard Timings

An additional hour for when British Summer Time commences.

New Year's Eve from the end of permitted hours to the start of permitted hours New Year's Day.

Extended hours may apply (subject to prior agreement with the Police and Licensing Authority) on the following occasions:-

Rugby World Cup, Football World Cup, International Rugby Touring (i.e. New Zealand, South Africa, Australia), British Lions Rugby Tours (i.e. New Zealand, South Africa, Australia), Football Euro Tournaments, England and Wales World Cup Qualifiers, England and Wales Euro Football Qualifiers, Tri Nations Rugby Tournament (i.e. New Zealand, South Africa, Australia) and Olympic Games.

Performance of Dance (G) (indoors only)

Monday - Saturday 11:00 - 03:00
 Sunday 12:00 - 03:00

Non Standard Timings

An additional hour for when British Summer Time commences.

New Year's Eve from the end of permitted hours to the start of permitted hours New Year's Day.

Extended hours may apply (subject to prior agreement with the Police and Licensing Authority) on the following occasions:-

Rugby World Cup, Football World Cup, International Rugby Touring (i.e. New Zealand, South Africa, Australia), British Lions Rugby Tours (i.e. New Zealand, South Africa, Australia), Football Euro Tournaments, England and Wales World Cup Qualifiers, England and Wales Euro Football Qualifiers, Tri Nations Rugby Tournament (i.e. New Zealand, South Africa, Australia) and Olympic Games.

Anything of a similar description to that falling within (E), (F) or (G) (indoors only)

Monday - Saturday 11:00 - 03:00
 Sunday 12:00 - 03:00

Non Standard Timings

An additional hour for when British Summer Time commences.

New Year's Eve from the end of permitted hours to the start of permitted hours New Year's Day.

Extended hours may apply (subject to prior agreement with the Police and Licensing Authority) on the following occasions:-

Rugby World Cup, Football World Cup, International Rugby Touring (i.e. New Zealand, South Africa, Australia), British Lions Rugby Tours (i.e. New Zealand, South Africa, Australia), Football Euro Tournaments, England and Wales World Cup Qualifiers, England and Wales Euro Football Qualifiers, Tri Nations Rugby Tournament (i.e. New Zealand, South Africa, Australia) and Olympic Games.

Late Night Refreshment (L) (indoors only)

Monday - Sunday 23:00 - 03:00

Non Standard Timings

An additional hour for when British Summer Time commences.

New Year's Eve 23:00 - 05:00.

Extended hours may apply (subject to prior agreement with the Police and Licensing Authority) on the following occasions:-

Rugby World Cup, Football World Cup, International Rugby Touring (i.e. New Zealand, South Africa, Australia), British Lions Rugby Tours (i.e. New Zealand, South Africa, Australia), Football Euro Tournaments, England and Wales World Cup Qualifiers, England and Wales Euro Football Qualifiers, Tri Nations Rugby Tournament (i.e. New Zealand, South Africa, Australia) and Olympic Games.

Supply of Alcohol (M) (for consumption on and off the premises)

Monday - Sunday 09:00 - 03:00

Non Standard Timings

An additional hour for when British Summer Time commences.

New Year's Eve from the end of permitted hours to the start of permitted hours New Year's Day.

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Extended hours may apply (subject to prior agreement with the Police and Licensing Authority) on the following occasions:-

Rugby World Cup, Football World Cup, International Rugby Touring (i.e. New Zealand, South Africa, Australia), British Lions Rugby Tours (i.e. New Zealand, South Africa, Australia), Football Euro Tournaments, England and Wales World Cup Qualifiers, England and Wales Euro Football Qualifiers, Tri Nations Rugby Tournament (i.e. New Zealand, South Africa, Australia) and Olympic Games.

The opening hours of the premises

Monday - Sunday

09:00 - 03:30

Non Standard Timings

An additional hour for when British Summer Time commences.

New Year's Eve from the end of permitted hours to the start of permitted hours New Year's Day.

Extended hours may apply (subject to prior agreement with the Police and Licensing Authority) on the following occasions: -

Rugby World Cup, Football World Cup, International Rugby Touring (i.e. New Zealand, South Africa, Australia), British Lions Rugby Tours (i.e. New Zealand, South Africa, Australia), Football Euro Tournaments, England and Wales World Cup Qualifiers, England and Wales Euro Football Qualifiers, Tri Nations Rugby Tournament (i.e. New Zealand, South Africa, Australia) and Olympic Games.

Where the licence authorises supplies of alcohol

Alcohol is supplied for consumption on and off the premises

Name and postal address (or registered address if a company) and telephone number of holder of premises licence

Intertain Limited
C/o Stonegate Pub Company Limited
Porter Tun House
500 Capability Green
Luton
LU1 3LS

Home tel. no.

Mobile no.

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

Company Registration Number 06996339

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

Stephanie Patricia Dutton
 11 Tredour Road
 Newquay
 Cornwall
 TR7 2EY

Home tel. no.

Mobile no.

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

Personal licence number: **4312/2**
 Issuing licensing authority: **Birmingham City Council**

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

Restricted only by the Licensing Act 2003

Signed


Allan Hampshire
 Service Director Neighbourhoods and Public Protection

Granted on

29th May 2021

Annex 1 – Mandatory conditions**Films**

1. The admission of children (aged under 18) to the exhibition of any film must be restricted in accordance with the recommendation of the designated film classification body unless section 2. applies.
2. Where the licensing authority notifies the holder of the licence that this subsection applies the admission of children must be restricted in accordance with any recommendation made by the licensing authority.

Alcohol

1. No supply of alcohol may be made under this 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.
3. 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.

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: ½ 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. 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.
8. For the purposes of the condition set out in paragraph 7 –
 - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(a);
 - (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(b).
9. Where the permitted price given by Paragraph (b) of paragraph 8 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.

10. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 8 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.

Door Supervisors

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, the licence must include a condition that 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 that Act.

But nothing in condition 1 above 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).

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).

(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.

Annex 2 – Conditions consistent with the operating schedule

General – all four licensing objectives

1. The garden area will be supervised by members of staff during opening hours.
2. The garden area will not be used after 23:00 hours.
3. There will be no regulated entertainment, late night refreshment or the retail sale of alcohol within the terrace area.

4. The terrace area conditions will apply from 21.00 hours until the premises close to the public.

Prevention of crime and disorder

1. CCTV will be installed both inside and outside the premises in locations agreed with the police and tapes will be retained for such a period of time as is stipulated by the police.

2. Both male and female SIA registered door staff will be employed. Best endeavours will be made to employ at least one female SIA registered door staff while the premises are open to the public.

3. At all times when door supervisors are normally employed within the premises one SIA registered door supervisor will monitor the terrace area. At all other times a member of staff will monitor the terrace area.

Public safety

1. Maximum occupancy figures for the licensed areas are:-
Walkabout Inn - 860 (These numbers shall not be exceeded)

2. The terrace area shall be restricted to 60 persons.

3. Regulated entertainment involving the use of Smoke Machines may be provided at the premises subject to the following conditions:-

- a) All necessary steps shall be taken to safeguard members of the public who are present on the premises
- b) Any further recommendations of the Fire Officer shall be complied with

Prevention of public nuisance

1. All entrance / exit doors (or where there is a lobby arrangement, at least one set of the lobby doors) shall be kept closed at all times except for the purposes of access and egress.

2. The windows of any room / area in which amplified music (live or pre-recorded) is played, shall be kept closed during such entertainment after 21:00 hours.

3. At no time shall levels of music emitted from the premises exceed the levels set out in the table below, at the specified location set out on the plan attached (PEL plan), and measured at a height of 1.2m above ground level using a sound level meter to BSEN60651 standard.

LOCATION ON PLAN OCTAVE BAND L90 ONE MINUTE VALUES

Five minute LA90 dB(A) 6BHZ dB 125HZ dB

A 47 56 46

B 47 53 46

(NB The one minute or five minute value does not necessarily mean a continuous and uninterrupted period of 60 or 300 seconds respectively).

4. Music from within the premises shall not be audible in any neighbouring residential accommodation between the hours of 2300 and 0800 the following day. 1 minute L90 values in the 63 Hz and 125Hz octave bands of 43dB and 40dB respectively at the external façade of such premises due to the emission of music from within the licensed premises shall be deemed inaudible.

5. The emission of plant and machinery noise shall not cause the five-minute L90 (A-weighted) noise level to exceed 47dB(A) at the specified monitoring point set out on the attached plan (PEL plan).

6. The Designated Premises Supervisor will actively promote the prevention of fly posting of advertising literature associated with the premises being affixed onto the highway.

7. Except for access and egress, door and windows shall be kept closed and monitored by the door supervisor / member of staff allocated to the terrace area.

The protection of children from harm

1. The premises will operate a "Challenge 25" policy towards all customers with the only forms of identification acceptable being a passport, photographic driver's licence or a proof of age card, provided it has a PASS accredited hologram. Staff will be trained in the policy. Notices will be displayed at the bar advising customers that they may be required to prove their age before buying alcohol. Should the ID scanner malfunction the police will be informed within 24 hours, with any repair work being undertaken within 30 days of such malfunction being reported to the police.

2. The premises shall fit an ID scanner of a type and in a location taking into account the reasonable requirements of the police.

3. The premises shall use best endeavours to share any data from the ID scanner with the police within 24 hours' notice and will share such data in respect of banned persons with other licensed premises, so far as the law permits.

Adult Entertainment

1. In accordance with information provided on the application for this premises licence, there must be no adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

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

None

Annex 4 – Plans

See attached Licensing Approved Plan.