



Licensing Act 2003 Premises Licence Number: WS/PRL/1037

(Walsall Council reference WK/202111181)

Part 1 – Premises details

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

Lexx Jerkz Bar and Grill
75 Bridge Street
Walsall
WS1 1JQ

Telephone number of premises

01922 276161

Where the licence is time limited the dates

The licence is not time limited

Subject to the conditions set out in this licence and its annexes, the following licensable activities are licensed:

Live Music
Recorded Music
Late Night Refreshment
Alcohol Sales

The times the licence authorises the carrying out of licensable activities

Live Music, Recorded Music, Alcohol Sales

Monday to Sunday 11:00 – 04:00

Late Night Refreshment

Monday to Sunday 23:00 – 04:00

Plus non-standard timings as detailed in the Operating Schedule (Annex 2).

The opening hours of the premises

Monday to Sunday 11:00 – 04:30

Plus non-standard timings as detailed in the Operating Schedule (Annex 2).

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

Only "On"

Part 2 – Details of Licence Holder

Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence

Lexx Jerkz Ltd
75 Bridge Street
Walsall
West Midlands
WS1 1JQ

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

12451486

Part 3 – Details of Designated Premises Supervisor

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

Melanie Jordan

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

Personal Licence Number – PER3708
Licensing Authority - Wolverhampton City Council

Part 4 – Licence approval

Approved on behalf of Walsall Metropolitan Borough Council



David Elrington
Regulatory Services Manager

Effective from: 05 August 2021 (*Original licence: 11 July 2015*)

Annex 1 - Mandatory conditions

The following conditions apply where relevant:

Conditions that apply to the sale of Alcohol:

No supply of alcohol may be made under this licence;

- (a) At a time when there is no Designated Premises Supervisor in respect of this licence, or
- (b) at a time when the Designated Premises Supervisor does not hold a personal Licence or his/her personal licence is suspended

Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.

Conditions that apply to Security:

Each individual at the premises in order to carry out security activity must be licensed by the Security Industry Authority (SIA).

Conditions that apply to the exhibition of films:

Where a film classification body has specified that the exhibition of a film is restricted, the admission of children to the film must be restricted in accordance with the recommendations of that body.

Mandatory Licensing Conditions (Amendment) 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 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
 - (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.”

Mandatory Licensing Conditions Order 2014

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.

1. In this condition:—

- (a) “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;
- (b) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (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
 - (ii) 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.

2. Where the permitted price would not be a whole number of pennies, the permitted price shall be taken to be the price rounded up to the nearest penny.

3. Where the permitted price 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, 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

Live Music Indoors and Outdoors			
Day	Start	Finish	<u>Non-standard Timings</u>
Mon	11:00	04:00	An additional hour each Sunday and Monday of each Bank Holiday Weekend, Christmas Eve and Christmas Day. New Year's Eve – From the end of permitted hour on New Year's Eve to the start of permitted hour on New Year's Day.
Tues	11:00	04:00	
Wed	11:00	04:00	
Thurs	11:00	04:00	
Fri	11:00	04:00	
Sat	11:00	04:00	
Sun	11:00	04:00	

Recorded Music Indoors and Outdoors			
Day	Start	Finish	<u>Non-standard Timings</u>
Mon	11:00	04:00	An additional hour each Sunday and Monday of each Bank Holiday Weekend, Christmas Eve and Christmas Day. New Year's Eve – From the end of permitted hour on New Year's Eve to the start of permitted hour on New Year's Day.
Tues	11:00	04:00	
Wed	11:00	04:00	
Thurs	11:00	04:00	
Fri	11:00	04:00	
Sat	11:00	04:00	
Sun	11:00	04:00	

Late Night Refreshment Indoors and Outdoors			
Day	Start	Finish	<u>Non-standard Timings</u>
Mon	23:00	04:00	An additional hour each Sunday and Monday of each Bank Holiday Weekend, Christmas Eve and Christmas Day. New Year's Eve – From the end of permitted hour on New Year's Eve to the start of permitted hour on New Year's Day.
Tues	23:00	04:00	
Wed	23:00	04:00	
Thurs	23:00	04:00	
Fri	23:00	04:00	
Sat	23:00	04:00	
Sun	23:00	04:00	

Alcohol Sales On the Premises			
Day	Start	Finish	<u>Non-standard Timings</u>
Mon	11:00	04:00	An additional hour each Sunday and Monday of each Bank Holiday Weekend, Christmas Eve and Christmas Day. New Year's Eve – From the end of permitted hour on New Year's Eve to the start of permitted hour on New Year's Day.
Tues	11:00	04:00	
Wed	11:00	04:00	
Thurs	11:00	04:00	
Fri	11:00	04:00	
Sat	11:00	04:00	
Sun	11:00	04:00	

Opening Hours			
Day	Start	Finish	Non-standard Timings
Mon	11:00	04:30	An additional hour each Sunday and Monday of each Bank Holiday Weekend, Christmas Eve and Christmas Day. New Year's Eve – From the end of permitted hour on New Year's Eve to the start of permitted hour on New Year's Day.
Tues	11:00	04:30	
Wed	11:00	04:30	
Thurs	11:00	04:30	
Fri	11:00	04:30	
Sat	11:00	04:30	
Sun	11:00	04:30	

The following adult entertainment or services, activities or other matters ancillary to the use of the premises that might give rise to concern in respect of children have been highlighted by the applicant:

None

Conditions volunteered by the applicant in order to promote the licensing objectives:

(a) General – all four licensing objectives

The licence holder will have strong management controls and effective training of all staff so that they are aware of the premises license, general licensing regulations, fire regulations and the requirements to meet the four licensing objectives with particular attention to:

- Not selling of alcohol to underage people
 - No drunk and disorderly behaviour on the premises area
 - Being vigilance in preventing the use and sale of illegal drugs.
 - Ensuring there no violent and anti-social behaviour
 - Ensuring there no harm to children
- A minimum of 1 SIA registered door supervisors shall be employed at the premises between 22.00 and 00:00 on any night the premises are open until 04.30.
 - A minimum of 2 SIA registered door supervisors shall be employed at the premises between 00.00 and closing on any night the premises are open until 04.30.
 - Designated premises supervisor is responsible for the day-to-day control of the premises, provide good training for staff on the Licensing Act (Training Record), and to make or authorize each sale of alcohol.

(b) The prevention of crime and disorder

CCTV System installed to monitor entrances, exits, and other parts of the premises in order to address the prevention of crime objective and as agreed by the West Midlands Police. CCTV System installed to monitor entrances, exits, and other parts of the premises in order to address the prevention of crime objective. The CCTV:

- Will be operational and working at all times
 - Will have the time and dates visible and correct at all times
 - Will be made available upon reasonable request to registered authority
 - Images will be stored for a minimum of 28 days
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- Staff will be given on-going training including identification of anti-social or unusual behaviour. Written training records will be kept for all staff and will be made available to any of the responsible authorities on request. Training will take place, when a need is identified or a change in legislation. Training records will be kept for 12 months and available for inspection by any registered authorities.
 - Staff will be well trained in asking customers to use premises in an orderly and respectful manner and also be given ongoing training including identification of anti-social or unusual behaviour.
 - An incident and refusals register will be kept and maintained at the premises to register and record all incidents that occur.
 - A clear and legible notice will be displayed outside the premises indicating the normal hours under the terms of the premises licence during which licensable activities are permitted.
 - Alcohol will not be sold to drunk or intoxicated customers.

(c) Public safety

- Management to provide suitable and sufficient written Health & Safety risk assessments together with Fire Risk Assessments.
- A member of staff will be trained in First aid.
- Electric, gas and relevant equipment are to be checked and maintained in working order and tested annually.

(d) The prevention of public nuisance

- If SIA registered Security staff are used after midnight, they will oversee customers arriving or departing the premises and not allow anti-social behaviour by individuals or groups.
- The Designated Premises Supervisor will provide responsible management at all times.
- The Noise from the premises will be monitored so as not to become a public nuisance.
- An incident register will be kept on the premises and made available at all times.
- The disposal of empties and bottles will not be done after 23:00 hours or before 07:00 hours.
- No bottles or glasses are to be taken from the premises onto the street area.
- The designated premises supervisor is to be vigilant around any litter issues, clearing where necessary.

(e) The protection of children from harm

- The premises will adopt the 'Challenge 25' or similar policy as proof of age scheme to be in operation during licensed hours.
- There will be a provision of sufficient staff to protect children from harm with training on appropriate behaviour.
- The premises will operate and run a 'Challenge 25' policy, recording all refusals in the register. Signs will be posted in prominent positions.

Conditions agreed by the applicant following mediation

Conditions were agreed with West Midlands Police on 13 September 2019:

The prevention of crime and disorder

- Recordable CCTV will be installed and operative inside and outside the premises, all images will be maintained for a period of 28 days and made available to the Police or local authority officers upon request or within 24 hours of such a request. The CCTV will be set correctly to BST and GMT times, with sufficient staff trained to operate the equipment.
- The CCTV cameras will be positioned to ensure full coverage of any side gate and entrance/access door to the accommodation above the licensed premises.
- 2 CCTV cameras will be positioned at the front of the premises each one facing alternate way down Bridge Street, to reflect the images deposited with the Licensing Unit.

Conditions were agreed with Community Protection on 13 September 2019:

The prevention of public nuisance

- All windows and doors to be kept closed after 23:00.
- Any amplified or unamplified music or entertainment to be kept to a reasonable level so as not to cause a nuisance after 23:00.

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

Conditions attached by the Licensing Sub-Committee on 17 October 2019

A sound limiter is installed within the premises in liaison with officers from the Environmental Health department.

Annex 4 – Plans

Plans detailing those aspects of the premises covered by this Licence form part of this Licence and are attached.

End of Annexes