



**RUSHMOOR**  
BOROUGH COUNCIL

# PREMISES LICENCE

## Licensing Act 2003

### Part 1 – Premises Details

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

<b>Address:</b>	9A – 11A High Street Aldershot Hampshire GU11 1BH	<b>Map Ref (E):</b>	486144
		<b>Map Ref (N):</b>	150801
		<b>UPRN:</b>	100060529975
<b>Telephone</b>	Not Known		

#### Where the licence is time limited the dates

- This licence is **NOT** time limited

#### Licensable activities authorised by the licence

- (1) The sale by retail of alcohol;
- (2) The exhibition of films (Nepalese movies and documentary only) (indoors only);
- (3) The provision of regulated entertainment by way of live music (indoors only);
- (4) The provision of regulated entertainment by way of recorded music;
- (5) The performance of dance (Nepalese Cultural dance only) (indoors only);
- (6) The provision of late night refreshment (by way of restaurant meals only) (indoors only).

## Times the licence authorises the carrying out of licensable activities

- (1) The sale by retail of alcohol:
  - On Monday's to Thursday's – 12:00pm to 23:00pm;
  - On Friday's, Saturday's and Sunday's – 12:00pm to 23:30pm;
  - On New Years Eve and on Bank Holiday Monday's – 12:00pm to 01:00am the following day.
- (2) The exhibition of films:
  - On Monday's – 11:00am to 22:30pm;
  - On Friday's and Saturday's – 11:00am to 23:30pm;
  - On Sunday's – 11:00am to 23:00pm.
- (3) The performance of live music:
  - On Monday's to Wednesday's – 19:00pm to 22:30pm;
  - On Thursday's and Sunday's – 19:00pm to 23:00pm;
  - On Friday's and Saturday's – 19:00pm to 23:30pm;
  - On New Years Eve and Bank Holiday Monday's – 19:00 to 00:30am the following day.
- (4) The playing of recorded music:
  - On Monday's to Thursday's – 12:30pm to 23:00pm;
  - On Friday's, Saturday's and Sunday's – 12:30pm to 23:30pm;
- (5) The performance of dance:
  - On Sunday's, Monday's and Thursday's – 14:00pm to 23:00pm;
  - On Friday's and Saturday's – 14:00pm to 23:30pm
  - On New Years Eve and Bank Holiday Monday's – 19:00 to 00:30am the following day.
- (6) The provision of late night refreshment:
  - On Saturday's – 23:00pm to 00:00midnight
  - On Sunday's – 23:00pm to 23:30pm

## The opening hours of the premises

- (1) On any day – 12:00noon to 15:00pm
- (2) On Monday's to Thursday's 17:30pm to 23:00pm
- (3) On Friday's and Saturday's 17:30pm to 24:00midnight
- (4) On Sunday's – 17:30pm to 23:30pm
- (5) On New Years Eve and on Bank Holiday Monday's – 17:30pm to 01:15am the following day

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

- Alcohol may be sold / supplied for consumption **ON** the premises **ONLY**.

## Part 2

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

**Name:** Machha Limited  
**Address:** 9 Sandhill  
Farnborough  
Hampshire  
GU14 8EW  
**Telephone:**  
**Email:** Not known

### Registered number of holder, e.g. company number, charity number (where applicable)

➤ 10663123

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

**Name:** Mr Sherbahadur Sunar  
**Address:**  
**Telephone:**  
**Email:** Not known

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

**Personal licence number:** 05/00673/LAPER2  
**Issuing authority:** Rushmoor Borough Council

Granted by Rushmoor Borough Council, as licensing authority pursuant to the Licensing Act 2003 and regulations made thereunder

Date Licence Granted: 10<sup>th</sup> January 2008  
Date Licence Effective: 10<sup>th</sup> January 2008  
Date Last Modified: 24<sup>th</sup> April 2017  
(On Transfer)

SIGNED on behalf of the  
Head of Environmental Health and Housing Services  
(Authorised Officer)

**Annex 1 – Mandatory conditions**

- (1) No supply of alcohol may be made under the premises licence:-
  - (i) at a time when there is no designated premises supervisor in respect of the premises licence, or
  - (ii) at a time when the designated premises supervisor does not hold a personal licence or his/her 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)
  - (i) 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.
  - (ii) 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.
  - (iii) 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.
- (4) 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. For the purposes of this condition –
  - (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) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
  - (f) Where the permitted price given by Paragraph (b) would (apart from the 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.
  - (g) Paragraph (b)(ii) applies where the permitted price given by Paragraph (b) 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.
  - (h) 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.
- (5) (i) 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.
- (ii) 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).
- (6) The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- (7) 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.
- (8)
- (i) In respect of the exhibition of films, the admission of children (i.e. anyone aged under 18) must be restricted in accordance with any recommendation(s) made by the film classification body specified (as designated by S4 of the Video Recordings Act 1984 - the British Board of Film Classification).
  - (ii) Where a film classification body is not specified, the admission of children must be restricted in accordance with any recommendation(s) made by the licensing authority.

**Annex 2 – Conditions consistent with the Operating Schedule**

- (1) No licensable activities shall be undertaken except during permitted hours.
- (2)
  - (i) The premises to which this licence relates shall only be operated as a restaurant.
  - (ii) Alcohol may be supplied on the premises only to persons who are taking table meals there, or who have a booking and are waiting to do so.
- (3) The premises shall, at all times licensable activities are being undertaken, be under the personal supervision of the premises licence holders.
- (4) The licence holder shall ensure that children are not permitted to enter or remain on the premises at any time, unless they are accompanied by a parent or guardian.
- (5) The Designated Premises Supervisor, manager or other suitable representative of the premises shall actively participate in any local pubwatch scheme.
- (6) Except for access and egress, all external windows and doors to the premises shall be closed and kept closed between 20:00pm and the end of opening hours on any day. Staff shall actively enforce this and check all windows and doors regularly.
- (7)
  - (i) Except of access and egress, the rear internal door of the premises shall be closed and kept closed at all times.
  - (ii) This door shall be fitted with a suitable self closing device, which must be adequately maintained in good working order at all times.
  - (iii) This door shall not be allowed to be obstructed or otherwise propped open at any times whilst licensable activities take place.
- (8)
  - (i) Notwithstanding the above, the licence holder or nominated representative(s) shall carry out a regular noise assessment of the area adjacent to the premises.
  - (ii) Noise assessments shall take place on all sides of the premises at the boundary of the nearest residential premises, and if audible, steps shall be taken to reduce noise from the premises to a level where noise is no longer audible at the monitoring points.
  - (iii) As a minimum, noise assessments shall be undertaken at half-hourly intervals starting from 21:00pm.



- (iv) Written records of these assessments and any remedial action taken should be kept and made available to either the local authority or the Licensing Authority when requested.
- (9)
  - (i) A suitable noise complaints procedure must be established and be in operation at the premises (e.g. all staff must be familiar with the complaints procedure and any complaint(s) made in respect of the premises, its customers, staff and/or the activities carried on there must be investigated and remedied as soon as, and, so far as is reasonably practicable to prevent public nuisance).
  - (ii) Suitable written records (e.g. the nature of any complaint(s), action(s) taken in response, the date(s) and time(s) when any complaint was made, together with the name of the person(s) who handled the complaint) must be kept and made available to officers of Rushmoor Borough Council on request.
- (10) Suitable, prominent, clear and legible notices shall be located at all exits of the premises requesting patrons and staff to leave the premises and area quietly.
- (11) Disposal of refuse such as waste bottles into external receptacles, where the noise may be audible to neighbouring properties, shall not occur between 23:00pm and 08:00am.
- (12)
  - (i) The two central ventilation ducts leading directly through the roof shall be suitably stopped or sealed so as to prevent noise escaping through these ducts.
  - (ii) In support of the above, the premises shall be provided with a suitable and sufficient air conditioning system.
- (13)
  - (i) Suitable, prominent, clear and legible notices shall be located within the premises requesting patrons to dispose of litter responsibly, including waste arising from smoking activities.
  - (ii) The licence holder shall provide suitable and sufficient receptacles within the premises and at the entrance to the premises for this purpose.
- (14) The area in the immediate vicinity of the premises shall be cleared of litter on a regular basis and always at the close of business.
- (15) All employees and staff shall be made aware of the conditions of this licence by a mechanism in writing.

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

- (1)
  - (i) Any sound passed through a sound amplification system shall be played through a suitable sound-limiting device.
  - (ii) The sound-limiting device referred to above shall be set up by a competent person (i.e. professional installer of such equipment).
  - (iii) The limiting device shall be set at a level that ensures that the sound level output from any amplified sound arising on the premises is inaudible at the boundary of the nearest residential premises on all sides of the licensed premises.
  - (iv) The sound level output of this device shall be set at a level to be agreed by the licence holder and an authorised officer of the local authority and, once set, shall not be altered, amended or changed.
- (2)
  - (i) Except of access and egress, the rear internal door of the premises shall be closed and kept closed at all times.
  - (ii) This door shall be fitted with a suitable self closing device, which must be adequately maintained in good working order at all times.
  - (iii) This door shall not be allowed to be obstructed or otherwise propped open at any times whilst licensable activities take place.
- (3) All speakers and other such amplification equipment shall be placed on suitable and sufficient anti-vibration mountings using 10mm neoprene when in use.

## Annex 4 – Plans

This licence permits the licensable activities stated at the premises addressed above and outlined below in accordance with the plan(s) attached and marked 17/00302/LAPRET – 12.



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