



NOTICE OF RELEVANT REPRESENTATION FOR A PREMISES LICENCE UNDER THE LICENSING ACT 2003

North Yorkshire Police hereby give notice of objection to the Premises Licence as listed below:

Postal Address of premises or club premises: 1A High Petergate	
Post town: York	Post code (if known): YO1 7EN

Notice of Objection relates to the following licensing objective: *(Please tick one or more boxes)*

1. The prevention of crime and disorder	<input checked="" type="checkbox"/>
2. Public safety	<input checked="" type="checkbox"/>
3. Prevention of Public Nuisance	<input checked="" type="checkbox"/>
4. The protection of children from harm	<input checked="" type="checkbox"/>

GROUNDINGS FOR RELEVANT REPRESENTATION

Please provide as much information as possible to support this relevant representation:
(e.g. please list any additional information, e.g. dates of problems which are included in the grounds for review)

This application relates to a new premises licence for a café, Snazzy Brew in York City Centre, for licensable activities of supply of alcohol as follows: -

Mon - Sun 1100-2300

North Yorkshire Police have considered the application and what has been offered by the applicant in the operating schedule at Section M alongside the section 182 statutory guidance at Para 1.16 which states that "licence conditions must be appropriate for the promotion of the licensing objectives; must be precise and enforceable; must be tailored to the individual type, location and characteristics of the premises and events concerned:".

Taking both into account on 18th September 2024 police licensing officer PC Kim Hollis has emailed the applicant Mr Kheddo and proposed thirteen conditions to mitigate the risks associated with licensable activities and to promote the licensing objectives.

The conditions suggested are as follows: -

- 1.A digital colour CCTV system will be installed to cover the premises and recorded coverage will include all areas (including outside areas) to where public have access to consume alcohol.
It will be maintained, working and recording at all times when the premises are open.
The recordings should be of good evidential quality to be produced in Court or other such hearing.
Copies of the recordings will be kept available for any Responsible Authority for 28 days. Subject to Data Protection

requirements.

Copies of the recordings shall be made available to any Responsible Authority within 48 hrs upon request. Subject to Data Protection requirements.

Copies of the recordings will display the correct time and date of the recording.

It is the responsibility of the management to ensure that there are sufficient members of staff available during the hours of operation to be able to download evidence from the cctv system at the request of the police or responsible authority. Subject to Data Protection requirements.

2. Documented staff training will be given regarding staff's obligation under the Licensing Act in respect of the: -

Retail sale of alcohol

Age verification policy

Conditions attached to the Premises Licence

Permitted Licensable activities

The Licensing objectives and

The Opening Times of the venue.

Such records shall be kept for a minimum of one year and will be made available immediately upon request from any Responsible Authority.

This training shall be refreshed every 12 months as a minimum.

3. A Refusals Register and Incident Report Register will be kept. Such documents will record incidents of staff refusals of alcohol sales to under-age or drunk people as well as incidents of any anti-social behaviour and ejections from the premises.

Such records shall be kept for at least one year. [For the avoidance of doubt, the one-year period relates to each respective entry in the logbook and runs from the date of that particular entry]: They will be made available immediately upon a reasonable request from any responsible authority.

4. The venue shall operate wholly as a café style operation. For the purpose of clarity, a "café style" would be defined as a small restaurant serving light refreshments and meals. Food and light refreshment shall be available at all times the premises is open and operating for licensable activities.

5. It is the responsibility of the Designated Premises Supervisor / Manager on duty for risk assessing the need for SIA Door Supervisors at the premises. Special consideration should be given to the need for Door staff on Fridays/Saturdays or any Sunday leading into a bank holiday Monday and any days where race meetings are held at York Racecourse.

When employed, a register of those door supervisors employed shall be maintained at the premises and shall include:

- a. the number of door staff on duty;
- b. the SIA badge number and name of each member of door staff;
- c. the times the door staff are on duty.
- d. Any incidents

6. The sale of alcohol shall cease 30 minutes before close of business on any given day to allow for 'drinking up' time.

7. Clear and legible notices shall be displayed at all exits requesting patrons to respect the needs of local residents and to leave the premises and area quietly

8. The licence holder will operate a Challenge 25 Age Verification Policy at the premises.

9. The only acceptable proof of age identification shall be a current Passport, photo card Driving Licence, Military ID card,

or identification carrying the PASS logo (until other effective identification technology e.g thumb print or pupil recognition, is adopted by the Premises Licence Holder).

10. Alcoholic drinks purchased on the premises may only be taken off the premises in sealed containers.

11. No drinks or drinking glasses shall be taken out of the licensed premises or (licensed area) onto the pavement or highway.

12. The outside area will be regularly cleared and kept tidy.

13. All off sales of alcohol shall be in sealed containers.

The applicant has responded to PC Hollis on Saturday 21st September 2024 and due to the officer being on a period of annual leave PS Booth has further communicated with the applicant.

Email exchanges have taken place in relation to the proposed conditions and I produce this as Appendix 1 for members of the committee to view.

The applicant has sought to request adjustments to the conditions regarding "off-sales" and has stated the following: -
"I would like to revisit the condition that restricts off-sales to sealed containers only. As a responsible business, we are fully committed to ensuring that our customers adhere to the licensing objectives. We believe that with clear signage and a firm commitment to responsible service, we can allow customers to purchase open containers for consumption in nearby social settings without compromising public safety".

The applicant has not applied for an outside area so in effect they are wanting to sell alcohol in open containers for patrons to consume on the public highway in the vicinity.

North Yorkshire Police would not support the sale of alcohol in open vessels, as this would undermine the licensing objectives.

There have been the following incidents reported to the police since April 2024, linked with the premises: -

30/08/24 - Issues with beggars/abuse outside café- Police Incident NYP-30082024-0407

08/07/24- Criminal Damage to A Board belonging to premises – Police Incident NYP-08072024-0180

04/07/24 - Theft of sign – Police Incident NYP-04072024-0153

26/06/24 - Issues with persons inside causing disruptive behaviour to customers -Police Incident NYP-26062024-0308

27/05/24 - Abuse to staff in premises – Police Incident NYP-27052024-0396

28/04/24 - Verbal abuse to staff- Police Incident 12240074286

The incidents reported show that there is crime and anti-social behaviour in the vicinity and at the premises and it is imperative to seek proportionate conditions if alcohol is to be introduced as a licensable activity at the location to mitigate risks associated with crime and disorder.

The statutory guidance at para 9.12 states the following: -

"Each responsible authority will be an expert in their respective field, and in some cases, it is likely that a particular responsible authority will be the licensing authority's main source of advice in relation to a particular licensing objective. For example, the police have a key role in managing the night-time economy and should have good working relationships with those operating in their local area. The police should usually therefore be the licensing authority's main source of advice on matters relating to the promotion of the crime and disorder licensing objective."

If members are minded to grant a premises licence for Snazzy Brew then the police would respectfully request that all conditions proposed above are included in the authorisation. If the applicant is not amenable to the conditions, then the police deem that this would undermine the licensing objectives, namely the prevention of crime and disorder and would

ask that the application is refused.

Signature: J Booth

Date: 24/09/2024

Contact name: PS 133 Jackie Booth

Address for correspondence: **Alcohol Licensing Department Fulford Road Police Station**

Post town: **York**

Post code: **YO10 4BY**

Tel. number (if any): **01609 643273**

Email address if preferred option of contact: **NYPLicensing@northyorkshire.pnn.police.uk**

APPENDIX ONE

From: Gevish Kheddo
Sent: Tuesday, September 24, 2024 11:27 AM
To: Booth, Jackie <@northyorkshire.police.uk>
Subject: Re: Snazzy Brew 1a High Petergate - Licence Application

Dear Jackie,

Thank you for your response and for providing clarity on the matter. While I was hopeful we could find some middle ground, I appreciate the time you've taken to review our proposals. I understand that the representation will be submitted, and I will review it once received.

Thank you again for your assistance.

Kind regards,
Gevish Kheddo
Snazzy Brew

From: Booth, Jackie <@northyorkshire.police.uk>
Sent: Tuesday, September 24, 2024 11:11 AM
To: Gevish Kheddo <@look.com>; NYP Licensing
<NYPLicensing@northyorkshire.police.uk>
Subject: RE: Snazzy Brew 1a High Petergate - Licence Application

Dear Mr Kheddo

I have made the position of North Yorkshire Police clear and the conditions proposed are appropriate and proportionate. The police cannot agree to open containers.

I will be submitting a representation to the licensing authority today on this matter today a copy of which you will receive in due course.

Kind Regards

Jackie

PS133 Booth
Force Licensing Manager
Local Policing Support
Tel 101 Ext 30133
Mobile:
Email:-

Please note my working days are Mon/Tues 0700x1700 & Wed/Thur 1200x2200

Committed to the Code of Ethics

From: Gevish Kheddo <@northyorkshire.police.uk>
Sent: Tuesday, September 24, 2024 10:59 AM

To: [REDACTED] <[REDACTED]>
Subject: Re: Snazzy Brew 1a High Petergate - Licence Application

Dear Jackie,

Thank you for your response and for clarifying the conditions regarding off-sales. I understand the concerns around street drinking, particularly in relation to High Petergate. However, given that no premises on this street are able to obtain a pavement café license due to the narrow layout, this significantly limits our ability to create a welcoming atmosphere for customers who enjoy premium drinks at Snazzy Brew. I would like to revisit the condition that restricts off-sales to sealed containers only. As a responsible business, we are fully committed to ensuring that our customers adhere to the licensing objectives. We believe that with clear signage and a firm commitment to responsible service, we can allow customers to purchase open containers for consumption in nearby social settings without compromising public safety. Given the uniqueness of our offering and the character of the area, I kindly request further consideration on this matter. We are open to discussing any additional safeguards or conditions that would allow us to proceed with offering open containers while maintaining alignment with the licensing objectives. I appreciate your time and consideration and look forward to discussing this further.

Kind regards,
Gevish Kheddo
Snazzy Brew

From: Booth, Jackie <[REDACTED]@northyorkshire.police.uk>
Sent: Tuesday, September 24, 2024 10:50 AM
To: Gevish Kheddo <[REDACTED]>; Hollis, Kimberley <[REDACTED]@northyorkshire.police.uk>; NYP Licensing <NYPLicensing@northyorkshire.police.uk>
Subject: RE: Snazzy Brew 1a High Petergate - Licence Application

Good Morning Mr Kheddo,

Thank you for your reply.

In relation to your query regarding off-sales, in your application you have applied for both on and off sales from the premises and the conditions put forward by North Yorkshire Police are to mitigate the risk of street drinking in and around the premises.

10. Alcoholic drinks purchased on the premises may only be taken off the premises in sealed containers. (This condition is to prevent persons leaving the premises with open vessels of alcohol and drinking in the street which would undermine the licensing objectives. As previously referenced there is no application for an outdoor area or pavement café licence at your premises).

13. All off sales of alcohol shall be in sealed containers. (This condition allows customers to purchase products unopened and take away from your premises).

The position of the police remains the same that we would seek the original 13 conditions proposed by PC Hollis in respect of this licence application.

Should you wish to discuss further I am available on my mobile listed below.

Kind Regards

Jackie

PS133 Booth
Force Licensing Manager
Local Policing Support
Tel 101 Ext 30133
Mobile:
Email:-

Please note my working days are Mon/Tues 0700x1700 & Wed/Thur 1200x2200

Committed to the Code of Ethics

From: Gevish Kheddo <gevis.kheddo@northyorkshire.police.uk>
Sent: Tuesday, September 24, 2024 10:17 AM
To: Booth, Jackie <jackie.booth@northyorkshire.police.uk>; Hollis, Kimberley <kimberley.hollis@northyorkshire.police.uk>; NYP Licensing <NYPLicensing@northyorkshire.police.uk>
Subject: Re: Snazzy Brew 1a High Petergate - Licence Application

Dear Jackie,
Thank you for your response and the clarifications provided.
I would like to revisit the point regarding off-sales, specifically in relation to the conditions around containers. We often serve premium drinks that our customers enjoy both at the premises and while socializing nearby. I believe there may be some flexibility in how we manage this aspect and would appreciate further discussion on whether certain adjustments might be feasible to accommodate our customer needs while still maintaining the necessary standards.
I look forward to your thoughts.
Kind regards,
Gevish Kheddo
Snazzy Brew

From: Booth, Jackie <jackie.booth@northyorkshire.police.uk>
Sent: Monday, September 23, 2024 5:56 PM
To: Gevish Kheddo <gevis.kheddo@northyorkshire.police.uk>; Hollis, Kimberley <kimberley.hollis@northyorkshire.police.uk>; NYP Licensing <NYPLicensing@northyorkshire.police.uk>
Subject: RE: Snazzy Brew 1a High Petergate - Licence Application

Dear Mr Kheddo,

Thank you for your response to PC Kim Hollis's email.

By way of introduction I am the force licensing manager for North Yorkshire Police and as PC Kim Hollis is currently on leave, I am now dealing with your application and will be providing a response to the licensing authority.

In relation to the conditions that PC Hollis has proposed, they are appropriate and proportionate for the promotion of the licensing objectives to mitigate risk in relation to a premises that is wishing to operate until 2300hrs in York city centre.

I have considered what you have offered and provide a response to each of your points below.

1. CCTV- the conditions in respect of CCTV do allow for a copy of the recording to be made available within 48hrs. However it is important that when the premises is open for licensable activities there is a trained member of staff available to provide immediate access for incidents which police may need to view CCTV at the time of attendance prior to taking further action, for eg effecting an arrest. I am not aware from other licensed premises in the vicinity of any issues with internet connection.
2. Staff training, the police do not deem that retraining every two years is acceptable this should be done annually. Frequent training sessions show due diligence from an employer and reduce the risk of staff not understanding their obligations particularly in respect of the premise licence conditions, sale of alcohol and promotion of the licensing objectives.
3. The incident and refusal log must contain details of all ASB incidents (I am aware that the premises has already reported incidents to North Yorkshire Police this year) and I would expect full details of those incidents to be recorded in an incident book alongside all refusals regarding the sale of alcohol and ejection from the premises.
4. Café style operation means that the premises must provide a food offering at all times that the premises is open (this is to ensure the premises does not become a vertical drinking establishment). Customers do not have to have food with alcohol but must be able to access a food offering.
6. Sale of alcohol ceasing 30 minutes before closing time is consistent with York's Statement of Licensing Policy.

10 & 13 I cannot see as part of your application that you have applied for an outdoor area on your plan provided or have a pavement café licence so these conditions are consistent with what you have put in your application.

7 & 12 – “ we will try put clear signage up”- If a condition is agreed or issued as part of a premises licence it is a legal requirement to comply with that condition failure to do so is a criminal offence under Section 136 of the Licensing Act for which you could be liable to prosecution. As such trying to comply is not acceptable it must be complied with if you are in agreement.

I am happy to discuss what I have highlighted above to you if you need some further clarity however I am not able to accept your suggested adjustments.

The position of North Yorkshire Police will be to submit an objection to this application, unless agreement to the original conditions sent by PC Hollis can be reached.

If you are amenable to accepting the full conditions then please respond by 5pm on Tuesday 24th September 2024.

I look forward to hearing from you.

Kind Regards

Jackie

PS133 Booth
Force Licensing Manager
Local Policing Support
Tel 101 Ext 30133
Mobile:
Email:-

Please note my working days are Mon/Tues 0700x1700 & Wed/Thur 1200x2200

Committed to the Code of Ethics

From: Gevish Kheddo <gevish.kheddo@northyorkshire.police.uk>
Sent: Saturday, September 21, 2024 5:25 PM
To: Hollis, Kimberley <kimberley.hollis@northyorkshire.police.uk>; NYP Licensing <NYPLicensing@northyorkshire.police.uk>
Cc: Booth, Jackie <jackie.booth@northyorkshire.police.uk>
Subject: Re: Snazzy Brew 1a High Petergate - Licence Application

Dear Kim Hollis,

Thank you for your review of the premises license application for Snazzy Brew at 1A High Petergate. I appreciate your recommendations and the opportunity to ensure our operations align with the Licensing Act 2003 and the local licensing objectives.

After careful consideration, I would like to propose a few adjustments and seek clarification on certain points:

1. CCTV System

While we are committed to ensuring a functional CCTV system, I would like to highlight that the requirement for instant access and download of footage is not feasible for us as a small café. With only 1-2 staff members working at any given time, fulfilling such a request would mean halting operations entirely, which would severely impact our ability to serve customers. Additionally, the internet connection in the area near the Minster is notoriously slow, which could further delay any downloads. I propose allowing us up to 24-48 hours to provide the necessary footage, handled by the manager or designated staff member, ensuring minimal disruption to the business while still meeting safety requirements.

2. Staff Training

I recognize the importance of staff training, but I would like to extend the refresher training period from annually to once every two years. This ensures staff remain informed while reducing the administrative workload of managing frequent training sessions and record-keeping. All training documentation will be available upon request.

3. Refusals and Incident Register

We propose to limit the incident log to significant events, such as refusals of service due to intoxication or serious anti-social behavior. This will focus on documenting important incidents without overwhelming staff with excessive paperwork for minor occurrences.

4. Café-Style Operation

This point seems a bit unclear, and I would appreciate further clarification. Could you specify what exactly constitutes a "café style operation" in this context? Specifically, does this condition require us to serve full meals at all times, or can we offer lighter refreshments during quieter hours or lower demand periods? Understanding the flexibility allowed here will help us balance our food offering with customer needs while still complying with the spirit of this requirement.

6. Sale of Alcohol Ceasing 30 Minutes Before Closing

I would like to propose reducing the "drinking-up" time to 10 minutes before closing instead of 30. This adjustment will still allow for an orderly wind-down of service while maximizing our operating hours.

10 & 13. Off-Sales in Sealed Containers

We understand and appreciate the reasoning behind the requirement for sealed containers with off-sales, particularly in relation to preventing anti-social behavior. However, many of our customers purchase premium wines and craft beers to enjoy responsibly in outdoor settings or while socializing. We take pride in fostering a respectful and responsible drinking culture and are happy to implement clear signage reminding customers to be considerate of public spaces. This approach allows us to enhance the customer experience while still supporting the principles of public safety.

7 & 12. Notices for Patron Behavior and Outside Maintenance

We are committed to maintaining the outside area and promoting responsible behavior by patrons. We will try put clear signage in display and that the area outside the premises remains clean and tidy at all times.

I hope these adjustments strike a balance between maintaining the licensing objectives and allowing us to operate Snazzy Brew efficiently. I look forward to your feedback and would be happy to discuss these points further.

Thank you again for your time and consideration.

Kind regards,
Gevish Kheddo
Snazzy Brew

From: Hollis, Kimberley <kimberley.hollis@northyorkshire.police.uk>
Sent: Thursday, September 19, 2024 2:14 PM
To: (< >
Cc: Booth, Jackie <jackie.booth@northyorkshire.police.uk>
Subject: FW: Snazzy Brew 1a High Petergate - Licence Application

Good Afternoon Mr Kheddo,

I am following up from my email below as I am going on to annual leave. I have tried calling and left a voicemail.

Please could I ask for you to consider the below soonest and come back to myself and Sgt Jackie Booth to advise if this is acceptable to you for the application. This agreement needs to be made before the end date for the application of the **25/09**, if no agreement can be made North Yorkshire Police would object to the application and submit a representation to ask for the conditions below.

I look forward to hearing from you.

Kind Regards,
Kim

PC 1671 Kim HOLLIS
Alcohol Licensing Officer (York)
North Yorkshire Police
Mobile (
Tel: 101

'Committed to the Code of Ethics'



**I Support the
Hidden Disabilities
Sunflower Scheme**

From: Hollis, Kimberley
Sent: 18 September 2024 11:20
To:
Subject: Snazzy Brew 1a High Petergate - Licence Application
Importance: High

Good Afternoon Mr Kheddo,

My name is Kim Hollis I am the Police Licensing officer for York and I have been reviewing the application for a premises licence for 1a High Petergate, Snazzy Brew.

As part of my role I review all licence applications and risk assess these in line with the Licensing Act 2003, licensing objectives and the statement of licensing policy for York.

I have looked through the application and in order to mitigate risk associated with licensable activities I would like to make the follow recommendations for conditions to be attached the premises licence.

Suggested conditions:

1. A digital colour CCTV system will be installed to cover the premises and recorded coverage will include all areas (including outside areas) to where public have access to consume alcohol. It will be maintained, working and recording at all times when the premises are open. The recordings should be of good evidential quality to be produced in Court or other such hearing. Copies of the recordings will be kept available for any Responsible Authority for 28 days. Subject to Data Protection requirements. Copies of the recordings shall be made available to any Responsible Authority within 48 hrs upon request. Subject to Data Protection requirements. Copies of the recordings will display the correct time and date of the recording. It is the responsibility of the management to ensure that there are sufficient members of staff available during the hours of operation to be able to download evidence from the cctv system at the request of the police or responsible authority. Subject to Data Protection requirements.

2. Documented staff training will be given regarding staff's obligation under the Licensing Act in respect of the:-

Retail sale of alcohol

Age verification policy

Conditions attached to the Premises Licence

Permitted Licensable activities

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Such records shall be kept for a minimum of one year and will be made available immediately upon request from any Responsible Authority.

This training shall be refreshed every 12 months as a minimum.

3. A Refusals Register and Incident Report Register will be kept. Such documents will record incidents of staff refusals of alcohol sales to under-age or drunk people as well as incidents of any anti-social behaviour and ejections from the premises.

Such records shall be kept for at least one year. [For the avoidance of doubt, the one year period relates to each respective entry in the log book and runs from the date of that particular entry]: They will be made available immediately upon a reasonable request from any responsible authority.

4. The venue shall operate wholly as a café style operation. For the purpose of clarity a "café style" would be defined as a small restaurant serving light refreshments and meals. Food and light refreshment shall be available at all times the premises is open and operating for licensable activities.

5. It is the responsibility of the Designated Premises Supervisor / Manager on duty for risk assessing the need for SIA Door Supervisors at the premises. Special consideration should be given to the need for Door staff on Fridays/Saturdays or any Sunday leading into a bank holiday Monday and any days where race meetings are held at York Racecourse.

When employed, a register of those door supervisors employed shall be maintained at the premises and shall include:

- a. the number of door staff on duty;
- b. the SIA badge number and name of each member of door staff;
- c. the times the door staff are on duty.
- d. Any incidents

6. The sale of alcohol shall cease 30 minutes before close of business on any given day to allow for 'drinking up' time.

7. Clear and legible notices shall be displayed at all exits requesting patrons to respect the needs of local residents and to leave the premises and area quietly

8. The licence holder will operate a Challenge 25 Age Verification Policy at the premises.

9. The only acceptable proof of age identification shall be a current Passport, photo card Driving Licence, Military ID card, or identification carrying the PASS logo (until other effective identification technology e.g thumb print or pupil recognition, is adopted by the Premises Licence Holder).

10. Alcoholic drinks purchased on the premises may only be taken off the premises in sealed containers.

11. No drinks or drinking glasses shall be taken out of the licensed premises or (licensed area) onto the pavement or highway.

12. The outside area will be regularly cleared and kept tidy.

13. All off sales of alcohol shall be in sealed containers.

Please can you look through the conditions and advise if you are happy to agree to these being added to the licence. I can confirm that, if agreed, North Yorkshire Police would have no objection to the application. If you have any questions or wish to discuss further please contact me on email or the mobile number below.

Could I ask that you send an initial response by 1200 noon 19th September.

Kind Regards,
Kim

PC 1671 Kim HOLLIS
Alcohol Licensing Officer (York)
North Yorkshire Police
Mobile (
Tel: 101

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