



















23. The Chair will outline the procedure to be followed.

24. The Chair will proceed with the order of business on the agenda.

### **Licensing Officer**

25. When the agenda item relating to the application is reached, the Chair will invite the Licensing Officer to present the application.

26. The Chair will invite all parties (who have registered to speak) and/or their representative to ask questions of the Licensing Officer [maximum 5 minutes each party] in the following order:

- Applicant
- Police
- Other Responsible Authority [each in turn]
- Ward Councillors [each in turn]
- Interested Parties [each in turn]
- Sub-Committee Members [each in turn]

### **The Application**

27. The Chair will invite the Applicant and/or their representative to address the Sub-Committee, present information in support of the application and call any witnesses to support their application, one witness at a time [*maximum 15 minutes*].

28. The Chair will invite the Representors (who have registered to speak) and/or their representative to ask questions of the Applicant and/or their representative in the following order [*maximum 5 minutes each party*]

- (i) Police
- (ii) Other Responsible Authorities [each in turn]
- (iii) Ward Councillors [each in turn]
- (iv) Interested Parties [each in turn]
- (v) Sub-Committee Members [each in turn]

29. The Applicant and each of their witnesses may be questioned by:

- Members of the Sub-Committee;
- The Sub-Committee's legal adviser.

### **The Representations**

30. The Chair will invite the Representors (who have registered to speak) and/or their representatives to address the Sub-Committee, present information and call any witnesses in support of their representation *[maximum 15 minutes each party]* in the following order:

- (i) Police
- (ii) Other Responsible Authorities [each in turn]
- (iii) Ward Councillors [each in turn]
- (iv) Interested Parties [each in turn]

31. After each presentation the Chair will invite questions from the Applicant and Representors (who have registered to speak) *[maximum 5 minutes per party]* in the following order:

- Applicant
- Police
- Other Responsible Authority [each in turn]
- Ward Councillors [each in turn]
- Interested Parties [each in turn]
- Sub-Committee Members [each in turn]

32. Where there are groups of individuals with a common interest, for example local residents, presentation through an appointed spokesperson is preferred but not mandated.

### **Cross-examination**

33. Cross-examination of another party is not normally permitted. However, the Sub-Committee will consider any application for permission to cross examine another party should any party wish to make such an application.

## Summaries

34. The Chair will invite the Applicant and Representors (who have registered to speak) or their representative to summarise their case *[maximum 5 minutes each party]* in the following order:

- (i) Police
- (ii) Other Responsible Authorities [each in turn]
- (iii) Ward Councillors [each in turn]
- (iv) Interested Parties [each in turn]
- (v) Applicant

35. The Chair will provide the Sub-Committee members with a final opportunity to seek clarification from any of the parties on any points raised, or seek advice from the Licensing Officer on policy, or from the Legal Advisor on law and jurisdiction.

36. The Sub-Committee's legal adviser may seek points of clarification from the Applicant, Representors or their representative.

## Determination

37. When all the evidence has been heard, the Chair will declare the hearing closed and ask the Licensing Officer, the Applicant and Representors (or their representatives) plus any witnesses present to leave the committee room and the Sub-Committee will consider the evidence. Where the meeting is being held remotely or in hybrid form the Sub-Committee will withdraw to consider their decision in a separate private on line meeting.

38. The Legal Adviser and Democratic Services Officer will remain present during the decision making process. These officers will not comment on the merits of the application, but will be present to provide advice on legal and procedural points and to record the decision.

39. Unless expressly stated by the Sub-Committee in the hearing, the Sub-Committee will not invite the parties back into the committee room or return to the public online meeting to announce their decision. The Sub-Committee will provide an outline of their decision in writing to the Applicant and Representors on the day of the hearing concluding,

unless further time is required to deliberate. The decision will then be communicated in full, in writing, including the reasons for the Sub-Committee's decision, to the Applicant and Representors, usually within 5 working days of the hearing concluding. The full decision letter will include information about the rights of appeal against the determination made.

40. In the event that the Sub-Committee do return to the public online meeting to announce their decision, the Sub-Committee will only announce an outline of their decision. There can be no further questions or statements from any party. The decision will then be communicated in full, in writing, including the reasons for the Sub-Committee's decision, to the Applicant and Representors, usually within 5 working days of the hearing concluding. The full decision letter will include information about the rights of appeal against the determination made.

### Declarations of Interest – guidance for Members

- (1) Members must consider their interests, and act according to the following:

Type of Interest	You must
Disclosable Pecuniary Interests	Disclose the interest, not participate in the discussion or vote, and leave the meeting <u>unless</u> you have a dispensation.
Other Registrable Interests (Directly Related) <b>OR</b> Non-Registrable Interests (Directly Related)	Disclose the interest; speak on the item <u>only if</u> the public are also allowed to speak, but otherwise not participate in the discussion or vote, and leave the meeting <u>unless</u> you have a dispensation.
Other Registrable Interests (Affects) <b>OR</b> Non-Registrable Interests (Affects)	Disclose the interest; remain in the meeting, participate and vote <u>unless</u> the matter affects the financial interest or well-being: (a) to a greater extent than it affects the financial interest or well-being of a majority of inhabitants of the affected ward; and (b) a reasonable member of the public knowing all the facts would believe that it would affect your view of the wider public interest. In which case, speak on the item <u>only if</u> the public are also allowed to speak, but otherwise do not participate in the discussion or vote, and leave the meeting <u>unless</u> you have a dispensation.

- (2) Disclosable pecuniary interests relate to the Member concerned or their spouse/partner.
- (3) Members in arrears of Council Tax by more than two months must not vote in decisions on, or which might affect, budget calculations,

and must disclose at the meeting that this restriction applies to them. A failure to comply with these requirements is a criminal offence under section 106 of the Local Government Finance Act 1992.

## City of York Council

## Committee Minutes

---

Meeting	Licensing/Gambling Hearing
Date	6 May 2025
Present	Councillors Hook, Nicholls, and Warters (substitute for Councillor Knight)
Apologies	Councillor Knight
Officers in attendance	Lesley Cooke – Licensing Manager Sandra Branigan – Legal Advisor

---

**43. Chair (11:02am)**

Resolved: That Councillor Nicholls be elected to act as Chair of the hearing.

**44. Apologies for Absence (11:02am)**

Apologies for absence were received from Councillor Knight, who was substituted by Councillor Warters.

**45. Introductions (11:03am)**

Introductions were made.

**46. Declarations of Interest (11:03am)**

Members were invited to declare at this point in the meeting any disclosable pecuniary interest or other registerable interest they might have in respect of business on the agenda if they had not already done so in advance on the Register of Interests. None were declared.

**47. Exclusion of Press and Public (11:04am)**

Resolved: That the press and public be excluded from the meeting during the sub-committee's deliberations and decision making at the end of the hearing, on the grounds that the public interest in excluding the public outweighs the public interest in that part of the meeting taking place in public, under Regulation 14 of the Licensing Act 2003 (Hearings) Regulations 2005.

**48. Minutes (11:04am)**

Resolved: That the minutes from the Licensing Hearing held on 16 January 2025 be signed and approved as an accurate record.

**49. The Determination of an Application by Helen Heraty for Variation of a Premises Licence [Section 35(3)(a)] in respect of Grays Court Hotel, Chapter House Street, York, YO1 7JH (CYC-18630) (11:04am)**

Members considered an application by Helen Heraty for a determination of application for variation of a Premises Licence [Section 35(3)(a) Licensing Act 2003] in respect of Grays Court Hotel, Chapter House Street, York, YO1 7JH. In considering the application and the representations made, the Sub-Committee concluded that the following licensing objective was relevant to the Hearing:

**1. The Prevention of Public Nuisance**

In coming to its decision, the Sub-Committee took into consideration all the evidence and submissions that were presented, and determined their relevance to the issues raised and the above licensing objective, including:

- 1. The application form.**
- 2. The papers before it including the written representations received from local residents, and the additional information provided by the Applicant and a Representor, as seen in the agenda supplements.**



3. The Licensing Manager's report and her comments made at the Hearing.

The Licensing Manager outlined the report and the annexes noting that the variation application was requesting permission for off sales for the premises. Under the Business and Planning Act 2020, the Applicant had permission to make off sales without it being stipulated within their licence, but this permission ended in March 2025. The Licensing Manager confirmed that the premises was not located within the Cumulative Impact Area (CIA), consultation had been carried out correctly, and the Licensing Manager directed members to the representations made by local residents at Annex 4, and the additional information provided in the agenda supplements by the Applicant and a Representor. She then advised the Sub-Committee of the options open to them in determining the application.

4. The Applicant's representation at the hearing

Jonathan Smith, on behalf of Helen Heraty (the Applicant), presented their case and Mr Smith stated that the applications was just for a variation to add off sales to their licence, limited to 23:30 hours for non-residents. If alcohol would be taken outside the grounds of the hotel, then it would only be sold in sealed containers.

Mr Smith suggested that in the event of the variation being granted as proposed, condition no. 9 on the current licence would need to be removed, which read: "Drinking glasses of any type shall not be allowed to enter or leave the licensed area whilst under the customer's care".

Mr Smith then stated how the independently owned Grays Court Hotel had won various awards, and that off sales were previously permitted due to the temporary off sales easement from 2020, and that during this time no issues arose.

Mr Smith discussed the journey taken from the hotel to the garden, and from the courtyard to the garden, as seen in Agenda Supplement - Additional Information from Applicant. He explained that taking drinks from the hotel to the garden was only possible by crossing an area which was currently unlicensed, as highlighted in yellow on the map on page 41 of the agenda, and therefore required the use of off sales.

The other way to the garden was through the hotel but this was not accessible for prams, wheelchairs, or people with accessibility issues, and this also created issues for when weddings were being held. Mr Smith then stated that the Applicant had previously applied for this unlicensed area to be licensed for on sales in 2018, and that this was no longer being sought. Instead, the premises had made use of the permissions for off sales through the Business and Planning Act 2020 and had maintained a buffer zone between the premises and adjacent houses.

Mr Smith addressed issues raised within the representations such as the possibility of putting notices on the gate asking people to not bring drinks past this point, and he mentioned that the Applicant had no intention of allowing drinking for 24 hours a day in the unlicensed area highlighted on page 41 of the agenda between the hotel and garden, and he noted that this had not happened within the five years that permission had been granted by the temporary off sales easement.

In response to questions from Mr Grunert, on behalf of Mr Mohan, a representor, Mr Smith confirmed that there was no intention of keeping the gate to the garden open constantly and that it would be locked at night – he added that it was only kept open during COVID-19 regulations due to health risks.

Mr Smith circulated wording of two additional licence conditions that he confirmed that the Applicant was in agreement with should it be imposed by the Sub-Committee; the wording of this was as follows:

- i. No furniture of any kinds including benches will be placed on the driveway marked in yellow on the plan attached to this premises licence.
- ii. Signage shall be placed within the bedrooms in the Coach House once those bedrooms are occupied by guests of the hotel which advises guests that they must not consume alcohol taken from the Coach House on the driveway marked in yellow on the plan attached to this premises licence.

In response to questions from the Sub-Committee, the Applicant and Mr Smith confirmed that:

- The unlicensed area shown on the map in yellow was accessible to hotel guests, but service was table-service only and no tables or chairs were positioned within this area.
- It would be known in advance whether guests would like access to the long room and double staircase, and if they would require the gate to be open.
- Events with 40 guests had exclusive use of the premises.
- Any off sales taken off the hotel grounds would have to be in a sealed container, and therefore open pints would not be permitted.

5. The representation of Kevin Mohan, a local resident, at the hearing

Christopher Grunert, on behalf of Mr Mohan, stated that the permissions granted to the premises under the easement of off sales regulations through the Business and Planning Act 2020 had not been regularly used by the Applicant over the past five years, and he indicated that a commitment to not placing tables and chairs near the unlicensed area highlighted on page 41 of the agenda would be welcomed as this would deter guests from standing in the unlicensed area. Mr Grunert discussed conditions applied to previous licences granted to Grays Court Hotel and noted that the Coach House was only to be licensed for on-sales, not off-sales, as would be allowed via the granting of the applied modifications.

Mr Grunert stated how earlier licensing applications had shown that there was an intention to maintain a buffer zone between the premises and neighbouring properties, and that this should be upheld, he also suggested that keeping the gate closed and locked would improve security for the Applicant, Mr Mohan, and neighbours. He continued by suggesting that signs could be placed around the premises to direct people to the correct way through to the garden through the hotel.

Mr Grunert concluded by stating that nothing had changed for the premises' area to be used in a different manner to what was agreed in previous licensing hearings, and following previous applications, and he directed the Sub-Committee to the current licence conditions on page 31 of the agenda.

In response to questions from members, Mr Grunert and Mr Mohan confirmed that:

- Following events from previous years bottles had been found in Mr Mohan's garden.
- When issues had previously been reported the event had ended by the time the complaint was investigated.

- Previous requests from Mr Mohan to use City of York Council's (CYC) noise monitoring equipment had been rejected.
- They had no issues with regard to access through the unlicensed area highlighted on page 41 of the agenda for improved accessibility for guests, issues just related to the consumption of alcohol within this area.

Mr Grunert, on behalf of Mr Mohan, was then given the opportunity to sum-up.

Mr Grunert stated that he believed a compromise was possible between Mr Mohan and the Applicant if the provision of off sales to the garden and courtyard were limited to private events only, and if off sales to the Coach House were limited to 21:00 hours. Mr Grunert stated that infrastructure for placing tables and chairs to reduce the number of those standing with drinks was already available to the Applicant, and that should the variation to the licence be granted that condition no. 9 of the current licence should be removed.

Mr Smith, on behalf of the Applicant, was then given the opportunity to sum-up.

Mr Smith stated that if the currently unlicensed area, highlighted on page 41 of the agenda, was open only to private events this would limit cars accessibility to parking spaces, and would hinder wheelchair and pram use. Mr Smith continued to state that a curfew of 21:00 hours for this area was not required as there was no evidence that guests would use this area other than for walking through to a different area.

Mr Smith confirmed that there were plans to apply for planning permission to develop the Coach House in future. Mr Smith then confirmed that compared to a previous application from 2018, there was no longer a desire to licence for on sales the area within the red line on page 96 of the agenda.

Mr Smith concluded by stating that allowing the gateway to be accessed by private events only could lead to misinterpretation from guests and would be difficult for staff to oversee, and that there was no representation made by either the York Minster, or Environmental Health.

In respect of the proposed licence, the Sub-Committee had to determine whether the licence application demonstrated that the premises would not undermine the licensing objectives. Having regard to the above evidence and representations received, the Sub-Committee considered the steps which were available to them to take under Section 18(3) (a) of the Licensing Act 2003 as it considered necessary for the promotion of the Licensing Objectives:

Option 1: Modify the conditions of the licence; and for this purpose, the conditions of the licence are modified if any of them is altered or omitted, or any new condition is added. This option was approved.

Option 2: Reject the whole or part of the application. This option was rejected.

In approving Option 1, the Sub-Committee resolved to modify the licence and its conditions as applied for and to also add two additional conditions proposed by the Applicant, as detailed above and as follows, and to remove condition no.9 in the current premises licence:

Additional conditions:

- No furniture of any kind will be placed on the driveway marked in yellow on the plan attached to this premises licence (being the plan attached to the application).
- Signage shall be placed within the bedrooms in the Coach House once those bedrooms are occupied by guests of the hotel which advises guests that they must not consume alcohol taken from the Coach House on the driveway marked in yellow on the plan attached to this premises licence (being the plan attached to the application).

<b>Licensable Activity</b>	<b>Existing</b>	<b>Variation requested</b>
Supply of Alcohol – on the premises	10:00 to 23:30 Everyday 24 hours for hotel residents Christmas and New Years Eve until 01:00	Add off sales
Opening hours	Not restricted	No Change

### **Reasons for the Decision**

The Sub-Committee note that this application is for the variation of an already established premises licence and they are bound to have regard to the appropriate legislation, Guidance and to the Council's own Statement of Licensing Policy.

The variation seeks only to add off sales to the licence, with the insertion of additional conditions. It does not seek to remove any of the conditions already imposed on the premises licence (save for condition 9 which would no longer be required) and that the licensed area continues to exclude the L-shaped driveway. The Sub-Committee noted that as the premises is already licensed to sell alcohol it was only the impact of the proposed off- sales as an addition to the licence which could be considered.

The Sub Committee carefully considered the representations and evidence received in objection to the application in addition to the oral submissions presented at the hearing on behalf of one of the representors. The objectors raised concerns relating to public nuisance, with regard to noise and the proximity of the premises and associated outside spaces in relation to residential dwellings.

However, it was established law that any decision to refuse the application had to be evidence based. It was noted that the premises has since July 2020 been able to take advantage of the Government easement permitting off- sales with no reported history of noise complaints from local residents or the Responsible Authorities. Having regard to all the material before it, the Sub Committee did not consider there to be evidence that if the variation was granted in accordance with the application that any of the licensing objectives would be undermined.

Further, the Sub-Committee felt that some issues raised in objection to the application were not directly relevant to the variation application.

The Sub-Committee also considered the representations made by the Applicant in response to the concerns raised. It was also noted that the Responsible Authorities did not object. From the submissions made by the Applicant, together with the measures to be put in place by the Applicant and additional conditions she offered at the hearing, the Sub-Committee considered that the proposed variation to the premises licence could operate without causing noise nuisance to neighbouring residents.

Based on all of the evidence presented to it, the Sub-Committee did not find any evidence to justify a refusal of the variation application, and it was felt that further conditions would not be necessary in order to promote the licensing objectives on the basis of the evidence before the Sub-Committee.

The Sub-Committee was nonetheless sympathetic to the concerns about noise nuisance and noted that if evidence of noise nuisance arose from the use of the premises for the licensable activities in future, then it was open to any person (including Responsible Authorities) to request a review of the licence under the provisions of the Licensing Act 2003 and the matter would come back to the Sub Committee.

Cllr Nicholls, Chair

[The meeting started at 11.02 am and finished at 12.49 pm].





## Licensing Act 2003 Sub Committee

26 June 2025

Report from the Director – Environment, Transport & Planning

### **Section 35(3) (a) Application for variation of a premises licence at The Marcia Grey, 24 Front Street, Acomb, York, YO24 3BZ**

#### **Summary**

1. This report seeks Members determination of an application for the variation of a premises licence, which has been made under the Licensing Act 2003.
2. Application reference number: CYC 009010
3. Name of applicant: Punch Taverns Ltd
4. Type of authorisation applied for: Variation of Premises Licence
5. Summary of application:

The premises is a Public House

The variation seeks to amend the plans attached to the current licence to increase the licensable area with the creation of a pool/darts room. There is no change to the hours, operation or licensable activities offered.

<b>Licensable Activity</b>	<b>Existing</b>	<b>Variation requested</b>
Recorded Music - indoors	10:00 until 00:00 Everyday	No Change
Supply of Alcohol – on & off the premises	10:00 until 00:30 Everyday	No Change
Opening hours	10:00 until 01:00 Everyday	No Change

## **Background**

6. A copy of the application can be found at **Annex 1**.
7. A copy of the current licence is attached at **Annex 2**. The licence was granted in August 2005.
8. An overview of the circumstances in which entertainment activities are not licensable can be found at **Annex 3**.

## **Promotion of Licensing Objectives**

9. The operating schedule submitted by the applicant shows that the licensing objectives would be met as follows:

10. **General**

As per current licence

11. **The Prevention of Crime and Disorder**

As per current licence

12. **Public Safety**

As per current licence

13. **The Prevention of Public Nuisance**

As per current licence

14. **The Protection of Children from Harm**

As per current licence

## **Special Policy Consideration**

15. This premises is not located within the cumulative impact assessment area.

## **Consultation**

16. Consultation was carried out by the applicant in accordance with s13, and s17 (5) of the Act and Regulation 42, Parts 2 and 4 of the Licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005, which concern the displaying of a notice on the premises and an advertisement in a local paper giving details of the application and serving a copy of the application on all responsible authorities. The applicant complied with all statutory requirements. In addition, the relevant ward councillors and/or parish council were notified by way of register.
17. All procedural aspects of this application have been complied with.

## **Summary of Representations made by Responsible Authorities**

18. There are no representations from any Responsible Authorities.

## **Summary of Representations made by Other Parties**

19. There have been 3 relevant representations received from other persons. The list of representors is attached at **Annex 4**.
20. The representations are predominantly based on the grounds of the prevention of public nuisance. They state that this objective will be undermined if the application is granted. Of the three representations, one has written in to support the application, two object.
21. Copies of the representations are attached at **Annex 5**.
22. A map showing the general area around the venue is attached at **Annex 6**.
23. The mandatory conditions that will be attached to this licence if granted can be found at **Annex 7**. The Legislation and Policy considerations can be found at **Annex 8**.
24. By virtue of s35(4) of the Act, the Committee have the following options available to them in making their decision: -
25. Option 1: Modify the conditions of the licence
26. Option 2: Reject the whole or part of the application.  
and for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition is added.

## Analysis

27. The following could be the result of any decision made this Sub Committee:-
28. Option 1: This decision could be appealed at Magistrates Court by any of the representors.
29. Option 2: This decision could be appealed at Magistrates Court by the applicant or any of the representors.

## Council Plan

30. The Licensing Act 2003 has four objectives the prevention of crime and disorder, public safety, prevention of public nuisance and the protection of children from harm.
31. By taking the statutory requirements of the Licensing Act into consideration, as well as the four licensing objectives when determining licensing applications, the Council are supporting the new and existing licence trade, as well as local residents and businesses. The functions support the Council's Plan commitments to make York a healthier, fairer, more accessible place, where everyone feels valued, creating more regional opportunities to help today's residents and benefit future generations. It supports the particular priority for a fair, thriving, green economy for all.

## Implications

32.

- **Financial** - N/A
- **Human Resources (HR)** – N/A
- **Equalities** – The Council recognises, and needs to take into account its Public Sector Equality Duty under Section 149 of the Equality Act 2010 (to have due regard to the need to eliminate discrimination, harassment, victimisation and any other prohibited conduct; advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it and foster good relations between persons who share a relevant protected characteristic and persons who do not share it in the exercise of a public authority's functions) when setting its Statement of Licensing Policy.

- **Legal** – This decision could be appealed at Magistrates Court by the applicant or any of the representors.
- **Crime and Disorder** - The Committee is reminded of their duty under the Crime and Disorder Act 1998 to consider the crime and disorder implications of their decisions and the authority's responsibility to co-operate in the reduction of crime and disorder in the city.
- **Information Technology (IT)** – N/A
- **Property** – N/A
- **Other** – none

### **Risk Management**

33. All Members of the Licensing Act 2003 Committee have received full training on the Act and the regulations governing hearings. They are aware that any decision made which is unreasonable or unlawful could be open to challenge resulting in loss of image, reputation, and potential financial penalty.
34. The report details the options available to the panel in determining the application and recommends that a decision be reached. There are no risks involved with this recommendation.

### **Recommendations**

35. Members determine the application.  
Reason: To address the representations received as required by the Licensing Act 2003.

## Contact Details

**Author:**

Lesley Cooke  
Licensing Manager

**Chief Officer Responsible for the report:**

Bryn Roberts  
Director Environment, Transport & Planning

Tel No. 01904 551515

**Report  
Approved**



**Date**

4 June 2025

**Specialist Implications Officer(s)**

Head of Legal & Democratic Services  
Ext: 1004

**Wards Affected: Westfield Ward**



**For further information please contact the author of the report**

**Background Papers:**

- Annex 1** - Application form and plan
- Annex 2** - Copy of current licence and plan
- Annex 3** - Overview of circumstances in which entertainment activities are not licensable
- Annex 4** - List of other persons - **CONFIDENTIAL**
- Annex 5** - Other persons representations
- Annex 6** - Map of area
- Annex 7** - Mandatory Conditions
- Annex 8** - Legislation & Policy

**Application to vary a premises licence under the Licensing Act 2003****PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

**I/We** Punch Taverns Limited

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

**Premises licence number**  
CYC-009010

**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description  
Marcia Grey  
24 Front Street  
Acomb

Post town York

Postcode YO24 3BZ

Telephone number at premises (if any) n/a

Non-domestic rateable value of premises £4,700 – Band B

**Part 2 – Applicant details**

Daytime contact telephone number c/o 03330 061999

E-mail address (optional) c/o PunchLicensing@TLTsolicitors.com

Current postal address if different from premises address  
Jubilee House  
Second Avenue

Post town Burton upon Trent

Postcode DE14 2WF

**Part 3 - Variation**

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

☒ Yes

☐  
No

If not, from what date do you want the variation to take effect?

DD		MM		YYYY			

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) ☐ Yes ☒ No

**Please describe briefly the nature of the proposed variation** (Please see guidance note 2)

This is an application to vary the layout and design of the premises in accordance with the submitted plan (drawing no 5675-25-100). The changes show an increase in the licensable area, with the creation of additional trade area (in what was previously the kitchen/kitchen store room) as "back room", including a new pool table/darts space. Any detail shown on the plan that is not required by the licensing plan regulations is indicative only and subject to changed. All operating hours, licensable activities and conditions authorised by the premises licence are to remain unchanged.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

n/a



**Part 4 Operating Schedule**

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

**Provision of regulated entertainment (Please see guidance note 3)**

**Please tick all that apply**

- a) plays (if ticking yes, fill in box A) ☐
- b) films (if ticking yes, fill in box B) ☐
- c) indoor sporting events (if ticking yes, fill in box C) ☐
- d) boxing or wrestling entertainment (if ticking yes, fill in box D) ☐
- e) live music (if ticking yes, fill in box E) ☐
- f) recorded music (if ticking yes, fill in box F) ☐
- g) performances of dance (if ticking yes, fill in box G) ☐
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) ☐

**Provision of late night refreshment** (if ticking yes, fill in box I) ☐

**Supply of alcohol** (if ticking yes, fill in box J) ☐

**In all cases complete boxes K, L and M**

A

Plays Standard days and timings (please read guidance note 8)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			
			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
Tue			
Wed			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 7)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 8)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

G

<b>Performances of dance</b> Standard days and timings (please read guidance note 8)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish				
Mon			<b><u>Please give further details here</u></b> (please read guidance note 5)			
Tue						
Wed			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 6)			
Thur						
Fri			<b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 7)			
Sat						
Sun						



H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b>Please give further details here</b> (please read guidance note 5)		
Wed					
Thur			<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 6)		
Fri					
Sat			<b>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</b> (please read guidance note 7)		
Sun					

I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 8)			<b><u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 5) Hot food and drink served after 11pm.		
Tue					
Wed			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 6)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u></b> (please read guidance note 7)		
Sat					
Sun					

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 8)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>State any seasonal variations for the supply of alcohol</u></b> (please read guidance note 6)		
Mon					
Tue					
Wed					
Thur					
Fri			<b><u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u></b> (please read guidance note 7)		
Sat					
Sun					

K

<p><b>Please highlight any 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</b> (please read guidance note 10).</p> <p>N/A</p>
---

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 8)			<b><u>State any seasonal variations</u></b> (please read guidance note 6)
<b>Day</b>	<b>Start</b>	<b>Finish</b>	
Mon			<b><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u></b> (please read guidance note 7)
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

N/A

Please tick as appropriate

- I have enclosed the premises licence ☒
- I have enclosed the relevant part of the premises licence ☒

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

**M** Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)**

As per current licence.

**b) The prevention of crime and disorder**

**c) Public safety**

**d) The prevention of public nuisance**

**e) The protection of children from harm**

## Checklist:


Please tick to indicate agreement

- I have made or enclosed payment of the fee; or ☒
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy. ☐
- I have sent copies of this application and the plan to responsible authorities and others where applicable. **Online submission** ☐
- I understand that I must now advertise my application. ☒
- I have enclosed the premises licence or relevant part of it or explanation. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**Part 5 – Signatures** (please read guidance note 12)

**Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent** (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

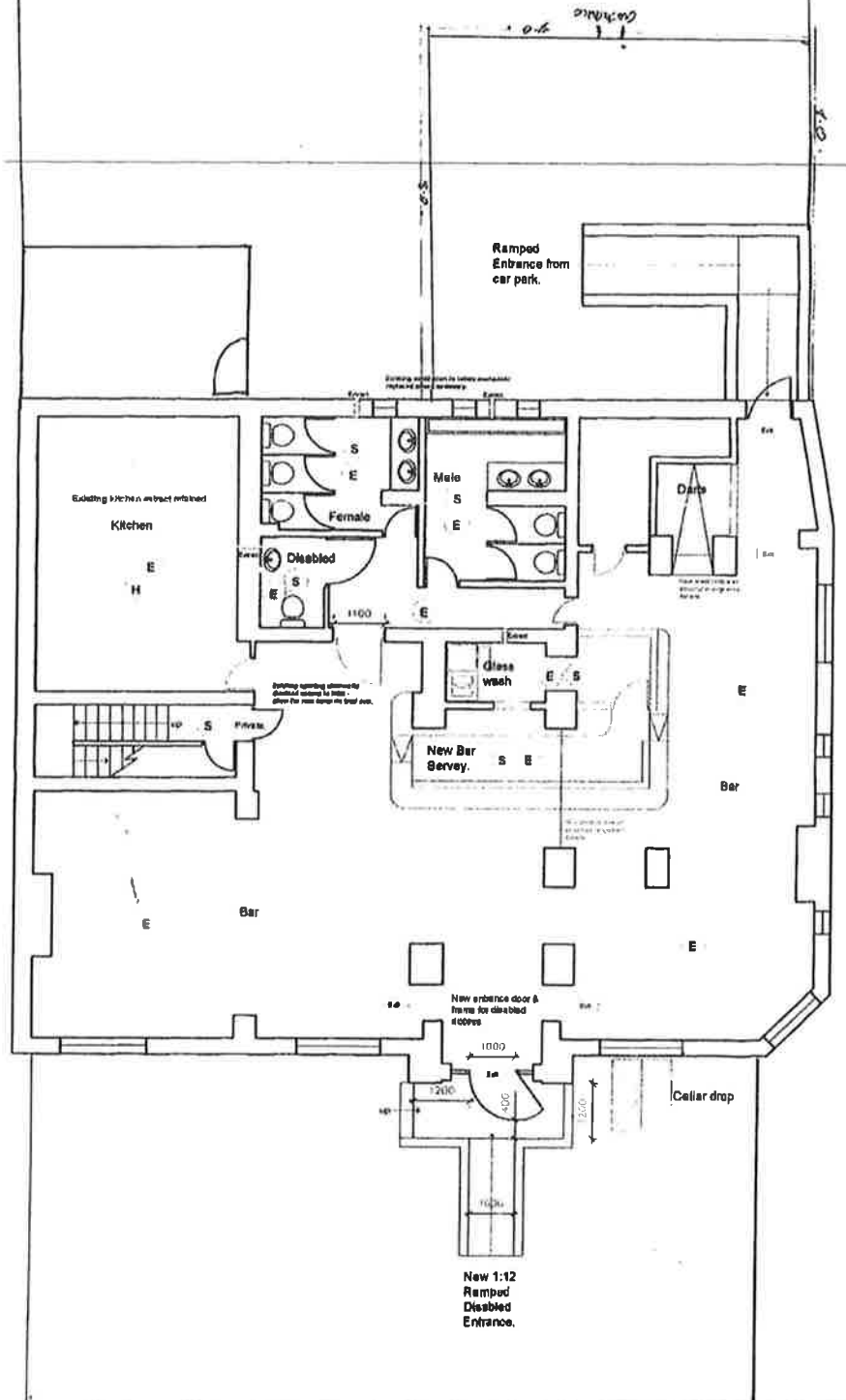
Signature	 Piers Warne for TLT LLP
Date	2 <sup>nd</sup> May 2025
Capacity	Solicitor to applicant

**Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent** (please read guidance note 14). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

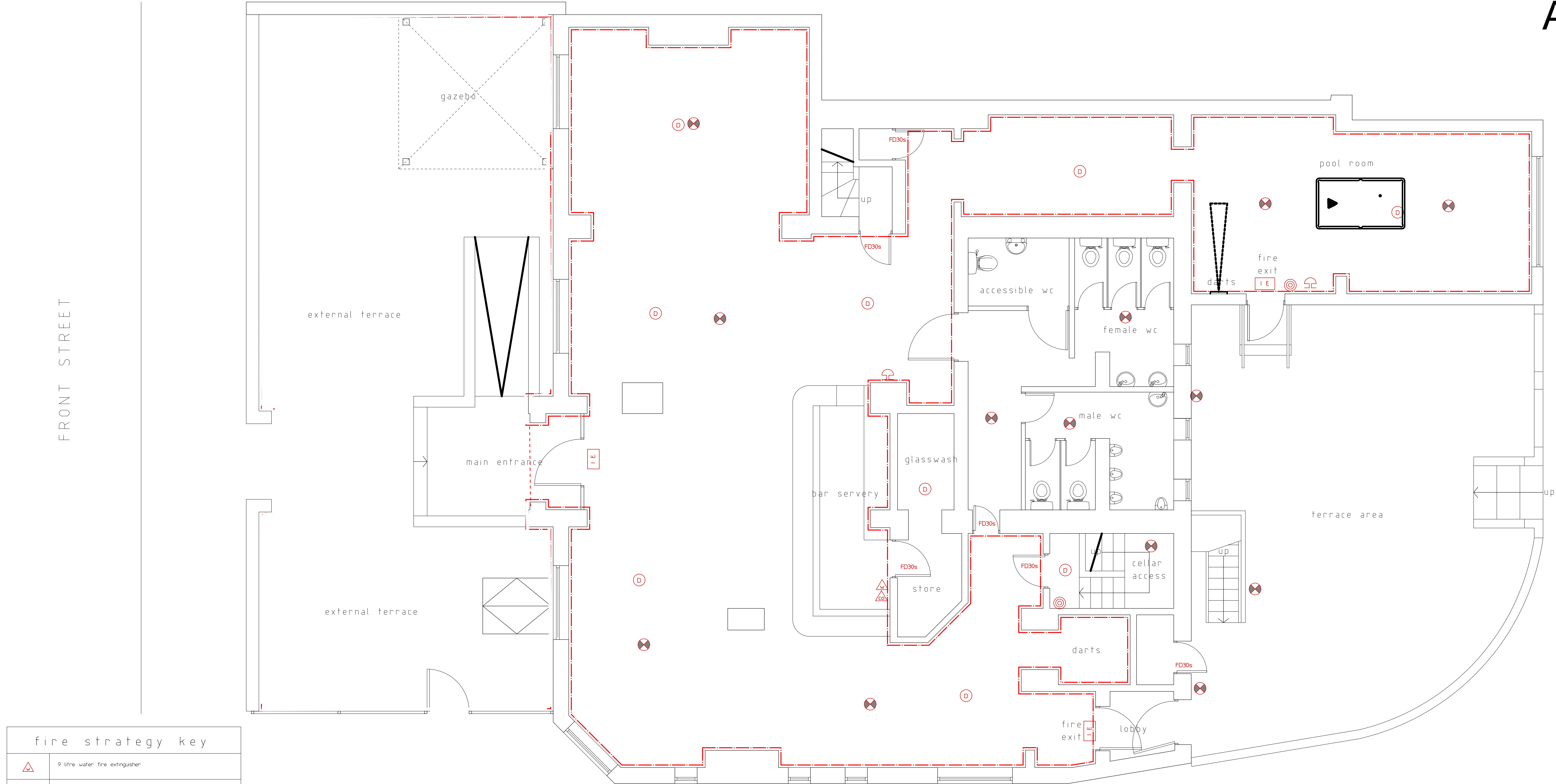
<b>Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)</b> Paul Uren TLT Solicitors One Redcliff Street			
<b>Post town</b>	Bristol	<b>Post code</b>	BS1 6TP
<b>Telephone number (if any)</b>			
<b>If you would prefer us to correspond with you by e-mail, your e-mail address (optional)</b> _____			





PLAN N<sup>o</sup> 009010 - 07/06/07





fire strategy key	
	9 litre water fire extinguisher
	Dry powder fire extinguisher
	9 litre foam fire extinguisher
	2kg carbon dioxide fire extinguisher
	fire blanket extinguisher
	area covered by automatic fire detector head
	area covered by emergency lighting
	area covered by alarm sounder
	area covered by detection with alarm sounder
	fire alarm call point
	3 hour maintained illuminated fire exit sign with directional graphics
	30 minute fire resisting door and frame fitted with intumescent strips, cold smoke seals and self closing devise
	60 minute fire resisting door and frame fitted with intumescent strips, cold smoke seals and self closing devise
	denotes licensed area
fire alarm, detection and emergency lighting to be installed in strict accordance with BS 5266 and BS 5839	

REV:	DESCRIPTION:	INITIAL	DATE:	PROJECT:	THE MARCIA GREY, 24 FRONT ST, YORK, YO24 3BZ			INFORMATION	
A	ADD FRONT EXTERNAL TERRACE	MF	29 4 25	TITLE:	PROPOSED GROUND FLOOR PLAN AS LICENSING			COMMENT	
				CLIENT:	STONEGATE GROUP	SCALE:	1:50 @ A1	APPROVAL	
				DATE:	APR 25	DRAWN BY:	MF	TENDER	
				DRAWING NO.:	5676-25-100	REVISION:	A	CONSTRUCTION	
				<div>DAKOTA HOUSE OF DESIGN</div> <div>1 DINSDALE PLACE SANDYFORD NEWCASTLE UPON TYNE NE2 1BD UNITED KINGDOM</div>					
ALL DIMENSIONS TO BE CHECKED ON SITE BEFORE ANY WORK COMMENCES ANY DISCREPANCIES TO BE REPORTED TO THE SUPERVISING DESIGNER									
				WWW.DAKOTAHOUSEOFDESIGN.COM					T: +44 (0) 191 261 0261

This page is intentionally left blank

**LICENSING ACT 2003****PREMISES LICENCE****Schedule 12****Part A**

Premises licence number CYC - 009010
---

**Part 1 Premises details**

Postal address of premises:

**Marcia Grey**  
**24 Front Street, Acomb**

Post town: **York**Post code: **YO24 3BZ**

Telephone number: 01904 792532

**Expiry date:** This licence has no expiry date.**Licensable activities authorised by the licence:**

Recorded Music  
 Late Night Refreshment  
 Supply of Alcohol

**The times the licence authorises the carrying out of licensable activities:**

Recorded Music  
 Indoors

Monday  
 10:00-00:00

Tuesday  
 10:00-00:00

Wednesday  
 10:00-00:00

Thursday  
 10:00-00:00

Friday  
 10:00-00:00

Saturday  
 10:00-00:00

Sunday  
 10:00-00:00

Supply of Alcohol

Monday 10:00-00:30	Tuesday 10:00-00:30	Wednesday 10:00-00:30	Thursday 10:00-00:30
Friday 10:00-00:30	Saturday 10:00-00:30	Sunday 10:00-00:30	

Non Standard Timings for Supply of Alcohol

From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.

**The Opening Hours of the Premises**

Monday 10:00-01:00	Tuesday 10:00-01:00	Wednesday 10:00-01:00	Thursday 10:00-01:00
Friday 10:00-01:00	Saturday 10:00-01:00	Sunday 10:00-01:00	

Non Standard Timings:

From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.

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

On and off the premises

**Part 2**

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

Name: Punch Taverns Limited

Address: Jubilee House  
Second Avenue  
Burton Upon Trent  
Staffordshire  
DE14 2WF

Phone Number: None

Email Address: None

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

**03753645**

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

Name: Sophie Chantal Saville

Address:

[REDACTED]

Telephone number: None

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

City of York Council  
CYC-079571

#### **Annex 1 – Mandatory conditions**

##### **MANDATORY CONDITIONS IN RELATION TO THE SUPPLY OF ALCOHOL**

1. In accordance with section 19 of the Licensing Act 2003, 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 where 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. (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).

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

6. (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.

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: 25ml or 35ml; and
- (iii) still wine in a glass: 125ml;

(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 CONDITION - ALCOHOL PRICING

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) "value 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.

#### MANDATORY CONDITION: DOOR SUPERVISION

1. In accordance with section 21 of the Licensing Act 2003 (as amended by section 25 Violent Crime Reduction Act 2006), 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.

### **Embedded Restrictions**

#### **Late Night Refreshment**

The licence holder may also provide and permit the consumption of late night refreshment for a period of 30 minutes after the permitted hours set out below.

#### **Private Entertainment**

As the provisions of the Private Places of Entertainment (Licensing) Act 1967 was previously adopted and applied throughout the City of York Council area, private entertainment for gain may be provided throughout the premises without limitation by virtue of the previous Justices Licence.

### **Annex 2 – Conditions consistent with the operating schedule Licensing Objectives**

#### **General**

1. This licence excludes any 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.

#### **Prevention of Crime & Disorder**

2. The internal and external CCTV system must be maintained and operational.

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

No hearing held

**Annex 4**

Plan number: 5676-25-100

A handwritten signature in dark ink, appearing to be 'HLS'.

For and on behalf of  
The Director of Environment,  
Transport and Planning

Licensing Services  
Hazel Court EcoDepot  
James Street  
York  
YO10 3DS

Date: 6 July 2007  
19 May 2025 (DPS Variation)

Phone: 01904 552422  
Email: [licensing@york.gov.uk](mailto:licensing@york.gov.uk)  
Website: [www.york.gov.uk/licensing](http://www.york.gov.uk/licensing)



## PREMISES LICENCE SUMMARY

### Part B

Premises licence number  
CYC - 009010

#### Part 1 Premises details

Postal address of premises:

**Marcia Grey**  
**24 Front Street, Acomb**

Post town: **York**

Post code: **YO24 3BZ**

Telephone number: 01904 792532

#### Where the licence is time limited the date:

This licence has no expiry date.

#### Licensable activities authorised by the licence:

Recorded Music  
Late Night Refreshment  
Supply of Alcohol

#### The times the licence authorises the carrying out of licensable activities:

Recorded Music  
Indoors

Monday  
10:00-00:00

Tuesday  
10:00-00:00

Wednesday  
10:00-00:00

Thursday  
10:00-00:00

Friday  
10:00-00:00

Saturday  
10:00-00:00

Sunday  
10:00-00:00

Supply of Alcohol

Monday  
10:00-00:30

Tuesday  
10:00-00:30

Wednesday  
10:00-00:30

Thursday  
10:00-00:30

Friday  
10:00-00:30

Saturday  
10:00-00:30

Sunday  
10:00-00:30

Non Standard Timings for Supply of Alcohol

From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.

Late Night Refreshment

The licence holder may also provide and permit the consumption of late night refreshment for a period of 30 minutes after the permitted hours set out below.

**The Opening Hours of the Premises**

Monday 10:00-01:00	Tuesday 10:00-01:00	Wednesday 10:00-01:00	Thursday 10:00-01:00
Friday 10:00-01:00	Saturday 10:00-01:00	Sunday 10:00-01:00	

Non Standard Timings:

From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.

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

On and off the premises

**Name and (registered) address of holder of premises licence:**

Name: Punch Taverns Limited

Address: Jubilee House  
Second Avenue  
Burton Upon Trent  
Staffordshire  
DE14 2WF

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

**03753645**

**Name of designated premises supervisor where the premises licence authorises the supply of alcohol:**

Sophie Chantel Saville

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

No Restrictions

*hts*

For and on behalf of  
The Director of Environment,  
Transport and Planning

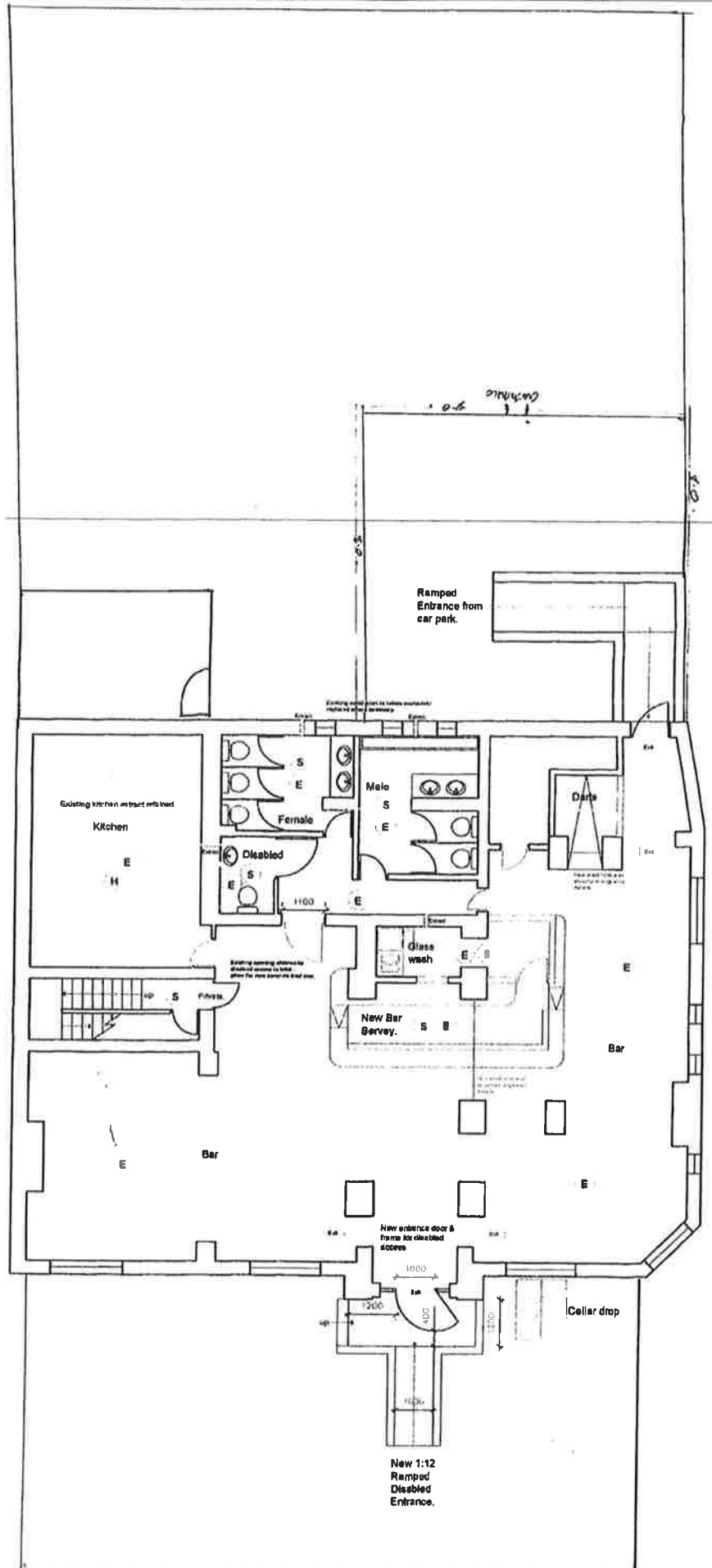
Date: 6 July 2007  
19 May 2025 (DPS Variation)

Licensing Services  
Hazel Court EcoDepot  
James Street  
York  
YO10 3DS

Phone: 01904 552422  
Email: [licensing@york.gov.uk](mailto:licensing@york.gov.uk)  
Website: [www.york.gov.uk/licensing](http://www.york.gov.uk/licensing)

2007

PLAN No 009010 - 07/06/07







## Home Office – Guidance Issued Under Section 182 of the Licensing Act 2003

### Section 16 Regulated Entertainment

#### Overview of circumstances in which entertainment activities are not licensable

16.5 There are a number of exemptions that mean that a licence (or other authorisation<sup>18</sup>) under the 2003 Act is not required. This Guidance cannot give examples of every eventuality or possible entertainment activity that is not licensable. However, the following activities are examples of entertainment which are not licensable:

- activities which involve participation as acts of worship in a religious context;
- activities in places of public religious worship;
- education – teaching students to perform music or to dance;
- the demonstration of a product – for example, a guitar – in a music shop;
- the rehearsal of a play or performance of music for a private audience where no charge is made with a view to making a profit;
- Morris dancing (or similar)
- Incidental music – the performance of live music or the playing of recorded music if it is incidental to some other activity;
- Incidental film – an exhibition of moving pictures if it is incidental to some other activity;
- A spontaneous performance of music, singing or dancing;
- Garden fetes – or similar if not being promoted or held for purposes of private gain;
- Films for advertisement, information, education or in museums or art galleries;
- Television or radio broadcasts – as long as the programme is live and simultaneous;
- Vehicles in motion – at a time when the vehicle is not permanently or temporarily parked;
- Games played in pubs, youth clubs etc. (e.g. pool, darts and table tennis);
- Stand-up comedy; and
- Provision of entertainment facilities (e.g. dance floors).

16.6 As a result of deregulatory changes that have amended the 2003 Act, no licence is required for the following activities:

- Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for ‘not-for-profit’ film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.

- Indoor sporting events: no licence is required for an event between 08.00 and 23.00 on any day, provided that those present do not exceed 1000.
- Boxing or wrestling entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Live music: no licence permission is required for:
  - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace<sup>26</sup> that does not have a licence, provided that the audience does not exceed 500.
  - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - any playing of recorded music between 08.00 and 23.00 on any day, at the non- residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;

- any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
- any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

- 16.7 The deregulatory changes mean that, for example, an indoor sporting event that takes place between 07.00 and 23.30 on a particular day is licensable in respect of activities taking place between 07.00-08.00 and 23.00-23.30. Similarly, where the audience for a performance of dance fluctuates, those activities are licensable if, and for so long as, the number of people in the audience exceeds 500. If organisers are uncertain as to audience sizes or if audience migration is likely, it might be easier and more flexible to secure an appropriate authorisation. Examples of where a Temporary Event Notice (TEN) could still be required include if the activity is the playing of recorded music or the exhibition of a film that requires an authorisation; or if the entertainment is not authorised by an existing licence or certificate and its conditions.
- 16.8 Of course, anyone involved in the organisation or provision of entertainment activities – whether or not any such activity is licensable under the 2003 Act – must comply with any applicable duties that may be imposed by other legislation relevant to the event (e.g. in areas such as crime and disorder, fire, health and safety, noise, nuisance and planning). Any such person should take steps to be aware of relevant best practice, and may find responsible authorities a useful source of expert support and advice.

This page is intentionally left blank

By virtue of paragraph(s) 1, 2 of Part 1 of Schedule 12A  
of the Local Government Act 1972.

Document is Restricted

This page is intentionally left blank

**From:** .....  
**Sent:** 09 May 2025 14:03  
**To:** [licensing@york.gov.uk](mailto:licensing@york.gov.uk)  
**Subject:** Representation for the Variation of a Premises Licence for Marcia Grey, 24 Front Street, Acomb, YO24 3BZ

This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Representations must be received within a 28-day period beginning the first day after the application is made, they can also be made by emailing general licensing at [licensing@york.gov.uk](mailto:licensing@york.gov.uk)

**Date:** 06 May 2025

**Applicant:** Punch Taverns Limited

**Premises Address:** Marcia Grey, 24 Front Street, Acomb, York, YO24 3BZ

**Summary:** Application to Vary a Premises Licence


This is an application to vary the layout and design of the premises in accordance with the submitted plan. The changes show an increase in the licensable area, with the creation of additional trade area in what was the kitchen/kitchen store room, to include a new pool table/darts space. All operating hours, licensable activities and conditions authorised by the premises licence are to remain unchanged.

**End of Representation:** 03 June 2025

Hi team,

I just wanted to give a positive representation as a local resident living virtually adjacent to the Marcia Grey. The change is to increase the capacity of the venue and add a pool table, with the necessary increase to the licensable area. The new licensable area is still entirely within the premises, with no notable changes. I have been informed that there will be no outward changes to appearance as part of this change, so it's purely internal.

The pub is listed on the York Local List due to its importance to the local community and its visible prominence:

The Marcia Grey Public House	Front Street <a href="#">View on map</a>	c.1900	A purpose-built public house replacing an earlier pub on the same site. Formerly the Grey Mare, from at least 1817 to 1898 it was then known as The Marcia after a favourite York racehorse. For a short time it was known as The Poacher. For decades it provided the base for a range of sporting clubs and teams in Acomb, and thus provides a strong link with the social history of the village. It provides a notable architectural feature in Front Street	 <a href="#">Enlarge</a>
------------------------------	---	--------	---	--

This is why it is also listed as a local heritage asset:

A purpose-built public house replacing an earlier pub on the same site known as The Square and Compasses. By 1817 its name had been changed to The Marcia after a favourite York racehorse. Due to the colour of the racehorse, between 1823 and 1838 it was named The Mare. By 1843 the name had been changed back to The Marcia, sometimes referred to as The Grey Marcia. In the early twentieth century it was rebuilt on a larger scale and for a short while it was known as The Poacher. For decades it provided the base for a range of sports and teams in Acomb and thus has a strong link with the social history of the village. It is also aesthetically significant as it provides a prominent architectural feature on Front Street.

The recent new management has breathed life into the pub and it has made use of the space for various events, but it is still limited for internal capacity and this is noticeable on wet or dark or cold days when fewer want to sit outside. As a local resident I have on multiple occasions entered the pub to get a drink, seen that there is zero seating, and left the venue. To ensure that this is a thriving business at a time where similar venues elsewhere are struggling, work like this is great.

Crucially, the application doesn't have any negative effects on any of the aspects that make it a community venue with strong local ties and historical architectural outside, while the application does have a positive impact on community assets and space. As someone with a house in audible distance of the pub, I can say that my opinion is that the new management have been very responsible about impact on sound and behaviour considering it is a busy pub with late hours, and I do not believe that this will increase the noise for me or other local residents either. For me this is a clear-cut case of a positive change that benefits the local area.

Many thanks,

South View Terrace, Front Street, Acomb, York, YO24 3BY



**From:****Sent:** 16 May 2025 11:01**To:** [licensing@york.gov.uk](mailto:licensing@york.gov.uk)**Subject:** Re planning application for The Marcia Grey, Acomb York-1637012-P

Dear Sir/Madam

We are residents of Front Street , Acomb and our property is adjacent to The Marcia Grey pub.

We would like to make some comments regarding the application to convert the kitchen into a pool room. Our concern is that our kitchen and utility room is adjacent with the area that is highlighted to convert, marked D on the plan. We do get a lot of noise already from the bar area which affects our lounge and first floor bedroom and we worry that the change of purpose of this area D from a kitchen and current storage area to a pool room would greatly increase the amount of people passing through and thus greatly increase the noise levels. If this is the case then it would affect our quality of living. Therefore we wish to object to this application.

We do notice on the plans as sent that the pub is licensed for recorded music **inside the pub** and recently there has been music both at the front and back of the pub outside following the installation of outdoor speakers. This seems to be in violation of the current license and has been very intrusive.

Further to our previous email we would like to point out that we are foster carers for York Council, fostering young babies and the noise level and potential increase in noise level would not be in any way welcomed or helpful.

Sincerely



**From:**  
**Sent:** 30 May 2025 13:04  
**To:** licensing@york.gov.uk; planning.enquiries@york.gov.uk  
**Subject:** Marcia Grey representations

This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

I have concerns about the proposed developments at the Marcia Grey.

**Re. Date: 06 May 2025 Applicant: Punch Taverns Limited Premises Address: Marcia Grey, 24 Front Street, Acomb, York, YO24 3BZ Summary: Application to Vary a Premises Licence This is an application to vary the layout and design of the premises in accordance with the submitted plan. The changes show an increase in the licensable area, with the creation of additional trade area in what was the kitchen/kitchen store room, to include a new pool table/darts space. All operating hours, licensable activities and conditions authorised by the premises licence are to remain unchanged. End of Representation: 03 June 2025**

As a resident of the Bowling Lane development, we share access out to the main road (Front Street) with the pub. On a number of occasions now I have been obstructed when trying to leave my home by delivery lorries completely blocking the access road. This has made me miss appointments and be late for work as a GP in a local practice.

I was told that the purpose built cellar access to the rear of the pub where the delivery lorries could park in the pub car park, without causing an obstruction is no longer in use, and they are instead using the side cellar access and hence every time there is a delivery they block the road for up to 30 minutes at a time. Once they start unloading they cannot/ will not pause to move. This part of the road is owned by the council and as far as I know is therefore a public highway and cannot be completely obstructed in this way without permission and prior notice?

We already often had problems getting into or out onto Front Street because the FirstBus services often sit at the Library bus stop for prolonged periods, at best obscuring our view to safely pull out onto Front Street (especially dangerous when one is on a pushbike) at worst, blocking the road if two buses are pulled up.

My understanding is that the proposal involves removing the purpose built cellar access to the rear with roller shutters which would make the current delivery situation a permanent problem and hence this is my major objection.

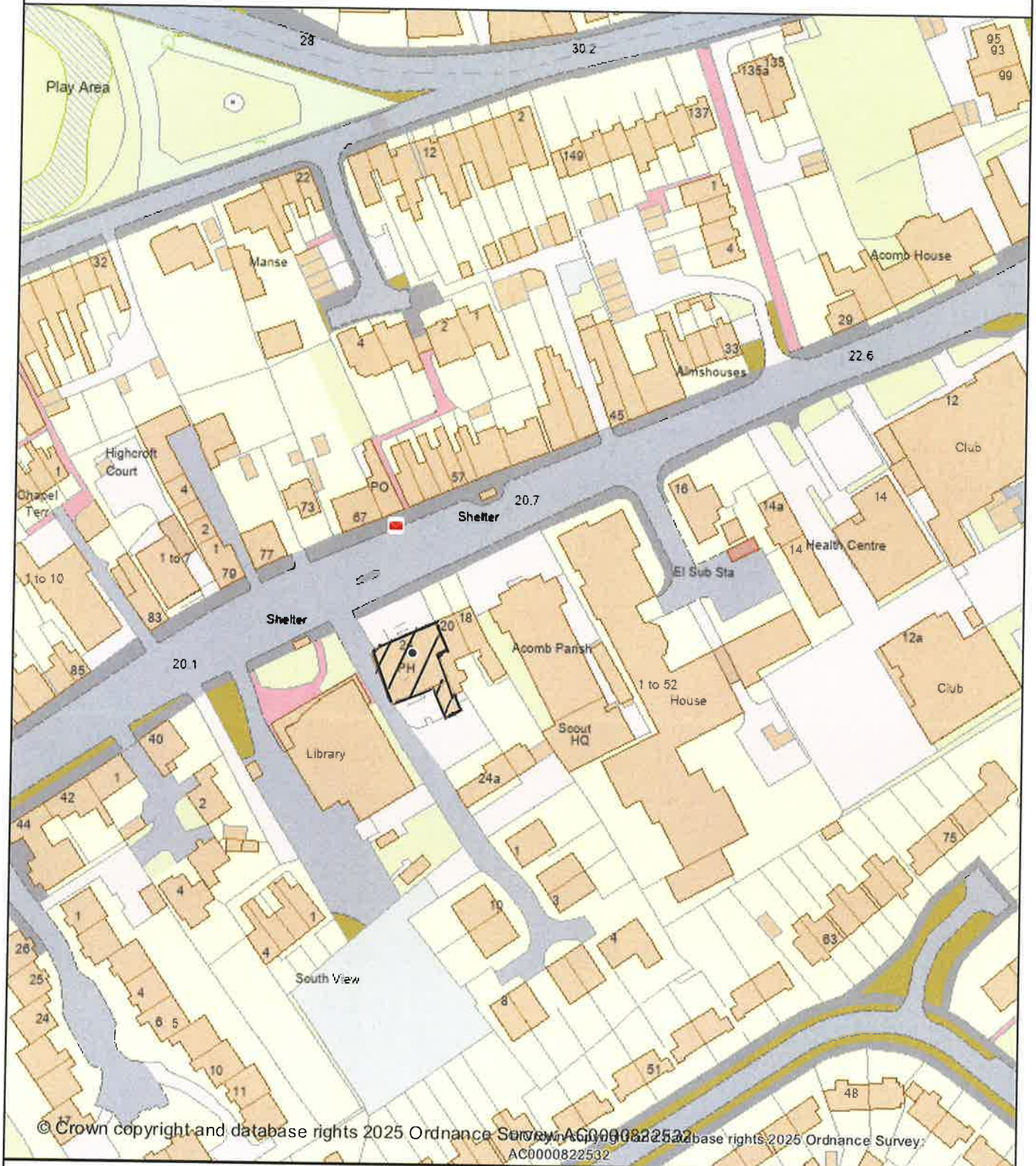
My other concerns are with regards potentially more noise, rowdy behaviour, litter. We have been troubled by loud music played at the rear of the pub. We already have lots of cigarette butts and broken glass on the access road and in the car park. I fear that permanently removing the kitchen to replace it with a pool room takes away the possibility of this becoming a more family- friendly establishment where families might enjoy a meal together. Acomb already has a working men's club and a sports club within a few minute's walk of the Marcia Grey so it's not adding a novel facility for the pub to have a pool room/ darts area.

With kind regards,

Bowling Lane  
YO24 3FW



# Annex 6



**Date:** 03 Jun 2025  
**Author:** City of York Council  
**Scale:** 1:1,250



This page is intentionally left blank

**MANDATORY & PROHIBITED CONDITIONS – PREMISES LICENCE  
LICENSING ACT 2003**

**MANDATORY CONDITIONS WHERE LICENCE AUTHORISES SUPPLY OF ALCOHOL**

1. In accordance with section 19 of the Licensing Act 2003, 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 where 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. (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).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (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.

**ANNEX 7**

(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.

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: 25ml or 35ml; and
- (iii) still wine in a glass: 125ml;

(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 CONDITION: ALCOHOL PRICING**

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(6);

(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) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994(7).

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.



**MANDATORY CONDITION: DOOR SUPERVISION**

1. In accordance with section 21 of the Licensing Act 2003 (as amended by section 25 Violent Crime Reduction Act 2006), 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.

**MANDATORY CONDITION: EXHIBITION OF FILMS**

1. In accordance with section 20 of the Licensing Act 2003, 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).

This page is intentionally left blank

**Legislation and Policy Considerations**

1. The following provisions of The Licensing Act 2003 apply to this application: S4 general duties of licensing authorities; s17 application for premises licence; s18 determination of application for premises licence; s23 grant or rejection of application; ss19, 20 and 21 mandatory conditions; The Licensing Act (Mandatory Licensing Conditions) Order 2010; and The Licensing Act 2003 (Mandatory Conditions) Order 2014.
2. The following provisions of The Licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005 apply to this application: Regulation 42, Part 2 (Premises licences) and Part 4 (General) relating to applications, notices and representations and advertisement of applications
3. The following provisions of the Secretary of State's guidance apply to this application: Section 2 The Licensing Objectives; Section 9 Determining applications; Section 10 Conditions attached to premises licences and club certificates; and Section 14 Statements of licensing policy.
4. The following paragraphs of the licensing authority's statement of licensing policy apply to this application: 5.0 Applications for Premises Licences, Club Premises Certificates and Variations; 6.0 Guidelines for Applicants; 7.0 Saturation and Cumulative Impact and 8.0 Licensing Hours.
5. The Committee is reminded of their duty under the Crime and Disorder Act 1998 to consider the crime and disorder implications of their decisions and the authority's responsibility to co-operate in the reduction of crime and disorder in the city.
6. The Committee is reminded that the Human Rights Act 1998 guarantees the right to a fair hearing for all parties in the determination of their civil rights. The Act also provides for the protection of property, which may include licences in existence, and the protection of private and family life.

This page is intentionally left blank

**Licensing Hearing 26 June 2025**

**The Marcia Gray**

**Additional document submitted on behalf of the Applicant**

This page is intentionally left blank

Email received 10 June 2025 from Piers Warne, representing the Applicant

Dear Residents

I act for Punch Pubs, the premises licence holder at the Marcia Grey.

Thank you for taking the time to engage in the consultation relating to the application to vary the premises licence at the pub. We have considered the points you have raised and would like to make the following observations.

### **History of the premises**

The premises was previously known as the Poacher. Punch purchased the premises in December 2024, transferring the licence and changing the name. Works are being undertaken to restore the premises and improve its facilities for customers, including adding the new area. It is expected that around £120,000 is being spent to renovate the pub. The publican employs 6 staff (full and part time)- all local- and have sought to ensure that the premises provides a welcoming and thriving local pub. By and large this has been very successful.

### **Application**

This application is to add an additional area for licensable activities. There is no application to amend hours or otherwise add activities to the licence already granted.

In relation to the specific concerns raised:

### **Partition wall**

The Publican and Punch are looking at the following measures to alleviate concerns raised.

### **Wall Between Existing Bar and Neighbouring Property**

Up until now, for live music at the pub, the band (or singer) has traditionally set up at position C marked on the attached plan – highlighted in blue. This is close to the party wall. However going forward bands will be required to set up at position D – at the other end of the room – well away from the party wall. It is anticipated that this

should reduce the noise considerably, particularly noise from bass sounds, which are due to vibration rather than sound waves.

### **Wall between Existing Kitchen and Neighbouring Property**

This is highlighted in orange on the plan (labelled B). Whilst this wall is quite substantial in itself, the wall will be lined with an acoustic plasterboard. I have attached information about this product for reference. You will see that this is high quality plasterboard with a high density noise insulating core. We understand from the installation team that when installed with acoustic sealant to junctions with floors and ceilings it is highly effective in preventing sound transmission.

However it should be emphasised that this new area will not be used for high volume activities but rather the watching of sport on TV (levels to be kept low in keeping with the 'low key' vibe for the area) and the playing of pool or darts.

### **External Speakers**

It is our understanding that these were installed by the previous owners. There is no change envisaged to them- albeit we cannot comment on previous usage.

### **Rear Window in the new licensed area**

The current roller door (marked A) will be replaced with windows which will seal the noise better than the blind currently does. The windows are commercial grade double glazed, with 24mm thick units. Whilst giving a very high thermal seal they will also be an effective sound barrier.

### **Deliveries**

We understand that the 'purpose built cellar' has not been used for circa 18 months. The previous operator moved back to the underground cellar long before Punch purchased the premises.

Dray deliveries are scheduled for Tuesdays between 10am and 2pm to avoid rush hour traffic. Over the last 5 weeks these have been around 10 to 10.30am. Whilst we appreciate this can cause frustration, there is nowhere else suitable for the dray to park with reasonable access to the cellar drop. In the case of an emergency, a resident can always seek the manager or driver and they will try to assist as best they can.



### **Noise from the premises and dispersal**

It is anticipated that the changes noted above will go a long way to ensure there is no noise outbreak from the premises. Customers will be managed and the publican would be more than happy to meet any resident with concerns to discuss them. In addition, we are proposing the following three conditions to assist:

### **Proposed conditons**

- Speakers outside shall be used for background music only and will be turned off at 21:00 Sunday to Thursday and 22:00 Friday and Saturday.
- The DPS/ Manager shall develop and implement a dispersal policy to ensure that customers exit the premises quickly and quietly. The dispersal policy will be made available to the police and licensing authority on request
- A complaints book shall be maintained at the premises and any complaints by residents shall be logged therein, including date, time, reason for the complaint and outcome/ action taken

Should you feel that this email and the conditions address your concerns, then I would invite you to confrim this with the licensing officer dealing with this matter. They can be contacted at:

[Helen.Sefton@york.gov.uk](mailto:Helen.Sefton@york.gov.uk)

Yours sincerely

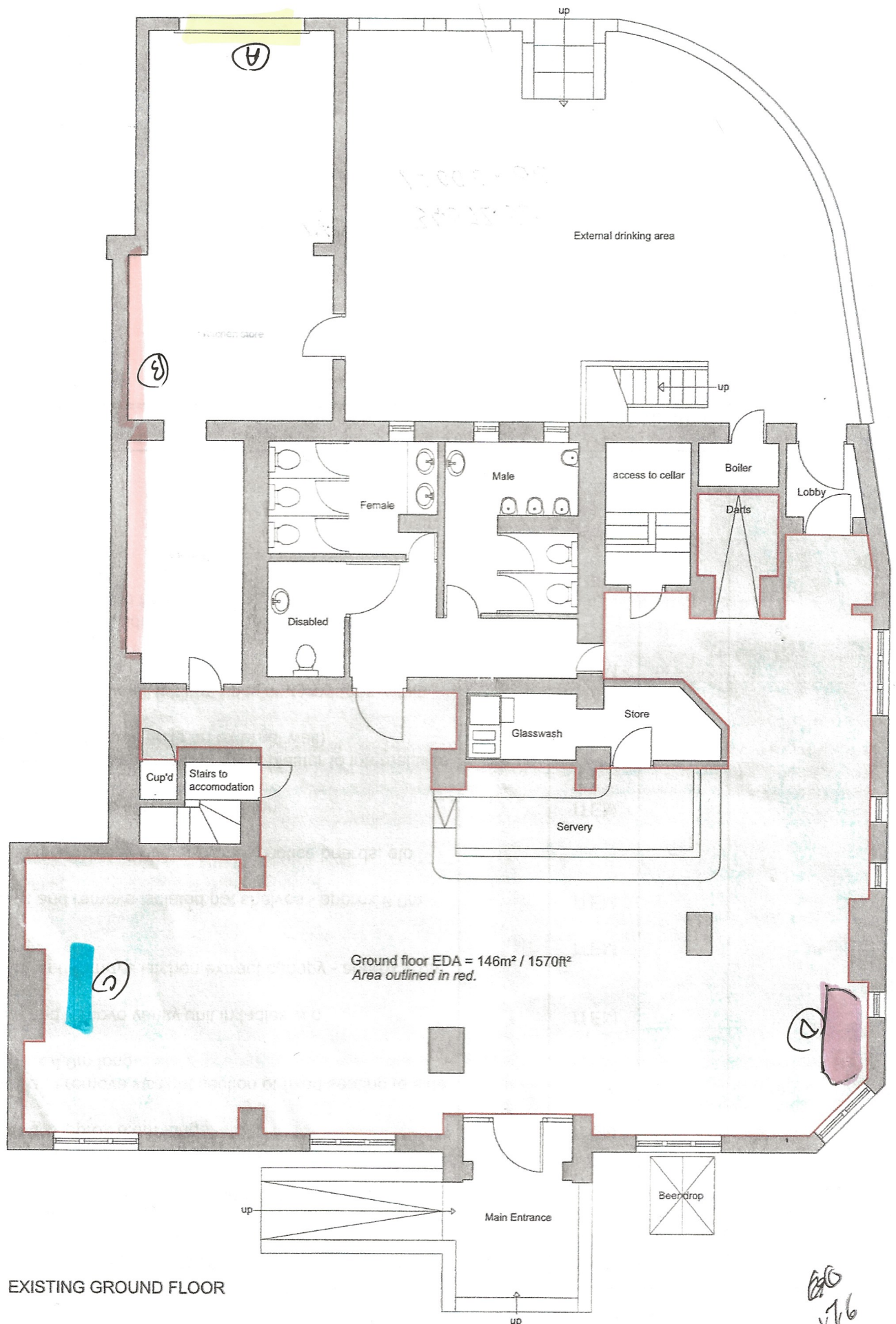
Piers Warne  
Legal Director  
for TLT LLP  
D: +44 (0) 333 00 60692  
M: +44 (0) 7585 961 459  
F: +44 (0) 333 00 61492

[www.tlt.com](http://www.tlt.com)

The British and Irish Lions Tour of Australia starts on the 28 June and ends on the 2 August, with 9 games including the three test matches against the Wallabies on the 19 July, 26 July and 2 August.

All games kick off at **11.00am**. A link to the fixture list can be found [here](#)

If you need to extend your opening hours in the early part of the day to accommodate these games and require a TEN then please contact a member of the Licensing Team.



EXISTING GROUND FLOOR

690  
v16  
a0

This page is intentionally left blank

Product Data Sheet

Gyproc® SoundBloc 15mm



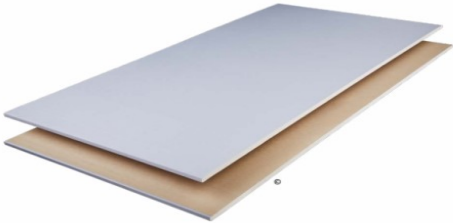
Gyproc SoundBloc 15mm is a plasterboard with a high density noise insulating core.

Where to use

Use it to achieve greater sound insulation levels through walls, ceilings and floors.

Certifications

Environmental Product Declaration (EPD) available [Click here](#).



Product information

Composition

The plasterboard is made of a gypsum core between paper liners.

Colour

Face colour: Blue.  
Reverse colour: Brown.

DIMENSIONS AND WEIGHTS				
PRODUCT SIZES (mm)	1200 X 2400	1200 X 2700	1200 X 2800	1200 X 3000
Nominal thickness (mm)	15	15	15	15
Minimum weight (kg/m²)	13	13	13	13
Edge options	Tapered edge	Tapered edge	Tapered edge	Tapered edge
Number of tapered edges	2	2	2	2
Maximum width tolerance (mm)	+0	+0	+0	+0
Minimum width tolerance (mm)	-4	-4	-4	-4
Maximum length tolerance (mm)	+0	+0	+0	+0
Minimum length tolerance (mm)	-5	-5	-5	-5
Maximum taper width (mm)	80	80	80	80
Minimum taper width (mm)	40	40	40	40
Maximum taper depth (mm)	2.5	2.5	2.5	2.5
Minimum taper depth (mm)	0.6	0.6	0.6	0.6
Squareness: 1200mm width boards (maximum difference in diagonal measurements), 5mm				

NB: Dimensional tolerances. Quality controls are set to meet customer requirements between these maximum and minimum tolerances.

© British Gypsum, 2023.

Product Data Sheet

Gyproc® SoundBloc 15mm



Performance

Here we only provide performance information related to the product. Please see the White Book for system-dependent performance.

Standards

EN 520:2004+A1:2009, Type D.  
Declarations of Performance (DoP) available [Click here](#).



This page is intentionally left blank