



St Helens Borough Council  
Licensing and Land Charges  
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# Premises Licence

# PL0292

<b>Premises Licence Number</b>	<b>PL0292</b>
<b>Online Licence Reference</b>	<b>24/LAPL10/101232</b>
<b>Date of Initial Grant</b>	<b>03/11/2005</b>
<b>Date Most Recent Licence Updated</b>	<b>02.02.2024</b>

## Part 1 – Premises Details

<b>Postal Address of Premises, or if None, Ordinance Survey Map Reference or Description</b>
<b>Bar 44</b> 44 - 46 Westfield Street, St Helens, St Helens, WA10 1QF
Telephone: <b>01744 752637</b>

<b>Where The Licence Is Time Limited The Dates</b>
<b>Not Applicable</b>

<b>Licensable Activities Authorised By The Licence</b>
Performance of Dance
Exhibition of Film
Indoor Sporting Event
Performance of Live Music
Playing of Recorded Music
Entertainment of a similar description
Late Night Refreshment
Sale of Alcohol

<b>The Times The Licence Authorises The Carrying Out Of Licensable Activities</b>			
<b>Activity</b>	<b>Description</b>	<b>Time From</b>	<b>Time To</b>
Performance of Dance (Indoors)	New Years Eve/Day (continuous) Monday to Sunday incl	10:00 10:00	10:00 03:15
Exhibition of Film (Indoors)	New Years Eve/Day (continuous) Monday to Sunday incl	10:00 10:00	10:00 03:15
Indoor Sporting Event (Indoors)	New Years Eve/Day (continuous) Monday to Sunday incl	10:00 10:00	10:00 03:15
Performance of Live Music (Indoors)	New Years Eve/Day (continuous) Monday to Sunday incl	10:00 10:00	10:00 03:15

**Issued by:**

Licensing & Land Charges Team, St Helens Town Hall, Victoria Square, St Helens, WA10 1HP  
<https://www.sthelens.gov.uk/licensing>

Playing of Recorded Music (Indoors)	New Years Eve/Day (continuous) Monday to Sunday incl	10:00 10:00	10:00 03:15
Entertainment of a similar description (Indoors)	New Years Eve/Day (continuous) Monday to Sunday incl	10:00 10:00	10:00 03:15
Late Night Refreshment (Indoors)	New Years Eve/Day (continuous) Monday to Sunday incl	23:30 23:30	05:00 03:30
Sale of Alcohol	New Years Eve/Day (continuous) Monday to Sunday incl	10:00 10:00	10:00 03:00

<b>The Opening Hours of The Premises</b>		
Monday to Sunday Inc.	10:00	03:30

<b>Where The Licence Authorises Supplies of Alcohol Whether These Are On And or off Supplies</b>
Alcohol is supplied for consumption both ON and OFF the Premises

**Part 2**

<b>Name, (registered) Address, Telephone Number And Email (where relevant) of Holder of Premises Licence</b>
MTJ Group Ltd 122 - 126 Bridge Street, Warrington, WA1 2RU

<b>Registered Number Of Holder, For Example Company Number, Charity Number (where Applicable)</b>
14453723

<b>Name, Address And Telephone Number of Designated Premises Supervisor Where The Premises Licence Authorises The Supply Of Alcohol</b>
Miss Kate Croft [REDACTED]

<b>Personal Licence Number And Issuing Authority of Personal Licence Held By Designated Premises Supervisor Where The Premises Licence Authorises For The Supply of Alcohol</b>
Licence Number: WBC/PL3014 Issued By: Warrington

## Annexes

### ANNEX 1 – MANDATORY CONDITIONS

The undermentioned extract from the Licensing Act 2003 (as amended) gives details of Sections 19, 19A, 20 and 21, being the mandatory conditions applicable to ALL Premises Licences granted by the Licensing Authority:

#### **Section 19. Mandatory conditions where licence authorises supply of alcohol**

- (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.
- (4) The other conditions are any conditions specified in an order under section 19A and applicable to the premises licence.

#### **Section 19A. Power of Secretary of State to impose section 19(4) mandatory conditions**

- (1) The Secretary of State may by order specify conditions relating to the supply of alcohol and applicable to all relevant premises licences or relevant premises licences of a particular description if the Secretary of State considers it appropriate to do so for the promotion of the licensing objectives.
- (2) The number of conditions in force by virtue of subsection (1) in relation to all relevant premises licences and the number of conditions in force by virtue of that subsection in relation to relevant premises licences of particular descriptions must not (when added together) exceed at any time nine.
- (3) An order under subsection (1) may—
  - (a) Relate to existing or future relevant premises licences,
  - (b) Specify conditions which involve, or consist of, the exercise of a discretion by any person.
- (4) Any conditions specified by an order under subsection (1) in relation to existing relevant premises licences are to be treated as—
  - (a) included in those licences from the coming into force of the order, and
  - (b) Overriding any conditions already included in those licences (“the existing conditions”) so far as they are—
    - (i) Identical to the existing conditions, or
    - (ii) Inconsistent with, and more onerous than, the existing conditions.
- (5) Any conditions included, or treated as included, in relevant premises licences by virtue of section 19(4) and this section cease to have effect so far as they cease to be specified under this section in relation to those licences.
- (6) Any conditions treated as mentioned in subsection (4)(b) cease to be so treated so far as they cease to be specified under this section in relation to the relevant premises licences concerned.
- (7) So far as conditions cease to be treated as mentioned in subsection (4) (b), the existing conditions revive.
- (8) Subsections (5) to (7) are subject to any alternative transitional or saving provision made by the order revoking the specification.
- (9) In this section—

“existing relevant premises licence”, in relation to an order, means a relevant premises licence granted before the coming into force of the order and in effect, or capable of having effect, on its coming into force,  
“future relevant premises licence”, in relation to an order, means a relevant premises licence granted on or after the coming into force of the order,  
“relevant premises licence” means a premises licence authorising the supply of alcohol.

## **Section 20. Mandatory condition: exhibition of films**

- (1) Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.
- (2) Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation made by that body.
- (3) Where—
- (a) The film classification body is not specified in the licence, or
- (b) The relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question; admission of children must be restricted in accordance with any recommendation made by that licensing authority.
- (4) In this section—

“Children” means persons aged under 18; and

“Film classification body” means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c. 39) (authority to determine suitability of video works for classification).

## **Section 21. Mandatory condition: door supervision**

- (1) 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—
- (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.

## **The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010**

The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 came into force on 6th April 2010 (as amended 1<sup>st</sup> October 2014) and specifies further mandatory licensing conditions:

Conditions 1, 3 and 5 do not apply to premises licences where it authorises only the sale by retail off the premises.

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 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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

(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) Provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on—

(i) The outcome of a race, competition or other event or process, or

(ii) The likelihood of anything occurring or not occurring;

(e) 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.

2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

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

4. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(2) 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 a holographic mark or an ultraviolet feature.

5. 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; 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.

The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2014 came into force on 6th April 2014 and specifies the further mandatory licensing condition:

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 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 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.

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

### **General Licensing Objectives**

Approved operating schedule below as submitted on 01/08/2005 as part of the premise licence conversion and variation application.

The maximum permitted capacity (including staff) for the ground floor is 300 persons only, and for the first floor 220 persons only.

### **Prevention of Crime and Disorder Objectives**

A 60 minute wind down period will allow a staggered departure from the premises of customers. Zero tolerance on drugs, and an in house drugs policy in place. All staff are trained in drug awareness. Staff to be vigilant as customers

depart premises to ensure no problems arise. CCTV in operation (recorded on hard drive) door staff SIA registered are in operation at all times when entertainment is available. Staff training is of paramount importance in vigilance re drugs and disorders. Floorwalkers in operation to help reduce risks i.e. regular removal of glasses, bottles etc. Immediate removal of any breakages to reduce any risk of injury.

### **Public Safety Objectives**

Health and safety poster, fire procedures poster, accident/incident book, first aid kit, fire alarm, smoke/heat detectors, fire extinguishers/blanket maintenance certificate, gas and electricity safety certificate, fire and workplace risk assessment, signs with regards to the street ban on bottles/glasses are all in place. Health and safety premises audits and fire alarm/emergency lighting audits are carried out. All areas to be cleared of bottles/glasses on a regular basis. Entrances/exits to be kept clear at all times, in case of emergency. Staff to conduct a walkthrough at regular intervals to monitor all areas to ensure no problems arise.

### **Prevention of Public Nuisance Objectives**

Staff vigilance at closing times. All music to cease 30 mins before close. Door staff in operation at all times entertainment is available. ( SIA registered) A incident log is kept and available for police to inspect at all times.

### **Protection of Children from Harm**

Proof of age training on all staff. All recognised proof of age cards accepted e.g. passport Portman group, photo driving licence. House rules relating to children i.e. supervision and times permitted on premises to be responsibility of DPS.

The following conditions is attached following an application to vary the premises licence received 06/03/2012.

For all existing licensable activities authorised on the premises licence on no more than 12 times per calendar year the premises will trade from 03.00hrs to 05.00hrs.

Written notification of details of the date of the event and brief details of the event will be given in writing or email to St. Helens Police Licensing Unit and St. Helens Council Licensing Unit 10 clear working days prior to the date of event.

Each event will operate with the following conditions:

- 1)Minimum of 6 SIA registered door supervisors on duty at 02.30hrs.
- 2)No entry policy after 04.00hrs (management discretion)
- 3)Maximum of 499 persons (including staff).
- 4)A form of counting control systems by way of a clicker or an appropriate footfall monitor is used in order that the number of persons in the premises does not exceed 499.
- 5)Conditions of existing premises licence and operating schedule.
- 6)Premises to cease trading at 05.00hrs.

Conditions 1 to 6 would also apply to the extended hours for all licensable activities until the premises ceases trading on New Years Eve/New Years Day.

Following the Minor Variation application received 20/05/2015 the following conditions are added.

The minor variation will only have affect for the event known as 'West Fest' for one Sunday in the month of June each year between the hours of 10.00hrs and 19.00hrs.

The premises licence holder or DPS will give 3 months advanced notice in writing to Merseyside Police Licensing Unit and St. Helens Council Licensing Unit of the event date detailing their intention to take part in the event.

### **ANNEX 3 – CONDITIONS ATTACHED AFTER A HEARING**

None Identified.

### **ANNEX 4 – AUTHORISED PLANS**

Approved plan attached as submitted on 27/11/2017

