

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 York Race Committee

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 009168
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
York Racecourse Knavesmire Road			
Post town	York	Postcode	YO23 1EX

Telephone number at premises (if any)	01904 620911
Non-domestic rateable value of premises	£800,000

Part 2 – Applicant details

Daytime contact telephone number	
E-mail address (optional)	
Current postal address if different from premises address	As Premises Address
Post town	
Postcode	

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
1	4	05
2	0	24

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)

The proposed variation arises from the redevelopment of the southern end of the racecourse site. This has been carried out to improve the safety and the raceday experience of racegoers. The overall capacity of the site will remain unchanged. The new facilities allow for more efficient service, preventing congestion caused by queues and reducing pressure on other facilities.

The new facilities are located in the Roberto Village Building (RVB) and the Bustardthorpe Stand. These replace existing facilities which were no longer fit for purpose. The new facilities also include betting outlets, extensive toilet facilities (including additional accessible facilities,) hot food outlets and a new covered seating area which will improve racegoer comfort during adverse weather conditions.

We also seek to make some further variations to the Premises Licence. These include:

- The staging of up to four indoor boxing or wrestling events between 1000 and 0400 per year.
- Outdoor showing of films between 1000 and 2230.
- Outdoor performances of dance between 1000 and 2230.
- Outdoor performances of recorded music between 1000 and 2230.
- The provision of Late-Night Refreshment outdoors between 2300 and midnight.
- Increasing the permitted number of occasions for staging an outdoor performance of live music after racing on either a Friday or Saturday between 1000 and 2230 from three to four per year.

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:

Capacity unchanged

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) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input checked="" type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input checked="" type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |

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)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 5) N/A	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 6) N/A		
Thur					
Fri			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 (please read guidance note 7) N/A		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5) Outdoor film shows for audiences greater than 500 persons. <u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6) N/A <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) N/A		
Mon	1000	2230			
Tue	1000	2230			
Wed	1000	2230			
Thur	1000	2230			
Fri	1000	2230			
Sat	1000	2230			
Sun	1000	2230			

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please <u>give further details</u> (please read guidance note 5) N/A
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 6) N/A
Tue			
Wed			
Thur			Non standard timings. Where you intend to use the premises for <u>indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 7) N/A
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 checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	1000	0400	Please give further details here (please read guidance note 5) A maximum of four indoor boxing & wrestling events will be held each year.	Both	<input type="checkbox"/>
Tue	1000	0400			
Wed	1000	0400	State any seasonal variations for boxing or wrestling entertainment (please read guidance note 6) N/A		
Thur	1000	0400			
Fri	1000	0400	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 (please read guidance note 7) N/A		
Sat	1000	0400			
Sun	1000	0400			

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 5) Outdoor Live music for an audience between 1000 and 2230		
	1000	2230			
Tue			Please give further details here (please read guidance note 5) Outdoor Live music for an audience between 1000 and 2230		
	1000	2230			
Wed			State any seasonal variations for the performance of live music (please read guidance note 6) N/A		
	1000	2230			
Thur			State any seasonal variations for the performance of live music (please read guidance note 6) N/A		
	1000	2230			
Fri			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 (please read guidance note 7)		
	1000	2230			
Sat			Non Standard Timings for Outdoor Live Music - Amend as follows: <i>On a maximum of four occasions per year outdoor live music may take place following racing. Where this occurs at an evening event the live music performance will be between 1945 and 2230 hrs. Where it occurs following an afternoon event the music performance will take place between 1645 and 2000 hrs.</i>		
	1000	2230			
Sun			Non Standard Timings for Outdoor Live Music - Amend as follows: <i>On a maximum of four occasions per year outdoor live music may take place following racing. Where this occurs at an evening event the live music performance will be between 1945 and 2230 hrs. Where it occurs following an afternoon event the music performance will take place between 1645 and 2000 hrs.</i>		
	1000	2230			
			From the end of permitted hours New Years Eve to the start of Permitted Hours New Years Day		

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>			
				Outdoors	<input checked="" type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	Please give further details here (please read guidance note 5)					
Mon	1000	2230				Outdoor recorded music between 1000 and 2230.		
Tue	1000	2230						
Wed	1000	2230	State any seasonal variations for the playing of recorded music (please read guidance note 6) N/A					
Thur	1000	2230						
Fri	1000	2230	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 (please read guidance note 7)					
Sat	1000	2230				From the end of permitted hours New Years Eve to the start of Permitted Hours New Years Day		
Sun	1000	2230						

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 5) Outdoor performances of dance between 1000 and 2230		
	1000	2230			
Tue					
	1000	2230			
Wed			State any seasonal variations for the performance of dance (please read guidance note 6) N/A		
	1000	2230			
Thur					
	1000	2230			
Fri			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 (please read guidance note 7)		
	1000	2230			
Sat			From the end of permitted hours New Years Eve to the start of Permitted Hours New Years Day		
	1000	2230			
Sun					
	1000	2230			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing N/A		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 5) N/A		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 6) N/A		
Fri					
Sat			<u>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</u> (please read guidance note 7) N/A		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input checked="" type="checkbox"/>
Mon	2300	0000	Please give further details here (please read guidance note 5) Indoor late night refreshments may be provided to guests attending events at the racecourse.	Both	<input type="checkbox"/>
Tue	2300	0000		The provision of late-night refreshments outdoors between 2300 and midnight.	
Wed	2300	0000	State any seasonal variations for the provision of late night refreshment (please read guidance note 6) N/A		
Thur	2300	0000			
Fri	2300	0000	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 (please read guidance note 7)		
Sat	2300	0000		From the end of permitted hours New Years Eve to the start of Permitted Hours New Years Day	
Sun	2300	0000	The sale and consumption of late night refreshment may be extended for a period of 30 minutes after the permitted hours set out above		

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 6) N/A		
Mon	1000	0300			
Tue	1000	0300			
Wed	1000	0300			
Thur	1000	0300			
Fri	1000	0300			
Sat	1000	0300			
Sun	1000	0300			
			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 (please read guidance note 7)		
			From the end of permitted hours New Years Eve to the start of Permitted Hours New Years Day		

K

<p>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 (please read guidance note 10).</p> <p>A gambling premises licence is in place with appropriate conditions in place to ensure that age verification checks are carried out.</p>
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L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			<u>State any seasonal variations</u> (please read guidance note 6) N/A
Day	Start	Finish	
Mon	0000	2359	
Tue	0000	2359	
Wed	0000	2359	
Thur	0000	2359	<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> (please read guidance note 7) N/A
Fri	0000	2359	
Sat	0000	2359	
Sun	0000	2359	

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.

None of the current conditions should be removed

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.
N/A

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)

- All staff involved in the sale of alcohol, will be provided with appropriate instruction and or training to ensure that the Challenge 25 policy is maintained, and that persons who are drunk are not served with alcohol.
- Where sales of alcohol are carried out by means of a QR Code the staff delivering the alcohol to the customer will receive appropriate instruction and or training to ensure that the Challenge 25 policy is maintained, and that persons who are drunk are not served with alcohol.
- Where alcohol is sold via an automated vending system the sale will be appropriately supervised by a trained member of staff who will have been provided with appropriate instruction and or training to ensure that the Challenge 25 policy is maintained, and that persons who are drunk are not served with alcohol.

b) The prevention of crime and disorder

Indoor boxing and wrestling events will be advance ticketed only and have a maximum attendance of 499 persons.

c) Public safety

All alcohol sales will be from fixed points. Peripatetic hawkers will not be used for the sale of alcohol.

Amend Annex 2 – Clause 8

No sale of alcohol or soft drinks shall be made in glass containers from the Grandstand & Paddock or Clocktower Enclosures, apart from sparkling wine without the prior approval of the Licensing Authority and Police.

d) The prevention of public nuisance

A noise management plan will be in place for the playing of outdoor recorded and live music.

e) The protection of children from harm

Add the following conditions:

A challenge 25 system will be in operation for the sale of alcohol.

All staff carrying out age verification must be at least 18 years old.

Where films are shown we will ensure that age classification restrictions are observed.

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.
- 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	
Date	19/03/24
Capacity	Head of Operations

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	19/03/24
Capacity	Designated Premises Supervisor

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)

Phil Atkinson
York Racecourse
Knavesmire Road

Post town	York	Post code	YO23 1EX
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
 - Plays: 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 performances between 08.00 and 23.00 on any day, provided that the audience does 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. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - 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 that is not licensed to sell alcohol 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 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.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
 - 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.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 5. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 8. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
 9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 10. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
 11. Please list here steps you will take to promote all four licensing objectives together.
 12. The application form must be signed.

13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
15. This is the address which we shall use to correspond with you about this application.