



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: Mittle River Terrace Lendal York	
Post town: York	Post code (if known): YO1 8AA

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 type="checkbox"/>

GROUND 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 is a new grant application for Mittle River Terrace, described as a Gastro-Brewpub, within York City centre. The applicant requests licensable activities 7 days a week between the following times:

Supply of alcohol (on and off sales)- 0800hrs-0100hrs daily

Late Night Refreshment – 2300—0100hrs daily

With Hours open to the public between 0800hrs and 0130hrs each day.

The premises sits within York's cumulative impact assessment area (CIA). An area which The City of York Council has identified as being under the most stress from crime and disorder and public nuisance in their statement of licensing policy. The current policy came into effect in March 2025 and states:

9.10 Applications for new premises licences or variations for premises situated within the cumulative impact area, that are likely to add to the cumulative impact already experienced, will normally be refused if relevant representations are received. The applicant will be expected to demonstrate through the operating schedule, the steps that they intend to take to promote the licensing objectives, so that the Council and responsible authorities can be satisfied that granting a new or varied licence will not add to the cumulative impact already being experienced.

9.11 The onus is on the applicant to demonstrate to the responsible authorities the suitability of how their proposal will not add to the cumulative impact. To assist this process the Council recommends early consultation with responsible authorities; this can be done directly with those authorities or through the Council's Licensing Section. Applicants should also have regard to the guidance issued by the Home Office under Section 182 of the Act.

9.14 Application for the grant or variation of a premises licence in the cumulative impact area may be considered more favourably if the applicant can demonstrate through the operating schedule that if:

- the application relates to the 'on-sale' of alcohol, that the premises is going to be predominantly food led with:
 - alcohol being sold/supplied ancillary to a meal, with substantial* food being served throughout the duration of the operating hours;
- no vertical drinking, all customers seated at tables;
- set number of table covers;
- table service only, no customers at the bar;
- no drinks promotion, unless they are in line with a food promotion.

*something more substantial than a bag of crisps or a bowl of olives or nuts.

North Yorkshire Police conducted a site visit to the premises and spoke with the operators regarding the venue and the proposed business.

During the visit to the premises the applicant expressed that the hours applied for would likely be reduced as they have some planning restrictions in place.

Following on from this meeting I proposed to the applicant's solicitor some conditions in line with the proposed revised hours of operating, seeking clarification over the timings and conditions.

Unfortunately I was unable to get clarification over the timings from the applicant within the consultation period and as such no agreement was made to reduce the timings in line with discussions had or agreement over suitable conditions for the timings applied for.

The applicant via their legal representation has submitted an operating schedule with various conditions offered. This is welcomed by North Yorkshire Police but believed that it is not robust enough yet to mitigate risk associated with opening a licensed premises within this area.

As part of the proposed operating schedule the applicant offered the following condition regarding food:

25. As a minimum, in all parts of the premises where alcohol is sold or supplied for consumption on the premises substantial food and non-intoxicating beverages including water shall be available to order between midday and 21:00hrs. for the avoidance of doubt, a substantial food menu shall be available to order between these times.

This would mean that, if granted as applied for, the premises would be able to operate for supply of alcohol within the Cumulative impact area without the need for a substantial food between 08:00hrs – Midday and 21:00hrs to 01:30hrs 7 days a week meaning that the premises would have no obligation to offer food for 8 and a half hours a day, 7 days a week. It would be our position that this would not, therefore, be a 'food led' premises.

I have written on a number of occasions to get clarification on the times and although the applicant has confirmed some conditions proposed would be agreed, they have not clarified the timings within the consultation period and as such North Yorkshire Police would like to suggest that the following timings and conditions are proposed and considered.

Suggested Timings:

Supply of Alcohol: 10:00-00:00hrs daily (with a 30 minute 'drink up time for on sales, meaning all on sales would stop no later than 23:30hrs daily)

Outside terrace areas closed by 23:00hrs daily and cleared of any non-fixed tables and chairs if accessible by members of the public.

Proposed amendment to operating schedule conditions:

-There shall be a minimum number of seats provided for customer use at all times the premises is open and operating as follows:

Lower floor – (to be agreed)

Upper Floor – (to be agreed)

Outside terrace areas (both) – (to be agreed)

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

-Condition 2 offered - to be amended to add SIA doorstaff on each Saturdays as well as on race days.

Thank you.

Signature: K Hollis

Date: 18/03/26

Contact name: PC1671 Kim HOLLIS

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

Post town: **York**

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