



Derby City Council

Licensing Team  
Public Protection and Streetpride  
The Council House  
Corporation Street  
Derby  
DE1 2FS

Licensing Act 2003

# Premises Licence

# PL10550749

### Part 1 – Premises Details

#### POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

**Babington Arms**

11-13 Babington Lane Derby DE1 1TA

Telephone 01332 383647

#### WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

#### LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- recorded music
- provision of late night refreshment
- the sale by retail of alcohol

#### THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
F. Recorded music (Indoors)	Sunday	00:00	24:00
	Monday	00:00	24:00
	Tuesday	00:00	24:00
	Wednesday	00:00	24:00
	Thursday	00:00	24:00
	Friday	00:00	24:00
	Saturday	00:00	24:00

Start of permitted hours New Year's Eve until terminal hour New Year's Day.

Terminal hour of 02:00 Christmas Eve and Boxing Day

Additional hour on the terminal hour on 25 January, St David's Day, St Patrick's Day, St George's Day & St Andrew's Day.

Additional 30 minutes on the terminal hour on Thursday preceding Easter & Sundays preceding a Bank Holiday.

From 06:00 until the beginning of the standard hours or until 03:00 as follows: on no more than 15 occasions per calendar year. These extensions for the supply of alcohol can only take place if at least 14 days notice is provided to the Police and the licensing authority and only if the Police give their consent.



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## I. Provision of late night refreshment (Indoors)

Sunday	23:00	00:30
Monday	23:00	00:30
Tuesday	23:00	00:30
Wednesday	23:00	00:30
Thursday	23:00	00:30
Friday	23:00	01:00
Saturday	23:00	01:00

Start of permitted hours New Year's Eve until terminal hour New Year's Day.

Terminal hour of 02:00 Christmas Eve and Boxing Day

Additional hour on the terminal hour on 25 January, St David's Day, St Patrick's Day, St George's Day & St Andrew's Day.

Additional 30 minutes on the terminal hour on Thursday preceding Easter & Sundays preceding a Bank Holiday.

From 06:00 until the beginning of the standard hours or until 03:00 as follows: on no more than 15 occasions per calendar year. These extensions for the supply of alcohol can only take place if at least 14 days notice is provided to the Police and the licensing authority and only if the Police give their consent.

## J. The sale by retail of alcohol for consumption ON & OFF the premises

Sunday	08:00	00:30
Monday	08:00	00:30
Tuesday	08:00	00:30
Wednesday	08:00	00:30
Thursday	08:00	00:30
Friday	08:00	01:00
Saturday	08:00	01:00

Start of permitted hours New Year's Eve until terminal hour New Year's Day.

Terminal hour of 02:00 Christmas Eve and Boxing Day

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## THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Sunday	07:00	01:30
Monday	07:00	01:30
Tuesday	07:00	01:30
Wednesday	07:00	01:30
Thursday	07:00	01:30
Friday	07:00	02:00
Saturday	07:00	02:00

Start of permitted hours New Year's Eve until terminal hour New Year's Day.

Terminal hour of 02:00 Christmas Eve and Boxing Day

Additional hour on the terminal hour on 25 January, St David's Day, St Patrick's Day, St George's Day & St Andrew's Day.

Additional 30 minutes on the terminal hour on Thursday preceding Easter & Sundays preceding a Bank Holiday.

From 06:00 until the beginning of the standard hours or until 03:00 as follows: on no more than 15 occasions per calendar year. These extensions for the supply of alcohol can only take place if at least 14 days notice is provided to the Police and the licensing authority and only if the Police give their consent.

## WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND/OR OFF SUPPLIES

- J The sale by retail of alcohol for consumption ON & OFF the premises



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**Premises Licence**

**Part 2**

**NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE**

J D Wetherspoons Plc

Wetherspoon House Reeds Crescent Watford WD24 4QL  
Telephone: 01923 477777

**REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)**

J D Wetherspoons Plc

01709784

**NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES AUTHORISES THE SUPPLY OF ALCOHOL**

Amber Ward

**PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY THE DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL**

Licence No: 10/01595/PELIC

Issued by: Amber Valley Borough Council



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### ANNEXES

#### ANNEX 1 – MANDATORY CONDITIONS

##### S.19 Licensing Act 2003

(1) Where a premises licence authorises the supply of alcohol, the licence must include the following conditions.

(2) 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.

(3) 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.

##### The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2014

1. (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



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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



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(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.”

### **The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2014**

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 — P is the permitted price,

(ii) D is the rate 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



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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.

### **S.21 Licensing Act 2003**

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.

(2) But nothing in subsection (1) requires such a condition to be imposed—





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(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 which is licensable conduct for the purposes of that Act (see section 3(2) of that Act) 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.

### **ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE**

#### **EMBEDDED RESTRICTIONS**

“All conditions and restrictions under the Licensing Act 1964 and any other relevant statute Instrument applicable to the Licence or Licences which this Licence replaces including any reproduced below are preserved as conditions attached to this Licence”.

1. There will be an agreed capacity that will be clearly set out in notices on the premises.
2. There will be video surveillance camera located in the entrance to the premises and that films would be kept at all times that the premises were opened for licensed business, and that the films would be kept for a period of at least 7 days and would be available for inspection and retention on demand by an authorised officer or a police officer.
3. The premises licence holder will use all reasonable endeavours to ensure no vertical



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drinking takes place in any external pavement café area for which a pavement licence granted by Derby City Council is in force.

4. At least one member of staff, as part of their duties, shall be allocated the responsibility of adequately supervising the external pavement cafe area by the premises licence holder when it is in use.
5. Where a CCTV system exists, this shall be extended to cover the proposed external area and all images will be recorded and retained as per written recommendations of the Police Crime Reduction Officer.
6. All empty glassware and bottles will be regularly cleared away from the outside area by a member of staff.
7. The premises licence holder will use all reasonable endeavours to prevent open containers of alcohol being taken from the premises other than for consumption in any external pavement café area for which a pavement licence granted by Derby City Council is in force.

### **ANNEX 3 - CONDITIONS SET BY LICENSING SUB-COMMITTEE**

8. All door supervisors must display their name badges and carry proof of registration at all times.
9. You must:
  - keep a written record of the name and registration number of all Door Supervisors in attendance on any given date;
  - keep details of all serious incidents identifying the Door Supervisors involved;
  - keep this record on the Premises at all times and for at least 2 years; and
  - show it to an Authorised Officer if they ask to see it.
10. You must ensure that Door Supervisors are not intoxicated when they are on duty and that they do not consume alcohol or any other intoxication substance while they are on duty.
11. You must install and maintain a CCTV system in good working order on the premises. The system must be operated at all times when the premises are open to the public. All



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recordings must be shown to an authorised officer or Police Officer upon request.

12. You must make adequate arrangements to enable the safe evacuation of disabled people in the event of an emergency. You must ensure that sufficient notice is given to make people aware of these arrangements.
13. You must ensure that all escape routes and exits including external exits are kept unobstructed, in good order with non slippery and even surfaces free of trip hazards and are clearly identified.
14. You must ensure that internal gangways are kept unobstructed.
15. You must ensure all exit doors are easily opened without the use of a key card, code or similar means.
16. You must ensure doors at such exits are regularly checked to ensure that they function satisfactorily and that a record of the checks is kept.
17. You must remove removable security fastenings from exit doors and escape routes whenever the premises are open to the public or occupied by staff.
18. All fire doors must be maintained effectively, self closing and shall not be held open other than by approved devices.
19. Fire resisting doors to ducts, service shafts and cupboards shall be kept locked.
20. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
21. Safety checks must be carried out before the admission of the public and details of such checks must be kept in a logbook.
22. All hangings, curtains, and temporary decorations must be maintained in a flame retardant condition.
23. You must ensure that notices detailing the action to be taken in the event of fire or other



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emergency, including how the fire brigade should be summoned, are prominently displayed and protected from damage and deterioration.

24. You must call the fire brigade immediately if there is a fire, how ever slight, and details must be recorded in a fire logbook.
25. Access for emergency vehicles must be kept clear and free from obstruction.
26. An adequate and appropriate supply of first aid equipment and materials must be available on the premises.
27. If necessary you must ensure that at least one suitably trained first aider shall be on duty when the public are present, and if more than one suitably trained first aider is required, their respective duties must be clearly defined.
28. Temporary electrical wiring and distribution systems must not be provided without either notification to the licensing authority at least ten days before commencement of the work or prior inspection by a suitably qualified electrician.
29. Temporary electrical wiring and distribution systems shall comply with the recommendations of BS7671 or where applicable BS7909 and if they have not been installed by a competent person, such systems must be inspected and certified by a competent person before they are put to use.
30. Noise from the Premises must not unreasonably disturb other people.
31. Refuse, such as bottles, shall not be placed into receptacles outside the premises between 23:00-07:00 in order to minimise the disturbance to nearby properties.
32. You shall comply with the Portman Group retailer alert bulletin.
33. Children will be allowed into the premises until 21:00 Sunday to Thursday and 19:00 Friday – Saturday. On all days the last order for children's food will be 1 hour before the terminal hour.

### **ANNEX 4 – PLANS**

As per application



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## Premises Details

### POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

#### Babington Arms

11-13 Babington Lane Derby DE1 1TA

Telephone 01332 383647

### WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

### LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- recorded music
- provision of late night refreshment
- the sale by retail of alcohol

### THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
F. Recorded music (Indoors)	Sunday	00:00	24:00
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Start of permitted hours New Year's Eve until terminal hour New Year's Day.

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Additional hour on the terminal hour on 25 January, St David's Day, St Patrick's Day, St George's Day & St Andrew's Day.

Additional 30 minutes on the terminal hour on Thursday preceding Easter & Sundays preceding a Bank Holiday.

From 06:00 until the beginning of the standard hours or until 03:00 as follows: on no more than 15 occasions per calendar year. These extensions for the supply of alcohol can only take place if at least 14 days notice is provided to the Police and the licensing authority and only if the Police give their consent.



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Sunday	23:00	00:30
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**J. The sale by retail of alcohol for consumption ON and OFF the premises**

Sunday	08:00	00:30
Monday	08:00	00:30
Tuesday	08:00	00:30
Wednesday	08:00	00:30
Thursday	08:00	00:30
Friday	08:00	01:00
Saturday	08:00	01:00

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## THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Sunday	07:00	01:30
Monday	07:00	01:30
Tuesday	07:00	01:30
Wednesday	07:00	01:30
Thursday	07:00	01:30
Friday	07:00	02:00
Saturday	07:00	02:00

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## WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND/OR OFF SUPPLIES

- J The sale by retail of alcohol for consumption On & OFF the premises

## NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

J D Wetherspoons Plc  
Wetherspoon House Reeds Crescent Watford WD24 4QL  
Telephone: 01923 477777

## REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

J D Wetherspoons Plc 01709784

## NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES AUTHORISES THE SUPPLY OF ALCOHOL

Amber Ward





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**STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED**

Children will be allowed into the premises until 21:00 Sunday to Thursday and 19:00 Friday – Saturday. On all days the last order for children's food will be 1 hour before the terminal hour.

**Premises Licence Issued 23 February 2023**

A handwritten signature in black ink, appearing to read 'S. Harris'.

**Signature of Authorised Officer**

