

## Licensing/Gambling Hearing

**To:** Councillors Hook, Knight and Nicholls

**Date:** Thursday, 30 May 2024

**Time:** 10.00 am

**Venue:** West Offices - Station Rise, York YO1 6GA

### AGENDA

**1. Chair**

To elect a Member to act as Chair of the meeting.

**2. Introductions**

**3. Declarations of Interest**

At this point in the meeting, Members and co-opted members are asked to declare any disclosable pecuniary interest, or other registerable interest, they might have in respect of business on this agenda, if they have not already done so in advance on the Register of Interests. The disclosure must include the nature of the interest.

An interest must also be disclosed in the meeting when it becomes apparent to the member during the meeting.

*[Please see attached sheet for further guidance for Members].*

#### **4. Exclusion of Press and Public**

To consider excluding the Press and Public 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.

#### **5. Minutes**

To approve and sign the minutes of the Licensing Hearing held on 15 April 2024.

#### **6. The Determination of an Application by York Racecourse Committee for the Variation of a Premises Licence [Section 35(3)(a)] in respect of York Racecourse, Knavesmire Road, York, YO23 1EX. (CYC-009168)**

Democratic Services Officer:

Name: Reece Williams

Contact Details:

- Telephone – (01904) 55 4447
- Email - [reece.williams@york.gov.uk](mailto:reece.williams@york.gov.uk)

For more information about any of the following, please contact the Democratic Services officer responsible for servicing this meeting:

- Business of the meeting
- Any special arrangements
- Copies of reports and
- For receiving reports in other formats.

Contact details are set out above.

**This information can be provided in your own language.**

**我們也用您們的語言提供這個信息 (Cantonese)**

**এই তথ্য আপনার নিজের ভাষায় দেয়া যেতে পারে। (Bengali)**

**Ta informacja może być dostarczona w twoim (Polish)  
własnym języku.**

**Bu bilgiyi kendi dilinizde almanız mümkündür. (Turkish)**

**یہ معلومات آپ کی اپنی زبان (بولی) میں بھی مہیا کی جاسکتی ہیں۔ (Urdu)**

** (01904) 551550**

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**ANNEX 1 – GENERAL LICENSING SUB – COMMITTEE AND  
TAXI LICENSING SUB COMMITTEE  
PROCEDURE FOR LICENSING HEARINGS**

1. The procedure adopted at licensing hearings is at the discretion of the Sub-Committee but will normally follow the pattern outlined below.
2. The Council's licensing hearings procedure is based on regulations made under the Licensing Act 2003. The procedure is intended as a general framework to ensure natural justice and a fair hearing. The Sub-Committee will be guided by legal principles in determining whether evidence is both relevant and fairly admitted. Sub-Committee Members have a duty to view all evidence presented before them impartially. No matter how strong local opinion may be, Sub-Committee Members can only make decisions in the context of the licensing objectives as set out in legislation as follows:
  - The prevention of crime and disorder
  - Public safety
  - The prevention of public nuisance
  - The protection of children from harm
3. The licensing hearing will be in public session and this involves the publication of all paperwork relevant to the hearing on the Council's website. This includes letters of representation either in support or objection. Name and address details of those making representations will be made public. Telephone numbers, email addresses and signatures will be omitted. The Sub-Committee may exclude the public from a hearing if it considers it in the public interest to do so. However, the decision will be made in private.
4. In view of the requirement to hold hearings within specified timescales (usually 20 working days from the last date for representations), the Council is unable to enter into discussions to identify dates convenient to all parties concerned. In exceptional circumstances, the Council will consider applications to hold hearings at a later date.
5. The Council will provide a record of the hearing in a permanent and intelligible form and keep it for 6 years from the date of determination

or disposal of any Appeal. The live stream of the Hearing will be recorded and the recording placed on the Council's website.

### **Representations at Licensing Hearings**

6. The Applicant is permitted to speak at the hearing. Ward Councillors, responsible Authorities and Representors are only permitted to speak if they have made written submissions during the consultation period. The Applicant and any Representors shall attend in person wherever possible. Any party to a hearing may be assisted or represented by any person, legally or otherwise.
7. All parties will be given a fair hearing and each party will have the same amount of time in which to address the Sub-Committee and question each other. Each party will have 15 minutes to address the Sub-Committee and call any witnesses and 5 minutes for questions.
8. However, where there are groups of individuals with a common interest, for example local residents making similar representations either for or against an application, consideration should be given to nominating a spokesperson. Otherwise the Sub-Committee may impose a time limit for such representations where there is pressure on the Sub-Committee to hear numerous applications in a short period of time or for any other valid reason.
9. The Sub-Committee may take into account any documentary evidence or other information in support of the application or representations either before the hearing or, with the consent of all other parties, at the hearing. For remote meetings the procedure set out in paragraphs 14 to 18 below will be followed.
10. If any Representors fail to attend the hearing, the Sub-Committee will normally proceed but will consider their written representation. In considering written evidence in the absence of a Representor, appropriate weight will be attached, given that the person cannot be questioned by the Applicant and Members.
11. The Sub-Committee is required to disregard any information given or evidence produced by a party or witness which is not relevant to the

application, representations, or notice, and the promotion of the licensing objectives. Duplication should be avoided. Comments must be confined to those points already made, although the parties may expand on their written submissions. The Sub-Committee will have read and familiarised themselves with all the written submissions and the issues prior to the hearing, and therefore do not require the points to be made at length. The Applicant and Representors cannot raise substantial new information at a hearing which has not been seen previously by the other parties.

12. A Representor **may not** introduce any new ground or objection not referred to in their written submission. Additional representations which do not amount to an amplification of the original representation will not be considered by the Sub-Committee.
13. Any person behaving in a disruptive manner will be asked to leave the hearing. However, if this occurs, that person will be entitled to submit in writing any information they would have been entitled to give orally.

#### **Procedure prior to the Hearing - remote and hybrid meetings**

14. Where the meeting is held remotely or in hybrid form the Sub-Committee will use a video-conferencing platform when the hearing is in public session. Clear instructions will be provided to participants on how to join the remote hearing. The Sub-Committee may exclude the public from all or part of a hearing if it considers it is in the public interest to do so. Should any part of the hearing need to be held in private session, a separate private online meeting will be convened by the Sub-Committee using a secure video-conferencing platform. This video-conferencing platform will also be used for decision making in private.
15. All paperwork relevant to the hearing will be published online on the Council's website, 5 working days before the remote hearing. The documents will be produced in PDF format and will be paginated to permit ease of reference during the remote hearing. Name and address details of those making representations will be made public. Telephone numbers, email addresses and signatures will be omitted.

16. 5 working days before the remote hearing is due to take place, the Council will contact the parties with a list of issues they would like any party to specifically address them on or clarify at the hearing.
17. If in light of the Council's list of issues any party wishes to produce any further documentary evidence they should submit this to the Council by email three working days before the hearing.
18. Any documentary evidence that is not submitted to the Council by email three working days before the hearing will not be admitted without the agreement of all parties. If it is essential to a party's case that the material be admitted, then the Sub-Committee will consider adjourning the remote hearing to allow all parties a fair opportunity to consider it.
19. Should any party wish to rely on any points of law, specific references in the s.182 Guidance, specific references in the Council's Policy or any other external resources, these should be set down in an electronic document and submitted to the Council by email three working days before the hearing.

### **Procedure prior to the Hearing – Physical Meetings**

20. The Members sitting on the Sub-Committee will have a briefing prior to the hearing, usually in the meeting room where the hearing is to take place. They will only be accompanied by the Democratic Services Officer and the Council's Legal Advisor. During the briefing, attention will only be drawn to the nature of the application and the premises or person to which it relates and any procedural matters.
21. At any hearing of an application, the Licensing Officer, the Applicant and any Representors or representatives will report to reception and be asked to wait in reception until called into the meeting room. Please arrive 15 minutes before the advertised start time.

### **Procedure at the Hearing**

22. The Chair introduces the Sub-Committee Members and Officers and welcomes the Applicant and Representors (or their representatives), and establishes the identity of all who will be taking part.

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

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Meeting	Licensing/Gambling Hearing
Date	15 April 2024
Present	Councillors Melly, Hook, and Wells
Officers in attendance	Lesley Cooke - Licensing Manager Sandra Branigan - Legal Advisor

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**1. Chair (10:05am)**

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

**2. Introductions (10:06am)**

Introductions were made.

**3. Declarations of Interest (10:07am)**

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. Councillor Hook declared that she was an acquaintance of the Applicant for the application in question.

**4. Exclusion of Press and Public (10:07am)**

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.

**5. Minutes (10:08am)**

Resolved: That the minutes from the Licensing Hearing held on 12 February 2024 be signed and approved as an accurate record subject to the following amendments of Minute 24(5):

- Minute 24(5), paragraph 3: Amend “Budget” to “Bridget”;
- Minute 24(5), paragraph 4: Amend “Your” to “her”;
- Minute 24(5), paragraph 4: Delete: “You were not”;
- Minute 24(5), paragraph 5: Delete: “There would never be more than 18 covers inside the meeting and 8 covers outside the meeting” and add “There would never be more than 18 covers inside the premises and 8 covers outside the premises”;
- Minute 24(5), paragraph 5: Delete: “You would be willing” and add “She would be willing”.

**6. The Determination of an Application by Karl Smith for a Premises Licence [Section 18(3)] in respect of St Lawrence Church and Community Hall (CYC-077499). (10:11am)**

Members considered an application by Karl Smith for a Premises Licence [Section 18(3)(a)] in respect of St Lawrence Church and Community Hal, York.

In considering the application and the representations made, the Sub-Committee concluded that the following licensing objectives were relevant to the Hearing:

1. The Prevention of Crime and Disorder
2. The Prevention of Public Nuisance

In coming to their 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 objectives, including:

1. The application form.
2. The papers before it including the written representations received from local residents and the additional information submitted by the Applicant.

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

The Licensing Manager outlined the report and the annexes, noting the opening and operating hours of the event, and that it was an application for a beer festival once a year in September, for four-years.

She explained that the plan of the premises was detailed in annex 1, and provided a larger printout of this to those in attendance at the hearing.

She explained that the premises was not in the Cumulative Impact Area and that the Applicant had carried out the consultation process correctly. She noted that there were no representations from Responsible Authorities and that amendments and additional conditions had been agreed with the police, as set out in Annex 3.

She drew attention to the representations made by two other people at Annex 5, and the additional information submitted by the Applicant in the agenda supplement. She then advised the sub-committee of the options open to them in determining the application.

In response to questions from members, the Licensing Officer confirmed:

- Although there was a requirement for the Applicant to have a policy on age-verification, it was up to the Applicant to determine the policy to be used.

4. The Applicant's representation at the hearing.

Karl Smith (the Applicant) explained that he had been York CAMRA's organiser in previous years, and that the event had been held at various events in the past, such as: Priory Street, York; York Racecourse, and St Lawrence Church, York.

The Applicant highlighted that in the event's most popular years they received a peak of 10,000 visitors over the festival's open period, but in recent years they had only received around 3,000 visitors over the same period.

He noted that the event has a good relationship with North Yorkshire Police, that there was an ambulance on site on standby for if needed, and that they have never had any incidents of note and the ambulance has not been needed.

He drew attention to the additional information provided within the agenda supplement, and noted that the Health and Safety information, amongst other documents, were available there for members.

In response to questions from members, the Applicant stated that:

- Once last orders were called at 10:45pm, staff encouraged customers to finish their drinks and leave the premises, and they would usually be empty by 11:30pm.
- The event would never exceed their fire-safety attendance limits, and crowd-management tactics would be used if necessary, such as counting people on arrival, and operating a one-out one-in policy.
- Customers would be encouraged to leave quietly, and security was on site, although it was expected that there would only be a small amount of people there for last orders, with most leaving beforehand.
- The Church, driveway, and buildings were owned by the Church, and was paid for and hired by CAMRA along with the Ellen and Dorothy Wilson Almshouse Charity (EDWAC) land.

The Chair asked the Applicant if they would be able to change their policy of only accepting UK-issued identification, to which the Applicant stated he was not able to answer. The Licensing Officer confirmed that as it was stated within the agreed conditions with North Yorkshire Police (annex 3) that acceptable proof of age identification shall be a current Passport, photo card Driving Licence, Military ID card, or identification carrying the PASS logo, this agreement would supersede their policy.

##### 5. The representations made by Sue Richardson.

Sue Richardson explained that although the event was held at St Lawrence Church last year, she didn't object to its' licence as she wasn't aware it would be happening. She highlighted to the Sub-Committee that many residents of Ellen Wilson Cottages were elderly, and some had ill health.

She noted that there was currently no boundary separating residents' land and the land to be used by the event due to the fence falling down and not yet being repaired or replaced, this had led to a lack of privacy for Sue and residents. Sue highlighted the impact the event would have on residents' quality of life, and noted how during last year's event residents were unable to access their car park.

In response to a question from the Applicant, Sue Richardson confirmed that EDWAC owned the fence that separated her property from the event's premises.

In response to questions from members, Sue Richardson confirmed that:

- Residents had approached EDWAC to rebuild the fence and this was still ongoing, the fence acted as a barrier to noise.
- During last year's event she could hear music and voices over a speaker at 10pm, and this level of noise was not experienced with church events.
- The carpark was usually used for visitors or church events.

Sue Richardson was then given the opportunity to sum-up her case and this opportunity was refused.

The Applicant was given the opportunity to sum-up his case and explained that consultations had been made with EDWAC prior to the organisation of the event. He told the Sub-Committee that the existing Public Address (PA) system used at the church was a sound reinforcement system for those who were hard of hearing, during the event, this would be used for calling for last orders, public announcements, and for emergency evacuations. There would be no live music, and any recorded music would be played inside the marquee at a low volume until 11pm.

Karl Smith then told the Sub-Committee that staff who would be sleeping in caravans on site would just be wanting rest and therefore would not be making noise at night. He also commented that the fence separating Ellen Wilson Cottages from the event's premises was to be replaced by EDWAC with an improved wall, and was scheduled to be replaced before the event. He also mentioned that the marquee would be positioned in an agreed place with the church, and would not be covering graves, and dogs would only be permitted on leads.

He also commented that during the event there would be continuous access for emergency vehicles through Lawrence Street, York, and vehicles could be walked through the premises if necessary. He then stated that they had agreed with EDWAC that 6 spaces in the carpark would be left for the use of residents, and visitors would be encouraged to walk, cycle, or to use public transport.

Finally, Karl highlighted that the premises and Ellen Wilson Cottages were situated within an urban environment which was surrounded by university student housing and was busy at all times and that the holding of this event would not impact upon this.

In response to questions from members, Karl Smith confirmed that:

- He would agree to extra conditions to the licence indicating a tighter control on noise, and making it clear that off-sales were not permitted.

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: Grant the licence in the terms applied for. This option was rejected.

Option 2: Grant the licence with modified/additional conditions imposed by the sub-committee. This option was approved.

Option 3: Grant the licence to exclude any of the licensable activities to which the application relates and modify/add conditions accordingly. This option was rejected.

Option 4: Refuse to specify a person in the licence as a premises supervisor. This option was rejected.

Option 5: Reject the application. This option was rejected.



In approving Option 2, the Sub-Committee granted the licence for the following activities and timings as applied for together with modified/additional conditions imposed by the Sub-Committee (Option 2) as set out below:

- The conditions numbered 1 to 7 (inclusive) agreed between the Applicant and North Yorkshire Police set out in Annex 3 of the agenda shall be added to the licence as modified as follows:
  - i. Condition 1 shall be modified to read:  
The premises licence holder will only permit 1 four-day event per calendar year which will be a beer/cider festival.
  - ii. Condition 5 shall be modified to read:  
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 as first approved in writing by the Licensing Authority).

The conditions contained in the Operating Schedule shall be added to the licence unless contradictory to the above conditions.

The licence is also subject to the mandatory conditions applicable to licensed premises.

**Reasons for the decision**

1. The Sub-Committee carefully reviewed all the information presented from all parties in light of the licensing objectives and decided to approve Option 2, to grant the licence with modified/additional conditions imposed by the Sub-Committee, for the following reasons:
2. The Sub-Committee must promote the licensing objectives and must have regard to the Guidance issued under section 182 of the Licensing Act 2003 and the Council's own Statement of Licensing Policy.
3. The Sub-Committee noted that the premises are not located within an area where a cumulative impact policy applies.
4. The Sub-Committee noted that although the festival has been held previously in York at Priory Street, York Racecourse and St Lawrence Church, this was an application for a new premises licence.
5. The Sub Committee carefully considered the representations made by nearby residents (both in writing and at the hearing) relating to public nuisance, with particular regard to concerns about noise disturbance due to the close proximity of the premises to their homes.
6. The Sub-Committee also considered the representations made by the Applicant in response to the concerns raised and noted the additional information provided within the agenda supplement. It was noted that the Police, who are the Licensing Authority's main source of advice on matters relating to the promotion of the crime and disorder licensing objective, had agreed with the Applicant additional conditions to be added to the grant of a licence. The Sub-Committee considered the fact that the Police did not object to the application (subject to the imposition of agreed conditions) carried great weight and reassured the Sub-Committee that the prevention of crime licensing objective would be unlikely to be undermined.
7. The Sub-Committee noted that there were no representations from any other Responsible Authority.

8. Whilst the Sub-Committee acknowledged the concerns expressed by the nearby residents, it did not consider that the representations about potential noise, traffic, access issues, disturbance and anti-social behaviour could justify the refusal of the application on the ground that granting the application would undermine the licensing objectives.
9. Having very carefully considered all of the evidence before it, the Sub-Committee considered that it had received sufficient assurances from the Applicant in order to be satisfied that the festival would be operated responsibly and felt that, based on the evidence before it, the additional conditions the Applicant had agreed with the Police (as modified by the Sub-Committee) were appropriate and proportionate to promote the licensing objectives. The Sub-Committee did not find any evidence to justify a refusal of the 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
10. It was also noted that the Licensing Act 2003 has a key protection for communities that allows at any stage, following the grant of a premises licence, a Responsible Authority or 'other persons', such as a local resident, to ask the Licensing Authority to review the licence if they consider that one or more of the licensing objectives are being undermined.
11. Accordingly, in all of the circumstances of the case it was felt that the decision of the Sub-Committee was justified as being appropriate and proportionate for the promotion of the licensing objectives.

Cllr Melly, Chair

[The meeting started at 10.05 am and finished at 11.10 am].

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**Licensing Act 2003 Sub Committee**

30 May 2024

Report from the Director – Environment, Transport &amp; Planning

**Section 35(3) (a) Application for variation of a premises licence at York Racecourse, Knavesmire Road York, YO23 1EX****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 009168
3. Name of applicant: York Race Committee
4. Type of authorisation applied for: Variation of Premises Licence
5. Summary of application:

The premises is a racecourse providing horse racing facilities, associated hospitality facilities, concerts, conferences and events.

The variation arises from the redevelopment of the southern end of the racecourse site. The overall capacity of the site will remain unchanged. The variation seeks to change the plans attached to the original licence to encompass the new facilities.

Further the variation also seeks the following:

*(\*note there have been significant changes to the variation since the consultation date ended resulting in the applicant withdrawing or reducing certain elements of the application, the box below highlights the changes now requested by the applicant, this will differ from the application form at Annex 1)*

- To add the staging of indoor boxing or wrestling events between 10:00 and midnight on 4 occasions per calendar year.
- Provision of late night refreshment outdoors between 23:00 and midnight on no more than 12 days per calendar year.

- Increase the number of permitted occasions for live and recorded music and performance of dance outdoors, which meets the definition of Regulated Entertainment (inclusive of the music showcase events) on a maximum of 4 days per calendar year between 17:00 and 22:30.

Licensable Activity	Existing hours	Variation requested
Films	None permitted	Withdrawn
Boxing or wrestling	None permitted	10:00 until 00:00 everyday – indoors  A maximum of 4 events per year
Live Music	10:00 until 04:00 everyday – Indoors  Non-Standard Timings - Outdoors:  On <b>one</b> occasion a year when a Music Showcase Event follows evening racing on a Friday, live music will take place outdoors between 20:30 – 22:30 hours.  On <b>two</b> occasions a year when a Music Showcase Event follow afternoon racing on a Saturday live music will take place outdoors between 17:00 – 19:45 hours.  From the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.	17:00 until 22:30 – outdoors on 4 occasions per year
Recorded Music	10:00 until 04:00 everyday – Indoors  From the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.	17:00 until 22:30 – outdoors on 4 occasions per year

Performance of Dance	10:00 until 04:00 everyday – Indoors  From the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.	17:00 until 22:30 – outdoors on 4 occasions per year
Late night refreshment	23:00 until 04:00 everyday – Indoors  From the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.	23:00 until 00:00 – outdoors for no more than 12 occasions per year
Supply of Alcohol – on the premises	10:00 until 03:00 everyday  From the end of permitted hours New Years Eve to the start of permitted hours New Years Day.	No change
Opening hours	Not restricted	No change

### Background

6. A copy of the application and the plans submitted can be found at **Annex 1**.
7. A copy of the current licence is attached at **Annex 2**. The licence was granted on 6 September 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**

- a. 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.
- b. 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.
- c. 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.

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

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

### **12. Public Safety**

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

### **13. The Prevention of Public Nuisance**

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



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

Add the following conditions:

- a. A challenge 25 system will be in operation for the sale of alcohol.
- b. All staff carrying out age verification must be at least 18 years old.

#### **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. North Yorkshire Police have mediated with the applicant who has agreed a modification to the operating schedule which can be seen at **Annex 4**. Therefore, North Yorkshire Police have not made any representations to this application.
19. The Public Protection Team made a representation which stated the licensing objective of the prevention of public nuisance may be undermined by the granting of this variation. Since the consultation period ended the applicant has negotiated with the public protection officer to amend the application and withdraw or amend some of the licensable activities applied for, consequently the representation by the Public Protection Team has been withdrawn. The changes to the application are outlined in an email exchange between the applicant's solicitor and the Public Protection Officer at **Annex 5**.

## Summary of Representations made by Other Parties

19. There have been 43 relevant representations received from other persons. The list of representors is attached at **Annex 6**.
20. The representations are predominantly based on the grounds of the prevention of public nuisance and the prevention of crime and disorder. They state that this objective will be undermined if the application is granted.
21. Copies of the representations are attached at **Annex 7**.
22. A map showing the general area around the venue is attached at **Annex 8**.
23. The mandatory conditions that will be attached to this licence if granted can be found at **Annex 9**. The Legislation and Policy considerations can be found at **Annex 10**.
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 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:**  
James Gilchrist  
Director Environment, Transport & Planning

Tel No. 01904 55 1515

**Report  
Approved**



**Date 21 May 2024**

**Specialist Implications Officer(s)**  
Head of Legal & Democratic Services  
Ext: 1004

**Wards Affected:** Micklegate



**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** - Agreements made with North Yorkshire Police

**Annex 5** - Agreements made with Public Protection inc. changes to the application

**Annex 6** - List of other persons - **CONFIDENTIAL**

**Annex 7** - Other persons representations

**Annex 8** - Map of area

**Annex 9** - Mandatory Conditions

**Annex 10** - Legislation & Policy

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**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

<b>Premises licence number</b> CYC 009168
--

**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.

- | <b>Provision of regulated entertainment (Please see guidance note 3)</b>                                    | <b>Please tick all that apply</b>   |
|---|-------------------------------------|
| 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"/>
Day	Start	Finish		Outdoors	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 5) Outdoor film shows for audiences greater than 500 persons.		
	1000	2230			
Tue			Please give further details here (please read guidance note 5) Outdoor film shows for audiences greater than 500 persons.		
	1000	2230			
Wed			State any seasonal variations for the exhibition of films (please read guidance note 6) N/A		
	1000	2230			
Thur			State any seasonal variations for the exhibition of films (please read guidance note 6) N/A		
	1000	2230			
Fri			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 (please read guidance note 7) N/A		
	1000	2230			
Sat			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 (please read guidance note 7) N/A		
	1000	2230			
Sun			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 (please read guidance note 7) N/A		
	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			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
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 checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
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.		
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			State any seasonal variations for the performance of live music (please read guidance note 6) N/A		
	1000	2230			
Wed			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			
Thur			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			
Fri			From the end of permitted hours New Years Eve to the start of Permitted Hours New Years Day		
	1000	2230			
Sat					
	1000	2230			
Sun					
	1000	2230			

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			
Mon			<u>Please give further details here (please read guidance note 5)</u>  Outdoor recorded music between 1000 and 2230.		
	1000	2230			
Tue					
	1000	2230			
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6) N/A		
	1000	2230			
Thur					
	1000	2230			
Fri			<u>Non standard timings. Where you intend to use the premises for the</u> <u>playing of recorded music at different times to those listed in the</u> <u>column on the left, please list (please read guidance note 7)</u>		
	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			

G

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



H

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

I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 8)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input checked="" type="checkbox"/>
Mon	2300	0000	<b>Please give further details here</b> (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	<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 6) N/A		
Thur	2300	0000			
Fri	2300	0000	<b>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</b> (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

<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 checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>State any seasonal variations for the supply of alcohol</u></b> (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			
			<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)		
			From the end of permitted hours New Years Eve to the start of Permitted Hours New Years Day		

K

**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).

A gambling premises licence is in place with appropriate conditions in place to ensure that age verification checks are carried out.

L

<b>Hours premises are open to the public</b> 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

<b>Contact name (where not previously given) and address for correspondence associated with this application</b> (please read guidance note 15)			
Phil Atkinson York Racecourse Knavesmire Road			
<b>Post town</b>	York	<b>Post code</b>	YO23 1EX
<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>			

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.

# ANNEX 1

Do Not Scale From This Drawing

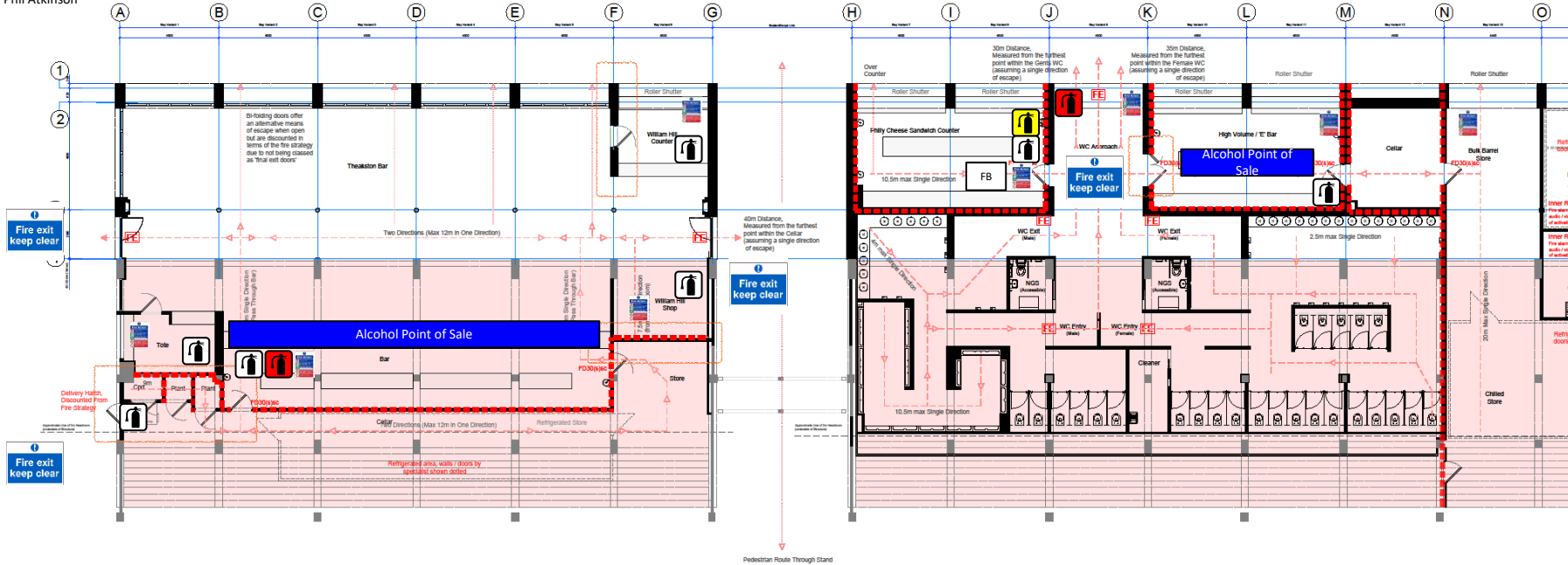
Notes  
 All dimensions to be checked on site  
 Any discrepancies to be reported immediately to the Architect  
 Drawing to be read in conjunction with all relevant design information, including Architect, Services, Civil and Structural Engineers drawings  
 All existing site, tree, building and survey information has been compiled from different sources, including information supplied by third parties

Drawing Notes:

Fire extinguishing equipment added by P. Atkinson 15/03/24

Alcohol Point of Sale added by P. Atkinson 15/03/24

Theakston Bar furniture will be free standing – i.e. not built in.



### KEY

**COMPARTMENTATION:**

- Red dashed line: Dotted red line indicates the extent of proposed 1 hour fire resistant compartment wall construction with FDXD door sets fitted to openings.
- Red solid line: The compartment wall construction is to be firestopped as its junction with the existing external fabric of the Bustardthorpe Stand (external walls / roof / stepping over).
- Red solid line: The construction is to provide 60 minutes fire resistance to the adjacent compartment including where any unenclosed pass through.
- Red solid line: The repairs to the Bustardthorpe stepping construction (above the areas highlighted) are to achieve 60 minutes fire resistance.
- Red solid line: The existing structure is a concrete frame with masonry infill panels and for the purposes of this drawing is assumed to provide 60 minutes fire resistance.

For further details regarding wall / floor construction details please refer to separate drawings / documents prepared by Dawson Williamson Architects

**ESCAPE ROUTES:**

Dotted pink lines / arrows indicate escape route direction, options and distances

**DOORS:**

- All internal door sets within 60 minutes fire resisting compartment walls and any others noted as FDXD are to achieve 30 minutes fire resistance (tested and certified to achieve compliance with the latest edition of BS 476-22 or an alternative method identified within Appendix C1, Building Regulations Approved Document B2)
- Internal door sets noted (a) are to be fitted with intumescent smoke seals internal door sets noted (b) are to be fitted with a self closing device
- Seals / self closing devices are to achieve a certified FDXD standard when assessed as part of the door set
- FE: All internal door sets within 60 minutes fire resisting compartment walls to have illuminated directional signage fitted over, these are to be connected to the emergency lighting system (designed by the project Mechanical & Electrical Engineer)
- Vision panels to internal door sets within 60 minutes fire resisting compartment walls to achieve 30 minutes fire resistance

For further information regarding internal door location and specification please refer to separate drawings / documents prepared by Dawson Williamson Architects

Door furniture to all fire exit doors to be suitable for means of escape to suit the requirements of the Building Regulations Approved Document B2 & current BS standards suitable fittings to be fitted to internal side of doors to allow escape in one motion in the event of an emergency

Final exit doors should not present an obstacle to wheelchair users or other people with disabilities including those which are not physical or visible

**STRUCTURAL INTEGRITY:**

Structural steelwork forming the existing extension will not receive an intumescent coating as it is considered to be an independent, single storey structure in comparison to the existing Bustardthorpe Stand.

The existing Bustardthorpe Stand structure comprises a concrete frame which is currently exposed and it is not proposed to add any additional fire protection to this element

**SCOPE OF DAWSON WILLIAMSON ARCHITECTS FIRE STRATEGY DRAWING:**

This drawing provides information to allow Building Control to assess / approve the proposed fire strategy which is designed to satisfy the requirements of the Building Regulations Approved Document B2 – Following 'prior Approval' by Building Control is intended as a positive tool to inform the detailed design which is to be developed by the project Mechanical & Electrical Engineer

**FIRE DETECTION / ALARM SYSTEM:**

Design proposals relating to the detection / alarm and emergency lighting systems are to be prepared by the Project Mechanical & Electrical Engineer and submitted to the Building Control for review / assessment prior to the construction phase commencing on site

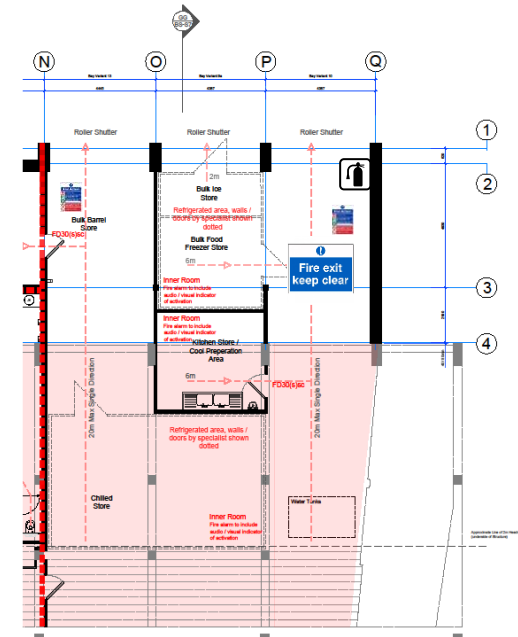
**COMPLETION NOTE:**

Design / installation drawings & commissioning certificates for the fire alarm & emergency lighting systems are to be submitted to the Contract Administrator by the Principal Contractor for Building Control approval prior to practical completion

**FINAL NOTE:**

If any standards quoted above are superseded in the duration of the project then the up to date standard requirements are to be used

- Carbon Dioxide Extinguisher
- Water Extinguisher
- Carbon Dioxide Extinguisher
- Fire Blanket
- Fire Action Notice



Rev 7  
 2024.03.07  
 2024.03.02  
 2024.03.02  
 2024.01.26  
 2024.03.08  
 2023.10.30  
 2023.09.18  
 2023.09.08

Plant spaces in Theakston Bar Ceiling altered (walls / doors added), William Hill Shop wall moved east to create python run from ceiling, Door added to William Hill Counter, Door Ref: G-B3-CD4 width increased

Masonry / floor slab setting out updated to clouded area (GL 1-10, W1 Counter updated)

Partition setting out updated to Theakston Bar, Internal door location / type amended (G-B3-ID-09), William Hill counter arrangement updated, External doors updated from double door to single with fanlight (G-B3-ED-01 / 02)

Drawing updated to 'Construction' status

Internal layout / fire strategy updated to suit client requirements, Counter positions updated, Roller shutter locations identified

Internal layout updated to suit Client / MAE Engineer requirements, BRM mutations omitted to east facing elevation

Notes updated to omit provision of intumescent coating to the structural steelwork which forms the addition

**C1074 BS-130 Rev 7**

**TITLE**  
 C1074 BS-130  
 BUSTARDTHORPE STAND  
 FIRE STRATEGY

**SCALE**  
 1:100 @ A1 / 1:200 @ A3

**CONSTRUCTION**

**PROJECT**  
 YORK RACECOURSE  
 SOUTHERN END MASTERPLAN  
 YORK RACECOURSE  
 RACECOURSE ROAD  
 YO32 3EX

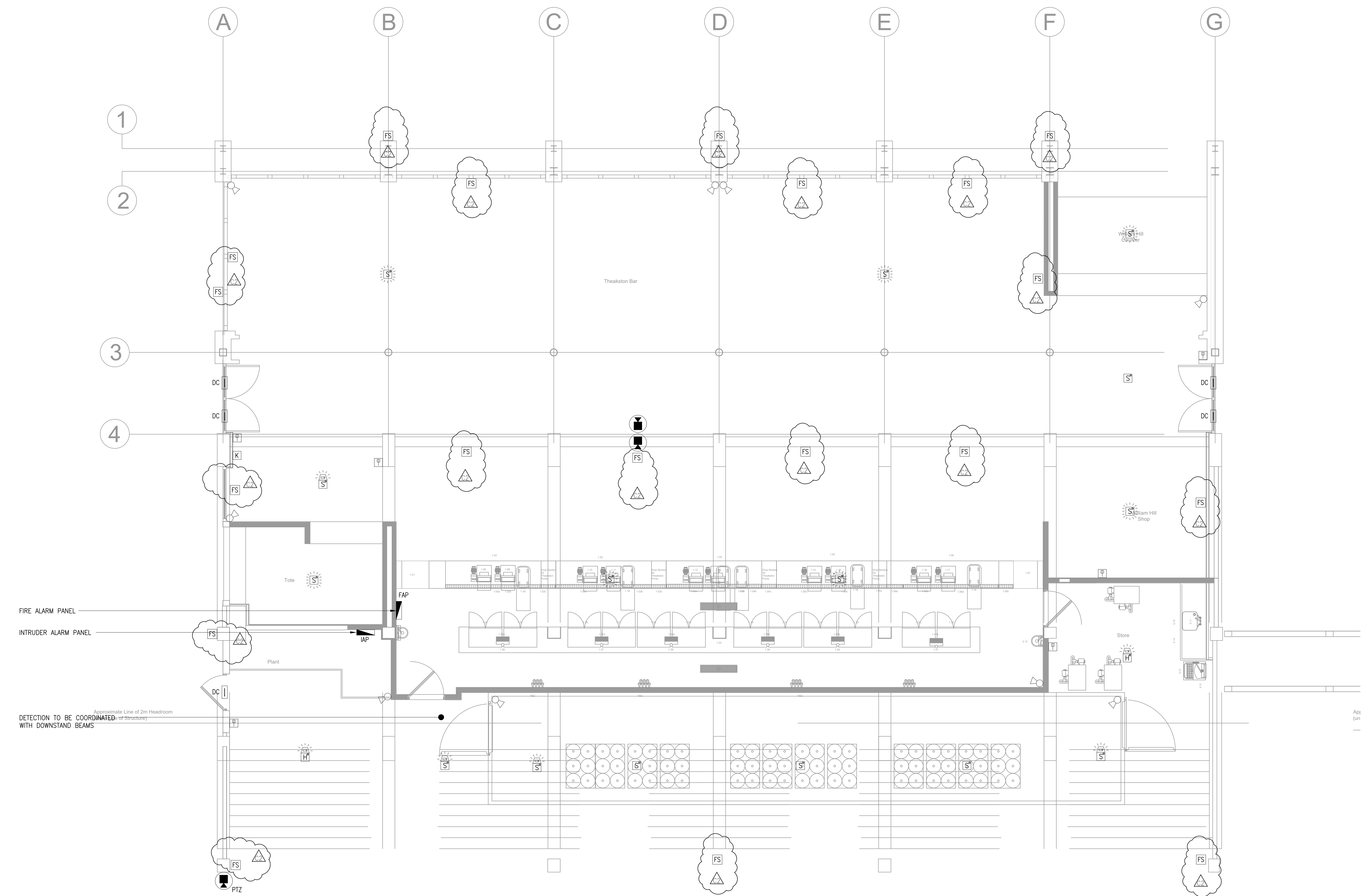
**CLIENT**  
 YORK RACECOURSE (KNARESMIRE) LLP

**DAWSON WILLIAMSON ARCHITECTS**  
 Bradford Edinburgh  
 01274 551 300  
 info@dawsonwilliamson.co.uk

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# ANNEX 1



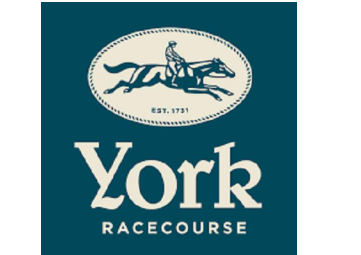
- NOTES:**
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  - ALL SERVICES ROUTES ARE TO BE AGREED BETWEEN THE DESIGN TEAM AND CLIENT PRIOR TO INSTALLATION AND TO BE CHECKED ON SITE PRIOR TO THE COMMENCEMENT OF WORKS.

- LEGEND**
- FIRE\_ALARM**
- FIRE ALARM CONTROL PANEL
  - FIRE ALARM INTERFACE UNIT
  - MANUAL CALL POINT
  - WALL MOUNTED SOUNDER BEACON
  - SMOKE DETECTOR
  - SMOKE DETECTOR WITHIN CEILING VOID
  - SMOKE DETECTOR WITHIN ROOF VOID
  - SMOKE DETECTOR WITH SOUNDER BASE
  - SMOKE DETECTOR WITH SOUNDER BASE/BEACON
  - SMOKE DETECTOR WITH FLASHING BEACON
  - HEAT DETECTOR WITH SOUNDER BASE/BEACON
  - HEAT DETECTOR WITH FLASHING BEACON
  - CEILING MOUNTED FLASHING BEACON
- CCTV**
- PTZ DOME CCTV CAMERA
  - MINI DOME CCTV CAMERA
- INTRUDER\_ALARM**
- INTRUDER ALARM PANEL
  - DOOR CONTACT
  - DUAL TECH DETECTOR
  - PIR DETECTOR
  - EXTERNAL SOUNDER
  - KEYPAD
- DISABLED\_WC\_ALARM**
- REPEAT LAMP UNIT - WALL MOUNTED
  - DISABLED ALARM PULL SWITCH
  - DISABLED ALARM RESET BUTTON
- VOICE\_ANNUNCIATION\_FIRE**
- CEILING MOUNTED RECESSED FIRE DOME SPEAKER
  - WALL MOUNTED RECESSED FIRE DOME SPEAKER

Page 53

C2	SPEAKERS ADDED TO SPECIALIST REQUIREMENTS	14.02.24	PT
C1	CONTRACT ISSUE	12.01.24	PT

CONTRACT



**York Racecourse**  
 Knavesmire Road  
 York  
 YO23 1EX

tel: 01904 620911  
 enquiries@yorkracecourse.co.uk



Horizon Building Services Consultants Ltd  
 54 Blossom Street  
 York YO24 1AP

email: enquiries@horizon.co.uk  
 tel: 01904 672223  
 web: www.horizon.co.uk

CLIENT YORK RACECOURSE

PROJECT YORK RACECOURSE SOUTHERN END MASTERPLAN

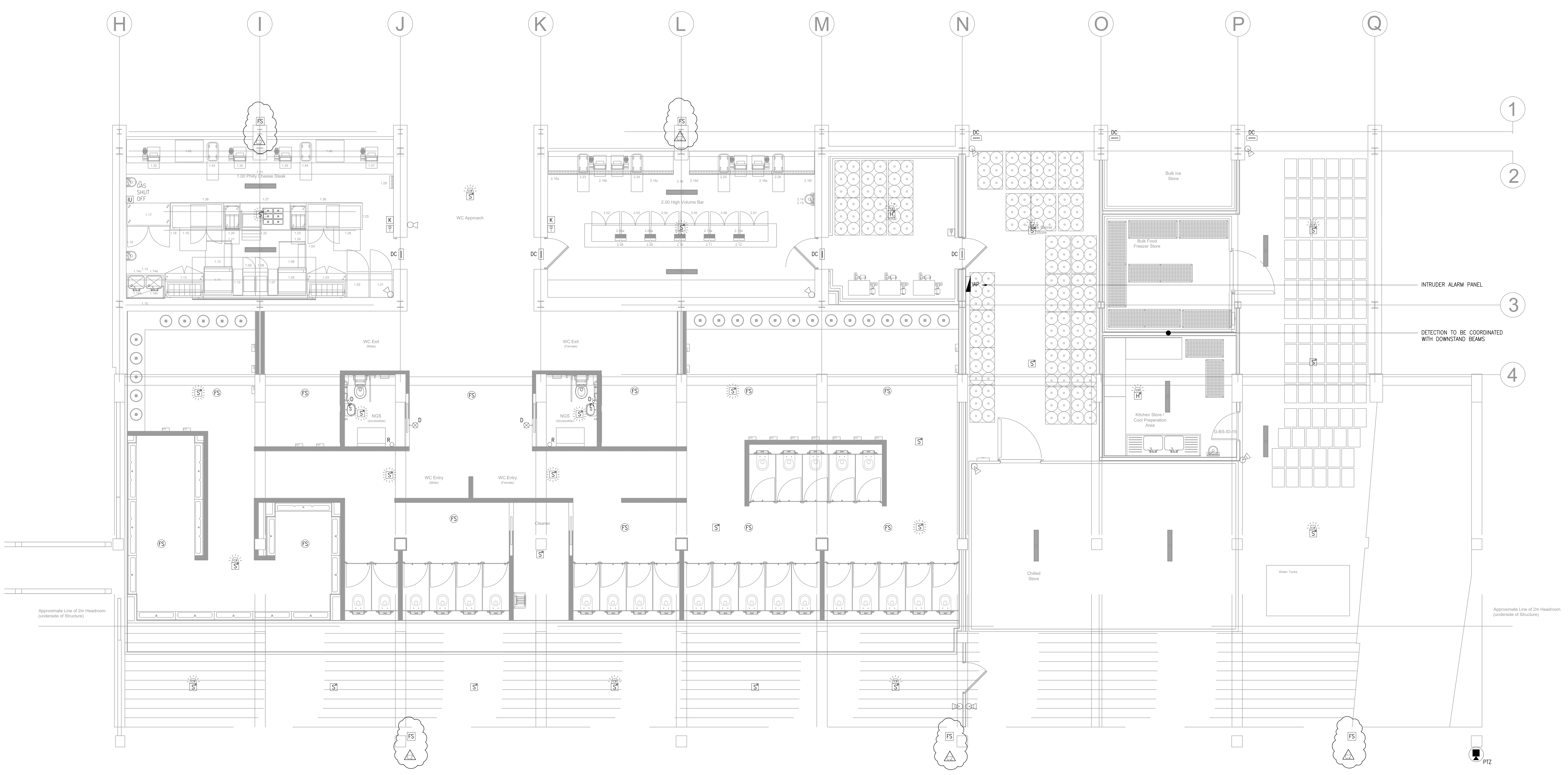
TITLE ELECTRICAL SERVICES BUSTARDTHORPE STAND FIRE ALARM, PAVA AND SECURITY LAYOUT

SCALE	1:50 @ A0	DATE	JAN 2024
DRAWN	RG	ENGINEER	KH
CHECKED		APPROVED	
	H150	E	6702 C2

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# ANNEX 1




- NOTES:**
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  - ALL PIPEWORK, DUCTWORK, CONTAINMENT & PLANT TO BE INSTALLED IN ACCORDANCE WITH THE MANUFACTURER'S RECOMMENDATIONS AND GUIDELINE
  - ALL SERVICES ROUTES ARE TO BE AGREED BETWEEN THE DESIGN TEAM AND CLIENT PRIOR TO INSTALLATION AND TO BE CHECKED ON SITE PRIOR TO THE COMMENCEMENT OF WORKS.

- LEGEND**
- FIRE ALARM**
- FIRE ALARM CONTROL PANEL
  - FIRE ALARM INTERFACE UNIT
  - MANUAL CALL POINT
  - WALL MOUNTED SOUNDER BEACON
  - SMOKE DETECTOR
  - SMOKE DETECTOR WITHIN CEILING VOID
  - SMOKE DETECTOR WITHIN ROOF VOID
  - SMOKE DETECTOR WITH SOUNDER BASE
  - SMOKE DETECTOR WITH SOUNDER BASE/BEACON
  - SMOKE DETECTOR WITH FLASHING BEACON
  - HEAT DETECTOR WITH SOUNDER BASE/BEACON
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  - CEILING MOUNTED FLASHING BEACON
- CCTV**
- PTZ DOME CCTV CAMERA
  - MINI DOME CCTV CAMERA
- INTRUDER ALARM**
- INTRUDER ALARM PANEL
  - DOOR CONTACT
  - DUAL TECH DETECTOR
  - PIR DETECTOR
  - EXTERNAL SOUNDER
  - KEYPAD
- DISABLED WC ALARM**
- REPEAT LAMP UNIT - WALL MOUNTED
  - DISABLED ALARM PULL SWITCH
  - DISABLED ALARM RESET SWITCH
- VOICE ANNUNCIATION (FIRE)**
- CEILING MOUNTED RECESSED FIRE DOME SPEAKER
  - WALL MOUNTED RECESSED FIRE DOME SPEAKER

C2	SPEAKERS ADDED TO SPECIALIST REQUIREMENTS	14.02.24	PT
C1	CONTRACT ISSUE	12.01.24	PT

CONTRACT



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 Knavesmire Road  
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 YO23 1EX

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 enquiries@yorkracecourse.co.uk



**Horizon**  
 Building Services Consultants Ltd

email: enquiries@horizonuk.net  
 tel: 01904 672223  
 web: www.horizonuk.net

Horizon Building Services Consultants Ltd  
 54 Blossom Street  
 York YO24 1AP

CLIENT YORK RACECOURSE

PROJECT YORK RACECOURSE SOUTHERN END MASTERPLAN

TITLE ELECTRICAL SERVICES BUSTARDTHORPE STAND FIRE ALARM, PAVA AND SECURITY LAYOUT

SCALE	1:50 @ A0	DATE	JAN 2024
DRAWN	RG	ENGINEER	KH
CHECKED		APPROVED	
	H150	E	6703 C2

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## KEY

**COMPARTMENTATION:**  
 Dotted red line indicates the extent of proposed 1 hour fire resistant external wall construction comprising facing brickwork.  
 The open nature of the construction means that we are not proposing to form compartments or the doors with a specified fire rating to openings in the external wall construction.  
 Internal partition walls will not form compartments or have a specified fire rating.

For further details regarding wall / floor construction details please refer to separate drawings / documents prepared by Dawson Williamson Architects.

**ESCAPE ROUTES:**  
 Dotted pink lines / arrows indicate escape route direction, options and distance.

**DOORS:**  
**FE** All external doors are to have illuminated directional signage fixed over, these are to be connected to the emergency lighting system (designed by the Project Mechanical & Electrical Engineer).

Door furniture to all final exit doors to be suitable for 'means of escape' to suit the requirements of the Building Regulations Approved Document B2. Current B2 standards - suitable fittings to be fitted to internal side of doors to allow escape in one motion in the event of an emergency.  
 All doors will have a 'level' threshold and no door should not present an obstacle to wheelchair users or other people with disabilities including those which are not physical or visible.

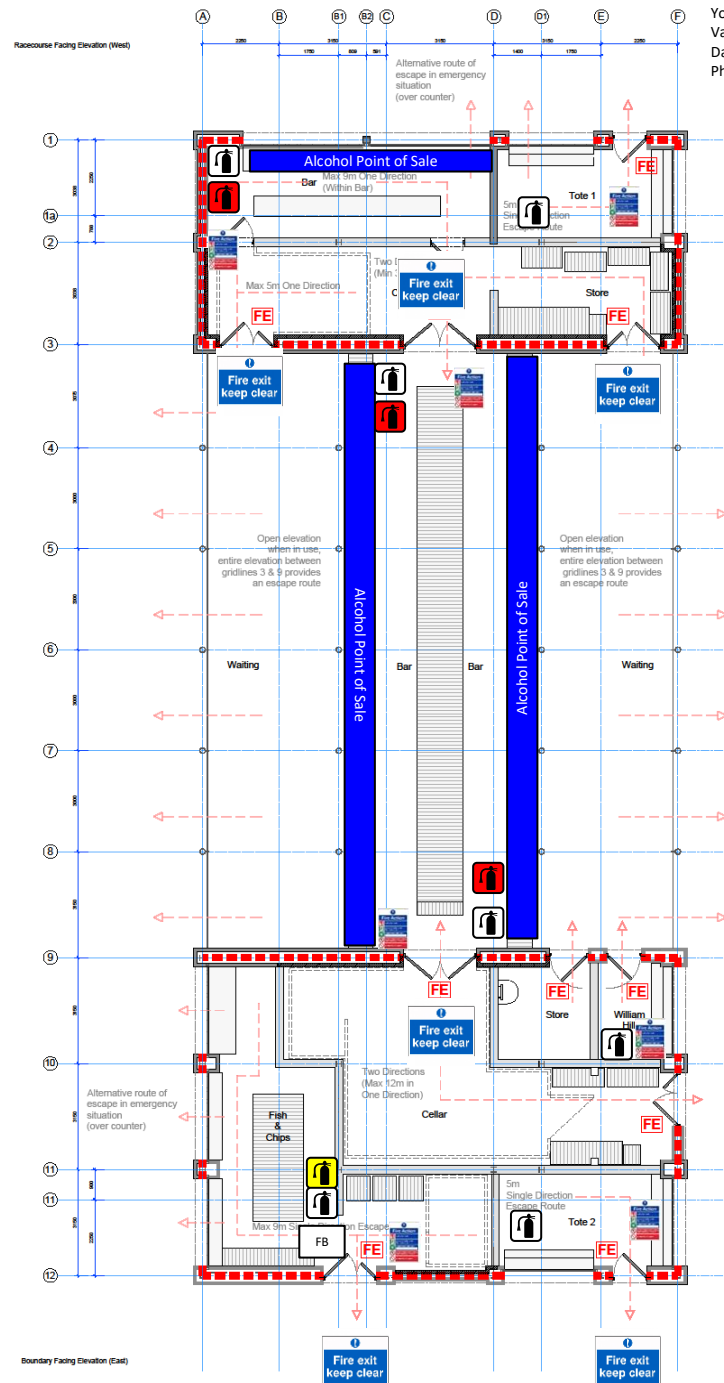
**STRUCTURAL INTEGRITY:**  
 Structural steelwork forming the building will not receive an intumescent coating as it is considered to be an independent, single storey structure.

**SCOPE OF DAWSON WILLIAMSON ARCHITECTS FIRE STRATEGY DRAWING:**  
 This drawing provides information to allow Building Control to assess / approve the proposed fire strategy which is designed to satisfy the requirements of the Building Regulations Approved Document B2 - Following Plans Approval by Building Control it is intended as a positive tool to inform the detailed design which is to be developed by the Project Mechanical & Electrical Engineer.






**FIRE DETECTION / ALARM SYSTEM:**  
 Design proposals relating to the fire detection / alarm and emergency lighting systems are to be prepared by the Project Mechanical & Electrical Engineer and submitted to the Building Control for review / assessment prior to the construction phase commencing on site.

**COMPLETION NOTE:**  
 Design / Installation drawings & commissioning certificates for the alarm & emergency lighting systems are to be submitted to the Contract Administrator by the Principal Contractor for Building Control approval prior to practical completion.

**FINAL NOTE:**  
 If any standards quoted above are superseded in the duration of the project then the up to date standard requirements are to be used.



York Racecourse – Roberto Village Building  
 Variation in Premises Licence Application  
 Date of Issue: 18/03/24  
 Phil Atkinson

-  Carbon Dioxide Extinguisher
-  Water Extinguisher
-  Carbon Dioxide Extinguisher
-  Fire Blanket
-  Fire Action Notice

to be checked on site.  
 Any discrepancies to be reported immediately to the Architect.  
 Drawing to be read in conjunction with all relevant design information, including Architects, Services, Civil and Structural Engineers drawings.  
 All existing site, tree, building and survey information has been compiled from different sources, including information supplied by third parties.  
 Construction issue drawings are to be accompanied by an instruction from the Contract Administrator prior to use.

**Drawing Notes:**  
 Fire extinguishing equipment added by P. Atkinson 15/03/24  
 Alcohol Point of Sale added by P. Atkinson 15/03/24

Rev 1  
 2023.11.29 Drawing updated to 'Construction' status.  
 Notes added following feedback from Building Control.

**C1074 RP-130 Rev 1**

**TITLE** PROPOSED DRAWING  
 ROBERTO BAR PAVILION  
 FIRE STRATEGY

**SCALE** 1:75 @ A1

**CONSTRUCTION**

**PROJECT** YORK RACECOURSE  
 SOUTHERN END MASTERPLAN  
 YORK RACECOURSE  
 RACECOURSE ROAD,  
 YO23 1DX

**CLIENT** YORK RACECOURSE (NAVEMIRE) LLP

**DAWSON WILLIAMSON ARCHITECTS**  
 Bradford Edinburgh  
 01274 551 300 0131x xxx xxx  
 info@dawsonwilliamson.co.uk

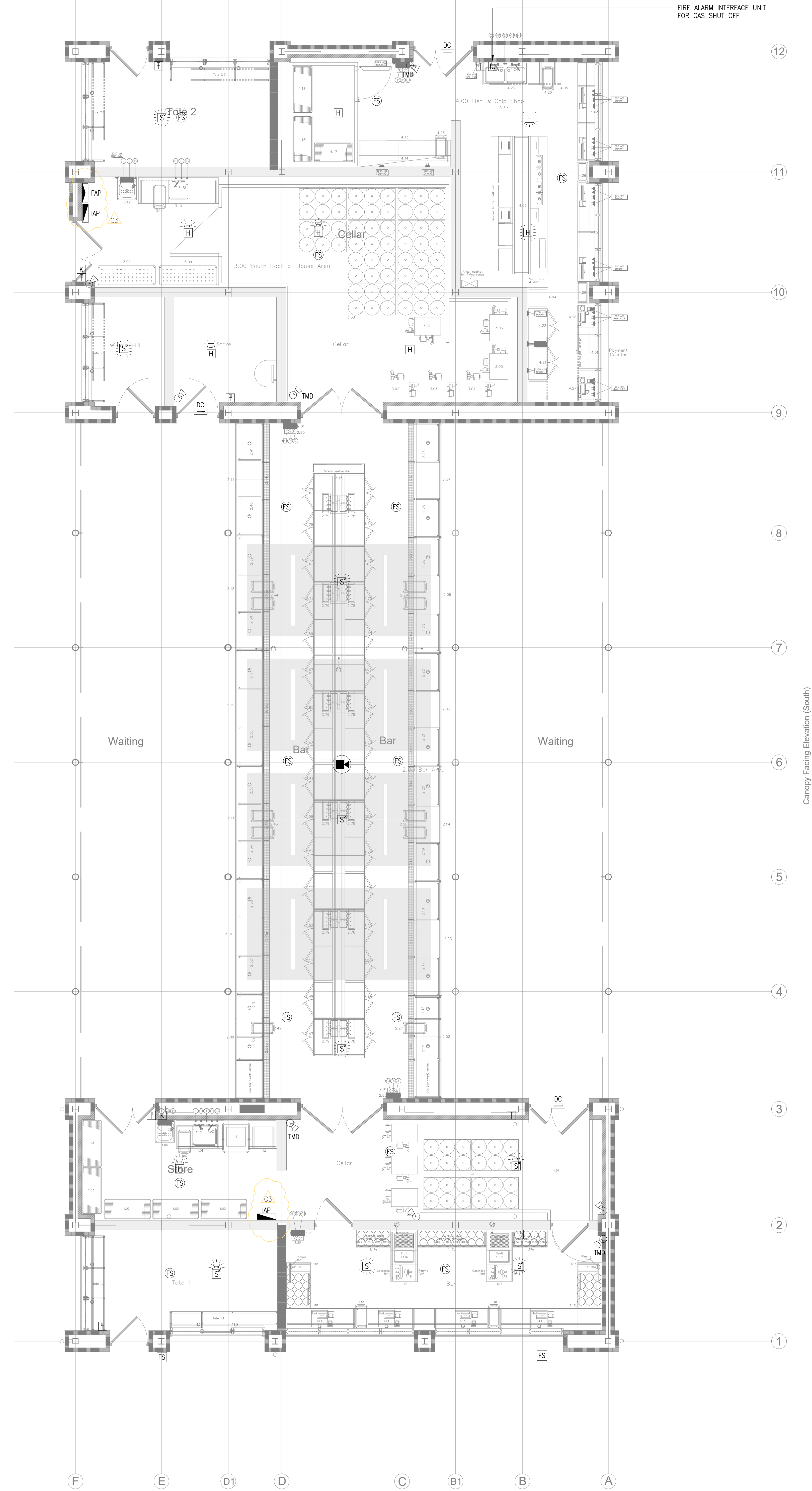
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# ANNEX 1

- NOTES:
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  - ALL SERVICES ROUTES ARE TO BE AGREED BETWEEN THE DESIGN TEAM AND CLIENT PRIOR TO INSTALLATION AND TO BE CHECKED ON SITE PRIOR TO THE COMMENCEMENT OF WORKS.

- LEGEND
- FIRE ALARM**
- FIRE ALARM CONTROL PANEL
  - FIRE ALARM INTERFACE UNIT
  - MANUAL CALL POINT
  - WALL MOUNTED SOUNDER BEACON
  - SMOKE DETECTOR
  - SMOKE DETECTOR WITHIN CEILING VOID
  - SMOKE DETECTOR WITHIN ROOF VOID
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  - SMOKE DETECTOR WITH FLASHING BEACON
  - HEAT DETECTOR WITH SOUNDER BASE/BEACON
  - HEAT DETECTOR WITH FLASHING BEACON
  - CEILING MOUNTED FLASHING BEACON
- CCTV**
- PTZ PTZ DOME CCTV CAMERA
  - MINI DOME CCTV CAMERA
- INTRUDER ALARM**
- INTRUDER ALARM PANEL
  - DOOR CONTACT
  - DUAL TECH DETECTOR
  - TMD DETECTOR
  - EXTERNAL SOUNDER
  - KEYPAD
- DISABLED WC ALARM**
- REPEAT LAMP UNIT - WALL MOUNTED
  - DISABLED ALARM PULL SWITCH
  - DISABLED ALARM RESET BUTTON
- VOICE ANNUNCIATION (FIS)**
- CEILING MOUNTED RECESSED FIRE DOME SPEAKER
  - WALL MOUNTED RECESSED FIRE DOME SPEAKER



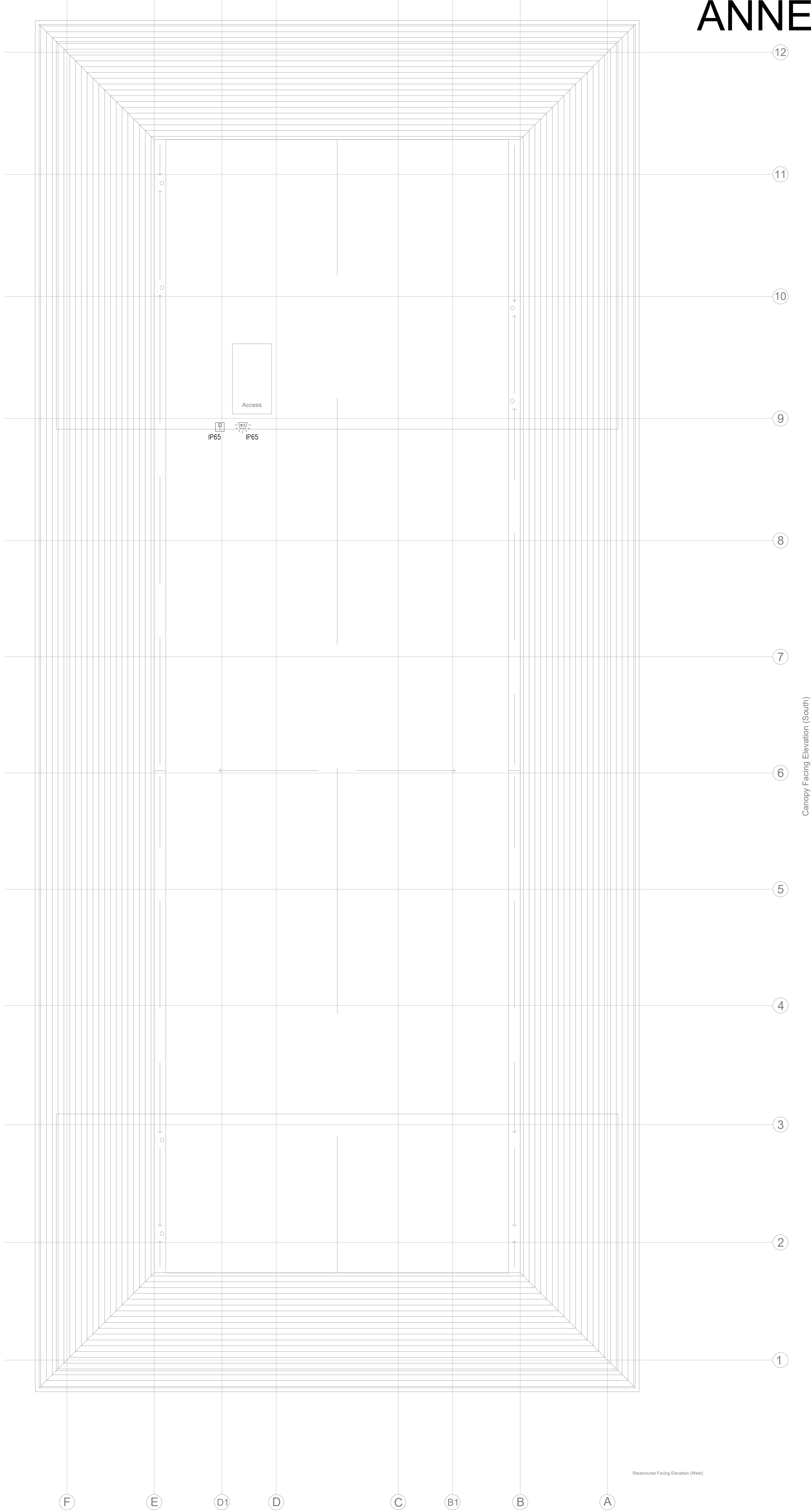
Knaresmire Facing Elevation (North)

Canopy Facing Elevation (South)

Knaresmire Facing Elevation (North)

Canopy Facing Elevation (South)


Page 50



**ROOF PLAN**  
 PROPOSED ROBERTO BAR PAVILION

C3	INTRUDER ALARM PANELS x2 & FIRE ALARM PANEL RELOCATED	29.02.24	PT
C2	SPEAKERS ADDED TO SPECIALIST REQUIREMENTS	14.02.24	PT
C1	CONTRACT ISSUE	12.01.24	PT

CONTRACT



**York Racecourse**  
 Knaresmire Road  
 York  
 YO23 1EX

tel: 01904 620911  
 enquiries@yorkracecourse.co.uk



**Horizon**  
 Building Services Consultants Ltd

email: engineers@horizon.co.uk  
 tel: 01904 622223  
 web: www.horizon.co.uk

Horizon Building Services Consultants Ltd  
 54 Boston Street  
 York YO24 1AP

CLIENT YORK RACECOURSE

PROJECT YORK RACECOURSE SOUTHERN END MASTERPLAN

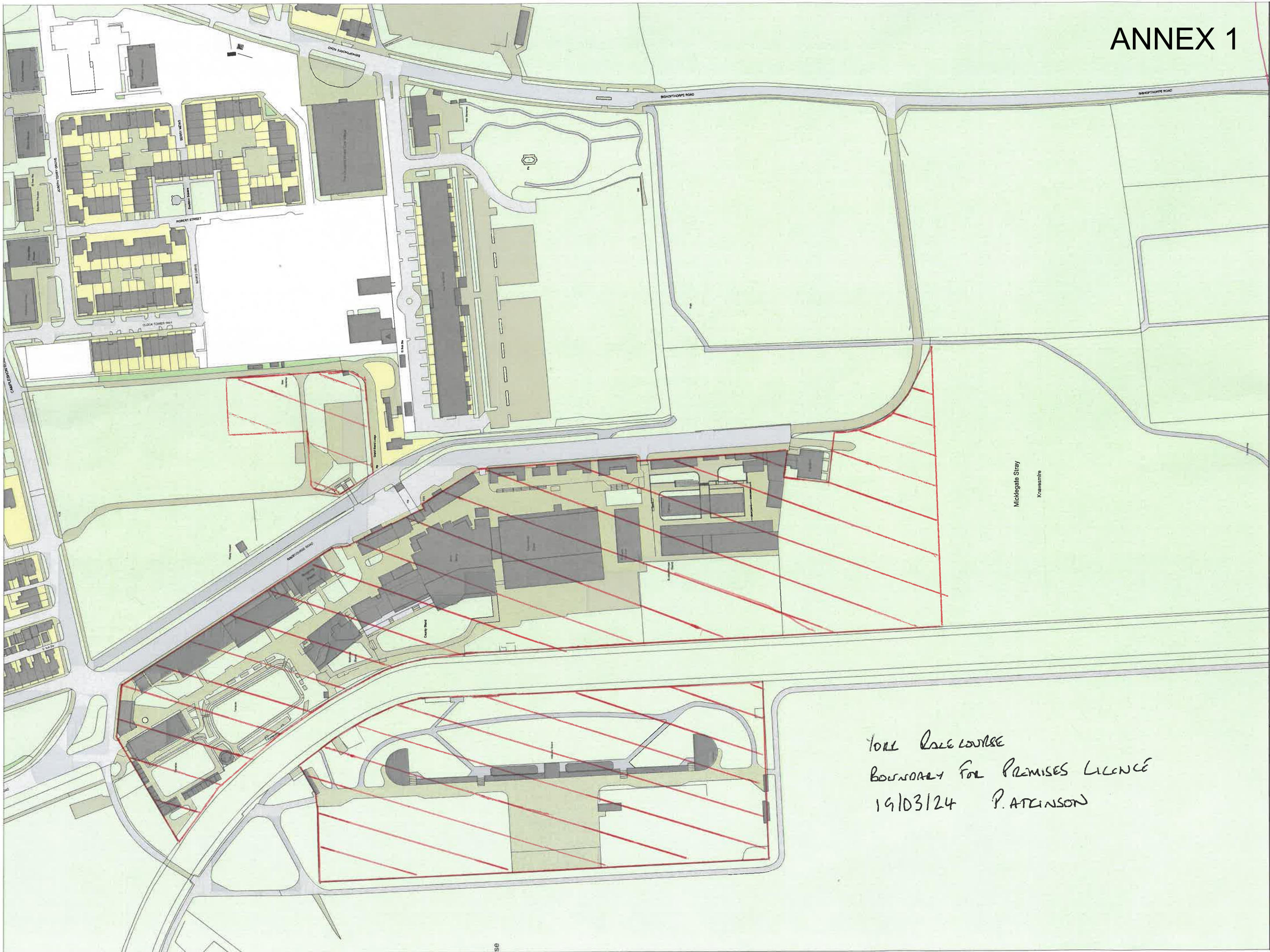
TITLE ELECTRICAL SERVICES ROBERTO BAR FIRE ALARM, PAVA AND SECURITY LAYOUT

SCALE: 1:50 @ A0 DATE: JAN 2024  
 DRAWN: RG ENGINEER: KH  
 CHECKED: APPROVED:

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# ANNEX 1



TORE RISE COURSE  
 BOUNDARY FOR PREMISES LICENCE  
 19/03/24 P. ATKINSON

DO NOT SCALE FROM THIS DRAWING  
 Note:  
 All dimensions to be checked on site.  
 Any discrepancies to be reported immediately to the architect.  
 The architect shall not be responsible for any errors or omissions in the drawings, including but not limited to, but not limited to, the following:  
 All existing site, building and survey information was taken complete from different sources, including information supplied by third parties.  
 NOT FOR CONSTRUCTION

DAWSON WILLIAMSON	C1074 LIC-1	RBV 0
A R C H I T E C T S	LICENSING DRAWINGS	
01274 931 300	EDINBURGH	
1168 FAWCOTTVILLE ROAD, CR. 2, 3	SITE PLAN	
EDINBURGH, MIDlothian, EH10 6DT	SCALE	1:750 @ A0
01274 931 300	PRELIMINARY	
01274 931 300	PROJECT	YORK MACDONALD UNIVERSITY
01274 931 300	SUBJECT	SOUTHERLAND HALLWAY
01274 931 300	DATE	19/03/24
01274 931 300	BY	P. ATKINSON



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## LICENSING ACT 2003

### PREMISES LICENCE

#### Schedule 12

#### Part A

#### Part 1 Premises details

Premises licence number CYC - 009168
---

Postal address of premises:

**York Racecourse**  
**Knavesmire Road**

Post town: **York**

Post code: **YO23 1EX**

Telephone number: 01904 620911

**Expiry date:** This licence has no expiry date.

#### Licensable activities authorised by the licence:

Live Music  
Recorded Music  
Performances of Dance  
Late Night Refreshment  
Supply of Alcohol

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

LIVE MUSIC

Indoors

Monday  
10:00 - 04:00

Tuesday  
10:00 - 04:00

Wednesday  
10:00 - 04:00

Thursday  
10:00 - 04:00

Friday  
10:00 - 04:00

Saturday  
10:00 - 04:00

Sunday  
10:00 - 04:00

Non Standard Timings for Live Music - Outdoors:

On one occasion a year when a Music Showcase Event follows evening racing on a Friday, live music will take place outdoors between 20:30 – 22:30 hours.

On two occasions a year when a Music Showcase Event follow afternoon racing on a Saturday live music will take place outdoors between 17:00 – 19:45 hours.

RECORDED MUSIC

Indoors

Monday 10:00 - 04:00	Tuesday 10:00 - 04:00	Wednesday 10:00 - 04:00	Thursday 10:00 - 04:00
Friday 10:00 - 04:00	Saturday 10:00 - 04:00	Sunday 10:00 - 04:00	

PERFORMANCES OF DANCE

Indoors

Monday 10:00 - 04:00	Tuesday 10:00 - 04:00	Wednesday 10:00 - 04:00	Thursday 10:00 - 04:00
Friday 10:00 - 04:00	Saturday 10:00 - 04:00	Sunday 10:00 - 04:00	

LATE NIGHT REFRESHMENT

Indoors

Monday 23:00 - 04:00	Tuesday 23:00 - 04:00	Wednesday 23:00 - 04:00	Thursday 23:00 - 04:00
Friday 23:00 - 04:00	Saturday 23:00 - 04:00	Sunday 23:00 - 04:00	

SUPPLY OF ALCOHOL

Monday 10:00 - 03:00	Tuesday 10:00 - 03:00	Wednesday 10:00 - 03:00	Thursday 10:00 - 03:00
Friday 10:00 - 03:00	Saturday 10:00 - 03:00	Sunday 10:00 - 03:00	

Non Standard Timings for Live Music, Recorded Music, Performance of Dance, Late Night Refreshment and Supply of Alcohol:

Part Weighing Room & Weighing Room Lawn Monday to Sunday 10:00 - 23:00

From the end of permitted hours New Years Eve to the start of permitted hours New Years Day.

**The Opening Hours of the Premises**

Monday - Sunday  
24 hours



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

On the premises

**Part 2**

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

Name: York Racecourse Committee

Address: The Racecourse  
Knavesmire Road  
York  
YO23 1EX

Telephone number: 01904 620911

Email address: None

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

Name: Kevin Paul Pinnington

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:**

Leeds City Council  
Leeds/PERL/02153/02

**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, 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 be licensed by the Security Industry Authority.
- (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
- (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.

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

### **Licensing Objectives**

#### General

- 1, The Bustardthorpe Field extension can only be used on scheduled York Racecourse raceday fixtures.
- 2, The sale, supply and consumption of intoxicating liquor shall be restricted to persons:
  - a, attending race meetings
  - b, attending functions, conferences, meetings, markets and fairs organised on the premises
  - c, To staff and officials of the race course complex and their bona fide guests
- 3, The Licensing Authority and Police will be notified at least three months in advance of the dates the Music Showcase Events are planned to take place.
- 4, In accordance with the requirements of the General Safety Certificate and event management plan will be provided to the Licensing Authority and Police four weeks prior to the Music Showcase events taking place, including details of stewarding and SIA licensed door supervisor provision.
- 5, All alcoholic drinks shall be served from fixed locations located in permanent buildings or temporary structures other than with prior agreement of the Licensing Authority and Police.

#### Public Safety

- 6, The maximum number of customers permitted into the Racecourse at any one time will not exceed the numbers specified within the General Safety Certificate issued under the Safety of Sports Grounds Act and Regulations made thereunder.
- 7, For all bars open to members of the general public, drinking glasses shall be of strengthened glass (tempered glassware) in a design whereby in the event of a breakage the glass will fragment and no sharp edges are left. Glassware of any type shall not be allowed to enter or leave the licensed premises whilst under the customers care, whether that customer enters the premises on payment or not.
- 8, Plastic bottles and aluminium bottles/cans will be available from perimeter kiosks for the race meetings. No sales of alcohol shall be made in glass bottles, apart from champagne, from the perimeter kiosks, without the prior approval of the Licensing Authority and Police.

9, Risk assessments are carried out to comply with the requirements of the "Green Guide/Guide to Safety at Sports Grounds" on days when horse racing is taking place. The risk assessment will be available upon request by the authorities and any reasonable requests of the authorities will be complied with.

10, Risk assessments are carried out when licensable activities take place and horse racing is not taking place. The risk assessment will be available for the authorities and any reasonable request of the authorities will be complied with.

#### Public Nuisance

11, Details of the Music Showcase event organiser will be provided to the Licensing Authority and The Council's Public Protection Section four weeks prior to the event.

12, A Noise Management plan will be in place for the Music Showcase events and agreed by the Licensing Authority and the Council's Public Protection Section.

13, Music Showcase events will be clearly advertised, with details available on York Racecourse website, at least two months in advance of the events, details on the website will include information of the performance times, any sound checks taking place and a contact telephone number of the named event organiser. In the event of a complaint regarding sound levels, the named organiser will make an assessment of no less than 5 minutes in close proximity to the complainant's address.

14, The event organiser shall appoint a member of their event team as 'Sound Monitor'. During the event the sound monitor shall carry out documented patrols at least once per hour or for each separate act taking place, whichever is the more frequent. The monitoring at each location shall be for a representative period whilst the act is taking place (at least 5 minutes) and the observations, and if required, actions taken shall be recorded.

#### Crime and disorder

15, The licence holder will comply with instructions given by the Senior Officer of Police present regarding the closure of any bars on race days.

16, The CCTV system shall be maintained in working condition and provide comprehensive coverage of public areas, excluding private restaurants and boxes, when the premises is open to the public, subject to any reasonable periods of maintenance or repair. Recordings shall be retained for 30 days and be made available to the Police or Officers of the Council upon request compliant with Data Protection legislation and shall be of evidential quality in any light conditions.

17, The equipment must have a suitable export method ie CD/DVD/USB facility so that the Police and Council Officers can make an evidential copy of the data they require. This data should be in a native file format to ensure that no image quality is lost when making the copy. If this format is non-standard (ie manufacturers proprietary), then the licence holder shall within 14 days of being requested supply the replay software to ensure that the video on the CD can be replayed by the Police and Officers of the Council on a standard computer.

18, A Suitable number of staff working at the premises shall be trained in the use of the CCTV equipment and a log will be kept to verify this. At all times when the premises is open to the general public a trained member of staff shall be present at the premises who is capable of providing playback of CCTV recordings, when requested to do so by the Police or Local Authority Officer in compliance with Data Protection.

19, There shall be signage displayed at entrances to advise CCTV is in operation.

20, Should the CCTV become non-functional this will be reported within 2 working days to the Licensing Authority and any fault repaired as soon as practicable.

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

1. For events where the sale of alcohol continues until 03:00 and entertainment until 04:00 a minimum of 21 days notice and a copy of a risk assessment to include dispersal arrangements at the conclusion of an event shall be supplied to the Police, who shall have the right to veto any such event provided that the licence holder is given no less than 14 days notice prior to the date of the proposed event.

2. All events shall be restricted to existing buildings other than the sale and consumption of alcohol which will be permitted within the area outside existing buildings shown on the plan attached to the Premises Licence.

3. No regulated entertainment shall take place after 03:00 hours in any rooms or parts of rooms which have either sliding external doors and/or external balconies.

### **Annex 4 – Approved Plan**

Plan Numbers: 8906/1/2/3/4/5/6/7/8/9, YO1 & YRC-C-02,  
PA21-DD-500, PA21-DD-501

For and on behalf of  
Corporate Directorate of Place

Date: 23/06/2011  
09/08/2022 (DPS Variation)

Licensing Services  
Hazel Court EcoDepot  
James Street  
York  
YO10 3DS

Phone: 01904 552422  
Fax: 01904 551590  
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

#### Part 1 Premises details

Premises licence number  
CYC - 009168

Postal address of premises:

**York Racecourse  
Knavesmire Road**

Post town: **York**

Post code: **YO23 1EX**

Telephone number: 01904 620911

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

This licence has no expiry date.

#### Licensable activities authorised by the licence:

Live Music  
Recorded Music  
Performances of Dance  
Late Night Refreshment  
Supply of Alcohol

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

LIVE MUSIC

Indoors

Monday  
10:00 - 04:00

Tuesday  
10:00 - 04:00

Wednesday  
10:00 - 04:00

Thursday  
10:00 - 04:00

Friday  
10:00 - 04:00

Saturday  
10:00 - 04:00

Sunday  
10:00 - 04:00

Non Standard Timings for Live Music - Outdoors:

On one occasion a year when a Music Showcase Event follows evening racing on a Friday, live music will take place outdoors between 20:30 – 22:30 hours.

On two occasions a year when a Music Showcase Event follow afternoon racing on a Saturday live music will take place outdoors between 17:00 – 19:45 hours.

RECORDED MUSIC

Indoors

Monday 10:00 - 04:00	Tuesday 10:00 - 04:00	Wednesday 10:00 - 04:00	Thursday 10:00 - 04:00
Friday 10:00 - 04:00	Saturday 10:00 - 04:00	Sunday 10:00 - 04:00	

PERFORMANCES OF DANCE

Indoors

Monday 10:00 - 04:00	Tuesday 10:00 - 04:00	Wednesday 10:00 - 04:00	Thursday 10:00 - 04:00
Friday 10:00 - 04:00	Saturday 10:00 - 04:00	Sunday 10:00 - 04:00	

LATE NIGHT REFRESHMENT

Indoors

Monday 23:00 - 04:00	Tuesday 23:00 - 04:00	Wednesday 23:00 - 04:00	Thursday 23:00 - 04:00
Friday 23:00 - 04:00	Saturday 23:00 - 04:00	Sunday 23:00 - 04:00	

SUPPLY OF ALCOHOL

Monday 10:00 - 03:00	Tuesday 10:00 - 03:00	Wednesday 10:00 - 03:00	Thursday 10:00 - 03:00
Friday 10:00 - 03:00	Saturday 10:00 - 03:00	Sunday 10:00 - 03:00	

Non Standard Timings for Live Music, Recorded Music, Performance of Dance, Late Night Refreshment and Supply of Alcohol:

Part Weighing Room & Weighing Room Lawn: Monday to Sunday 10:00 - 23:00

From the end of permitted hours New Years Eve to the start of permitted hours New Years 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 above.



Recorded Music

Recorded music may be played throughout the premises without limitation in line with previous provisions as set out in Section 182 of the Licensig Act 1964.

Other Timing Restrictions:

No regulated entertainment shall take place after 03:00 hours in any rooms or parts of rooms which have either sliding external doors and/or external balconies.

**The Opening Hours of the Premises**

Monday - Sunday  
24 hours

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

On the premises

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

Name: York Racecourse Committee

Address: The Racecourse  
Knavesmire Road  
York  
YO23 1EX

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

Kevin Paul Pinnington

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

No Restrictions

For and on behalf of  
Corporate Director of Place

Date: 23/06/2011  
09/08/2022 (DPS Variation)

Licensing Services  
Hazel Court EcoDepot  
James Street  
York  
YO10 3DS

Phone: 01904 552422  
Fax: 01904 551590  
Email: [licensing.unit@york.gov.uk](mailto:licensing.unit@york.gov.uk)  
Website: [www.york.gov.uk/licensing](http://www.york.gov.uk/licensing)

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## 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.

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**Conditions agreed with North Yorkshire Police**

Please see the below agreement made with the applicants for variation at York Racecourse. I can confirm that North Yorkshire Police have reviewed this application and as the below agreement has been made there shall be no representation made by North Yorkshire Police.

**Condition offered:**

*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*

**Conditions Agreed:**

1. 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.

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

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).

PC 1671 Kim HOLLIS  
Alcohol Licensing Officer (York)  
Partnership Hub  
North Yorkshire Police

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## Public Protection Representation

Environmental Protection are making representation against the premises licence variation application for York Racecourse, Knavesmire Road, York, YO23 1EX on the grounds of the prevention of public nuisance.

**The premises and application:** The premises is the racecourse at York, which already has a premises licence and can have 2 outdoor show case events per year and live and recorded music indoors from 10:00 hours to 04:00 hours each day.

This application seeks to allow boxing and wrestling indoors from 10:00 hours to 04:00 hours each day, (to which we have no objections) , outdoor film screenings, live and recorded music and the performance of dance 10:00 hours to 22:30 hours each day and from the end of permitted hours new year's eve to the start of permitted hours new year's day, albeit they have proposed that the live music outdoors on a maximum of 4 days per year between 10:00 hours and 22:30 hours each day.

The application also seeks a licence to screen outdoor films every day of the week from 10:00 hours – 22:30 hours, 52 weeks of the year with no mitigation offered for controlling noise. Environmental Protection initially objected to this element of the application; however, we have agreed the following with the applicants and our objections to this element of the application is withdrawn so long as these conditions are attached:

## Section B: screening of films

### Conditions

1. The screening of films outdoors shall only be permissible on a maximum of 12 days per year.
2. Whilst outdoor films are being screened the sound of the films shall only be broadcast to customers via either headphones or via FM radio to customer's car stereo systems.
3. A written noise management plan, specifically for the screening of films, shall be submitted to the Local Authority for approval by the City of York Council's Environmental Protection team within 3 months of the licence variation being granted and once approved the Premises Management shall ensure compliance with all aspects of the approved Noise Management Plan.

### Concerns

The applicant proposes that recorded music be allowed to be played outdoors 7 days a week, 52 weeks of the year from 10:00 hours – 22:30 hours with no restrictions. They have also applied for live and recorded music and the performance of dance to be allowed outdoors from the end of permitted hours on new year's eve until the start of new year's day. No conditions for controlling such noise have been

offered and the current noise management plan is specifically for show case events and would not cover this recorded music. This would, therefore, allow the applicants to have DJ's playing loud amplified music during these hours with no respite for local residents and on new year's eve all the way through the night and into the following morning. The site is surrounded by residential areas, the closest of which is at The Residence, directly adjacent to the site.

Environmental Protection already receive many complaints from local residents about music from the 2-day show case events and on other days, about smaller bands who were playing ancillary to the race events as well as complaints about tannoy noise and complaints about people at the racecourse events.

Based upon the proximity to these residents and the history of noise complaints it is impossible to see how without any controls, this escalation in noisy events will do anything other than result in noise complaints and a public nuisance.

During mediation with the applicant, we did offer the following condition to tie the number of events involving both live and recorded music to a maximum of 4 days per year:

#### **Sections E,F and G: Live and recorded music and the performance of dance**

##### **Condition**

1. Live and recorded music and performance of dance outdoors which meet the definition of regulated entertainment (inclusive of the music showcase events) shall only be permissible on a maximum of 4 days per year.

This would limit the number of days noisy events were allowed to take place, therefore limiting their impact and assumes that the recorded music element is classified as a show case event which would allow the venue to use the current noise management plan with a few minor alterations such as monitoring locations.

Unfortunately we have not been able to reach an agreement with the applicants about this condition and owing to the excessive hours requested in this variation, the close proximity of nearby residents, the number of complaints we receive about loud music events at the race course and the lack of any offered conditions to adequately control noise from these, Environmental Protection are therefore obliged to make representation against the application on the ground of the prevention of public nuisance.

Regards

Michael Golightly  
**Technical Officer**

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

Document is Restricted

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Annex 7.

①

**Sefton, Helen**

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**From:**  
**Sent:** 03 April 2024 19:45  
**To:** licensing@york.gov.uk  
**Subject:** Variation to Premise Licence CYC009168

**Categories:** Helen

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.

Variation to Premise Licence CYC009168 20<sup>th</sup> March 2024

Applicant: York Race Committee.

Objector: Clock Tower Way, York, YO23 1PP

Objector status: Local resident and nearby neighbour already impacted by existing racecourse activity.

Dear Sir or Madam,

I wish to object to this Application on the grounds it substantially increases and extends to later into the evening the "drinking time" at the racecourse, which is already acknowledged as a source of anti-social behaviour and cause of local disturbance.

I also wish to object on the grounds that it significantly increases the existing disturbance to local neighbours of loud music noise nuisance.

In making this application, the York Race Committee (YRC) generally display a disregard to the changed environment of the neighbouring area over the last 10 years. In accordance with CYC Planning policy, that which previously existed as a nearby industrial complex, unaffected by noise and late-night activity, has transitioned into an area of high-density residential housing and residential care facilities. Specifically, The Residence, The Chocolate Works, Chocolate Works Care Village and Brainkind Neurological Centre.

While "new" residents were aware of - and can have no complaint - over current levels of Approved racecourse activity, this Application is a different matter as it elevates potential disturbance, to an existing and established neighbourhood, to a whole new level.

Effectively, this Application (if approved) will make the racecourse a 7-day per week / 52 weeks per year outdoor drinking venue, with alcohol served to midnight, and permitted loud music all day from 1000 to 2230.

The Application proposes an increase of staged live music from 3 to 4 times per year. It is difficult to understand the specific purpose of this change. As, within the same Application is a further proposal for Live Music (on race days) Outdoors on Friday and Saturday for the same hours, and also a proposal for Film, Recorded Music, Performance of Dance (Outdoors), 7 days/52 week per year. This will supersede the "mere" 3 or 4 times per year.

All these activities are equally capable of causing the same level of noise nuisance and local area disturbance as "staged live music" events and should all be treated with equal concern and consideration.

If approved, this Application will effectively permit YRC to play loud music (from whatever source) 1000-2230 and serve alcohol to midnight, every single day on a continuous basis.

In recognition of the changed local environment YRC should responsibly be seeking to mitigate the noise and nuisance of current activities rather than attempting to substantially add to an existing and acknowledged problem.

In respect to the Application for Indoor Boxing/Wrestling, it is inevitable that crowd dispersal, post event will be an issue. Personal experience leads me to believe that crowd dispersal from such adrenaline fueled events tend to be noisy, boisterous and raucous. For YRC to consider such crowd dispersal to be appropriate, in a now predominantly residential neighbourhood, at between 4-5am in the morning is just astonishing! It demonstrates a complete lack of regard for local residents and their right to peaceful enjoyment of the neighbourhood.

In summary, my objection is based on my concern that this Variation will increase the possibility of public nuisance for the many dwellings nearby, including my own. I am particularly concerned about noise nuisance as this already happens occasionally when an Entertainment event is held at the racecourse. As this nuisance currently only happens occasionally, I am prepared to tolerate it. However, in applying for this new Variation it is clearly YRC's intention to hold more frequent and longer duration events at the racecourse. The noise nuisance would not be tolerable. Additionally, depending on the nature of such events, I would be concerned about the possibility of an increase in low level disorder when guests are leaving. I would be grateful if the Licensing team would consider my objection.

Yours sincerely

2000

**Sefton, Helen**

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**From:** helen.sefton@york.gov.uk  
**Sent:** 05 April 2024 09:10  
**To:** licensing@york.gov.uk  
**Subject:** Racecourse application for Variation of Premises Licence

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.

Good morning

I strongly object to the recent Racecourse application for Variation of Premises Licence.

Firstly, whilst outdoor events may "finish" by 22.30, continuing with late night refreshments until midnight is unacceptable.

In both situations the noise nuisance and vehicle pollution continues well into the night.

Secondly, with respect to indoor events, be they music, parties, boxing or wrestling, noise is NOT contained indoors. Even in winter, when nearby residents may have windows closed, the thumping music, amplified speaking and general crowd noise is carried across to The Chocolate Works development, namely those of us living on Clock Tower Way with our bedrooms facing South Westerly towards the Racecourse and its buildings. Note that balconies on the Racecourse buildings are invariably accessed by guests and the acoustic barriers are very poor in containing indoor noise.

During the warmer months, when we need windows open, the noise nuisance can be intolerable and it is impossible to sleep until all activities at the Racecourse cease and the guests have dispersed from the area.

The Chocolate Works development was permitted by York Council and whilst the Racecourse may have been there before the fact is, it is now adjacent to a residential area which is in very close proximity.

It seems wholly unfair that we have to suffer the existing noise that continues in to the night so I strongly object to more events being permitted that inconvenience council tax paying residents even more and which affect our enjoyment of peace and the necessity of sleep.

regards

Clock Tower Way  
YO23 1PP





3

**Sefton, Helen**

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**From:**  
**Sent:** 06 April 2024 12:43  
**To:** licensing@york.gov.uk  
**Subject:** ref: Variation of a Premises Licence (CYC - 009168) York Racecourse

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.

Dear Sirs,

I write to object to the extension of licensing hours at York Racecourse.

1. Public order. My property on Campleshon Road is adjacent to the Racecourse complex. On race days we have men and women urinating in our garden in full view of our windows both before and after the events. This offense will only increase with the additional proposed functions.
2. Noise. The noise of arriving and departing racegoers is unavoidable. However, we know that things will settle down after 10pm. The proposed additional and late-night events will severely impact our quality of life.

My objection specifically relates to:

2. The staging of up to four indoor boxing or wrestling events between 1000 and 0400 per year.
4. The provision of Late-Night Refreshment outdoors between 2300 and midnight.

Yours

Cocoa House  
YO23 1FQ



Clock Tower Way,  
York,  
YO23 1PP,  
5<sup>th</sup> April 2024.

4

City of York Licencing Services,  
Eco Depot,  
Hazel Court,  
James Street,  
York  
YO10 3DS



Dear Sir's

REF ALTERATION TO LICENCING VARIATION (CYC 009168)

Following the public publication of the above variation at York Racecourse. I wish to make the following comments/objections.

The Chocolate Works estate next to Racecourse is at present other than race days a pleasant and relatively quiet residence, and if the licence to serve alcohol were to be extended beyond its present timing particularly till 0400 this would undoubtedly lead to further disruption to the estate which has quite a number of elderly and retired people living on it who would not wish to be subject to loud and noisy behaviour after the present 23.00 restrictions.

I would therefore wish to object to this licence being extended beyond its present limits.

What every people say alcohol does lead to noisy and disruptive behaviour and being extended till 0400 I feel would be totally unacceptable

near a residential development.

Yours faithfully

5

**From:**  
**Sent:** Tuesday, April 9, 2024 10:57 AM  
**To:** [licensing@york.gov.uk](mailto:licensing@york.gov.uk)  
**Subject:** Variations to premises licence - CYC-009168

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 wish to object to variations 2, 3 and 4. Living near a venue such as the racecourse, it is not unexpected that there will be some noise and/or disruption - but my expectation is that this would generally be during daytime hours and restricted to a known, limited, number of race days.

- All 3 variations are concerning given the potential for extra alcohol-related antisocial behaviour, into the early hours.
- Variation 3 does not specify the number of events. The more events, the more potential there is for problems.
- Variation 4 would extend the ability to serve alcohol after the conclusion of all outdoor racecourse events until midnight, with the potential for late-night disturbances on 17 days.

Regards,

\*\*\*\*\*  
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 \*\*\*\*\*

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6

**Sefton, Helen**

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**From:**  
**Sent:** 09 April 2024 15:57  
**To:** licensing@york.gov.uk  
**Subject:** YORK RACES APPLICATION FOR A SIGNIFICANT VARIATION TO ITS PREMISES LICENCE CYC-009168

**Categories:** Helen

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.

Dear Sir,

I would like to register in the strongest terms my objection to the licensing extension applications above, made by the York Race Committee.

I appeal to you as an owner of an apartment in "The Residence" (ex Terrys Chocolate Factory).

We are directly adjacent to York Racecourse and its main entrance, and already endure plenty of noise disturbance under the existing licensing policy, caused by the effects of alcohol. As well as regular race day and other sponsored events, even private functions produce anti-social behaviour that continues in the streets long after the bars are closed and the Race Course is closed and the revellers 'evicted'. I cannot contemplate the increased negative impact that an extension to existing drinking hours will have on the local community.

I am particularly concerned by the proposed staging of up to four indoor boxing or wrestling events per year, between 10 o'clock and 4 o'clock in the morning! I think this is outrageous and selfish on behalf of the Race Committee and shows a lack of empathy for their neighbours.

With additional drinking hours afforded by the requested new events, (some of which are outdoors), there will inevitably be much increased anti-social behaviour. I would urge that careful consideration be given to the welfare of the local community before granting these variations.

Regards,

Apartment  
The Residence





7

**Sefton, Helen**

---

**From:**  
**Sent:** 10 April 2024 09:37  
**To:** licensing@york.gov.uk  
**Subject:** 009168 - Licensing Variation York Racecourse

**Categories:** Helen

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.

Dear Licensing Department,

Although York Racecourse are excellent neighbours, I wish to object to points 2 and 5 in the above licensing variation.

I firmly believe that 10.30hrs is late enough for the public to leave the racecourse and although they are historically noisy due to alcohol consumption it's not too late.

However, later and longer drinking hours are going to be an added disturbance to local residents who already have the race day issues of disorderly conduct of shouting and urinating in public areas.

Visitors to the proposed boxing until 4am will no doubt be leaving at 4.30am after drinking-up, and outdoor refreshments (which needs clarity) between 11 and midnight can only further add to additional noise and nuisance to local residents, as currently on race days the bars close at 18.30hrs and on evening events at 10.30hrs outdoors.

Regards

Robert Street  
York  
YO23 1PS



8

**Sefton, Helen**

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**From:**  
**Sent:** 10 April 2024 10:51  
**To:** licensing@york.gov.uk  
**Subject:** Variation of a Premises Licence ( CY009168) - York Racecourse

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 no objection to 1 and 5 of the proposed variation of the existing licence.

I object to 2,3 and 4 of the proposed variation on the grounds of

A) the creation of unacceptable noise and disturbance to nearby residential properties during what are clearly unsociable hours when residents should be able to enjoy peace and quiet.

B) the potential public nuisance created by large crowds of people dispersing into the surrounding quiet residential neighbourhoods during a period when residents should be able to enjoy peace and quiet and safety.

Regards

., Berry Mews,  
York  
YO23 1PR

Sent from my iPad





**Sefton, Helen**

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**From:** [REDACTED]  
**Sent:** 10 April 2024 14:52  
**To:** licensing@york.gov.uk  
**Subject:** Variation to premises licence CYC-009168 - Objection

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.

Please register my **objection** to the Premises Licence variations as applied for by York Race Committee.

I live at The Residence on Bishopthorpe Road, and last season we already had to deal with an increase in antisocial behaviour with large drunken groups congregating on our demise. Some of the proposed variations will exacerbate the issue we have been facing and in one case increase it to unprecedented levels.

The levels of alcohol fuelled antisocial behaviour on Bishopthorpe Road, outside our entrance and that of the Care Village are currently unacceptable. The York Race Committee do nothing to manage this, nor remove the litter and broken bottles left by revellers. The idea of increasing this is ludicrous.

Extending the liquor licence to midnight [variation 4] extend the problem into the early hours, which is unacceptable. I welcome an understanding of how North Yorkshire Police will support the local communities following such extensions.

The idea of hosting boxing/wrestling events until 0400h [variation 3] is astonishing and will undoubtedly bring significant issues in the community. I look forward to understand how North Yorkshire Police intend to support the local communities post-event.

What is most alarming is that there has been no community consultation ahead of this hurried application process.

The Residence  
Bishopthorpe Road  
York  
YO23 1DQ



(10)

**Sefton, Helen**

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**From:**  
**Sent:** 10 April 2024 14:28  
**To:** licensing@york.gov.uk  
**Cc:** Cllr. P. Kilbane; Cllr. J. Crawshaw; Cllr. J. Burton  
**Subject:** Application for Variation of a Premises Licence - York Racecourse

**Categories:** Helen

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 refer to the above, notice of which was issued by York Race Committee on March 20<sup>th</sup> 2024.

I strongly object to certain contents of the application as follows.

As a resident in the former Terry's Chocolate works housing development I am fully aware of the existing programme of events which take place on the racecourse.

As these take place for the most part during daytime or early evening hours they have no adverse effect on local residents. I accept that the Racecourse is a business and accordingly any extension to events under the current arrangements would be acceptable.

However any events which go above and beyond the current programme which take place outside during the evening or even inside but extending beyond 11.00pm should not be permitted.

Noise would be a major factor. Noise travels much further at night and during warm nights, when households have open windows, the disturbance would be unacceptable not only in the near vicinity but also much further afield.

In addition this noise would continue for an indeterminate time after the end of any proposed event as attendees depart the venue. Given the nature of the proposed events it would be impossible to guarantee that there would be no antisocial behaviour.

It goes without saying that any additional security and policing of the proposed events would have to be absorbed by the organisers and not be a burden on local council tax payers.

Clock Tower Way  
York YO23 1PP







**Sefton, Helen**

---

**From:**  
**Sent:** 10 April 2024 20:52  
**To:** licensing@york.gov.uk  
**Subject:** York Races - variation to premises licence CYC -009168

**Categories:** Helen

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.

Dear Sir or Madam

I am a resident in an apartment at the Residence, Bishopthorpe Road York and I have recently been advised that significant variations have been requested by the Race Committee and as far as I'm aware there has been no consultation whatsoever just a notice on a lamppost.

Variation 1 No objection

I believe this to be the renewal of the existing licence to sell alcohol in the Stands and I have no objection to this.  
 Variation 2 I have a **major** objection

I am absolutely appalled that a licence has been requested for Wrestling and Boxing matches at such late hours of the day and into the early hours. Does no one care that people are trying to sleep. Has anyone can considered we have a Brain Injury Unit a few yards away?

This is utter madness. I'm sure we can expect unprecedented levels of alcohol fuelled antisocial behaviour in the surrounding communities post-event, into the early hours. We get this after race and music events around our whole estate and I'm aware this type of events attracts an element of society that will not care people are trying to sleep in their beds and do not want to see or hear yobbish behaviour including changing football songs, urinating, shouting and swearing.

Please do not let this go ahead.

I can see the building work has begun and so it appears it's expected to pass but I would absolutely dread this type of event happening. When we had the students creating revelry after their event we could hear them singing at 0400 despite assurances to the contrary and they posted it on instagram.

Variation 3 Licence for films - I object

This is a further concern. I know we cant predict numbers but I can imagine that once again we get hordes of drunken people creating an absolute nuisance. Once they leave the auspices of the racecourse they come into our estate and create trouble shouting and swearing etc. so we can expect more alcohol fuelled antisocial behaviour until the early hours. It's a racecourse not a cinema!

Variation 4 I have a major objection

I am a dedicated race goer to both day and evening events and I know it's more then possible to consume enough alcohol in the current race meeting schedule

**Extending** the ability to serve alcohol after the conclusion of ALL outdoor racecourse events to midnight and


Allowing for 'drinking up' and then exiting the venue just means we can expect more antisocial behaviour beyond Midnight into the early hours. This is just unacceptable. Why should we have to put up with this. What about the hospital has this been thought about?

Variation 5 No objection

On the face of it this appears not to be an issue an extra night if music with normal licensing would be acceptable.

I sincerely hope you take these comments on board. I believe I am being reasonable. Have a bit more music, renew the usual licence and that's enough. I recognise the Racecourse was there a long time before us but turning it into Las Vegas is a step too far.

Your sincerely

 Sent from my iPad

12



The Residence  
Bishopthorpe Road  
York  
YO23 1FF

09/04/2024

City of York  
Licensing Services  
Eco Depot  
Hazel Court  
James Street  
York YO10 3DS

Ref. Variation of Premises Licence (CYC - 009168)

I wish to object to the following:

Variation 2

This has considerable potential to result in significant antisocial behaviour in the area, late at night, and inevitably fuelled by alcohol. Other residents and I, find much of this activity alarming, to say the least.

Variation 3

Whilst noise levels are monitored during the event, this is not the case in the surrounding area.

In the events to which both variations 2 and 3 refer, many attendees use the entrance to The Residence on Bishopthorpe Road as taxi or private pickups, and antisocial behaviour whilst waiting is common – not only noise but urinating in the area and drunken behaviour.

I urge you to reject these variations.

Yours faithfully



**Sefton, Helen**

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**From:**  
**Sent:** 11 April 2024 17:13  
**To:** licensing@york.gov.uk  
**Subject:** Variation of a premises Licence (CYC - 009168) - York Racecourse, Knavesmire Road.

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.

**Variation of a premises Licence (CYC - 009168) - York Racecourse, Knavesmire Road.**

Dear Sir or Madam

I live on the Chocolate Works Estate and have grave concerns about the proposal submitted by York racecourse to vary its premises licence. The Chocolate Works Estate adjoins the racecourse and will be badly affected by the proposed changes. There is a culture of heavy drinking among many of the racegoers and the increase in number of days and events being proposed as well as the extension of hours will make it much worse. At the end of a day of racing there is already considerable drunkenness and anti-social behaviour. For instance it is not uncommon for drunken racegoers to urinate (and worse) in people's gardens on the Chocolate Works. The provision of temporary toilets in other areas would confirm that this problem is recognised. We contend that the racecourse does not (or cannot) manage the selling of alcohol responsibly to the detriment of its neighbours. The racecourse seems to have different standards from other licensed premises.

If the proposal goes ahead there will inevitably be a considerable increase in late night noise, and the proposal to license wrestling matches to 4am fills me with dread about the anti-social behaviour, noise and general rowdiness which will occur in an otherwise peaceful neighbourhood. This is not what the racecourse should be doing. In the past it has assured us that it wants to be a good neighbour.

When we moved here we accepted that on race days there would be plenty of activity but that such days would be quite limited in number. The present proposal is an unreasonable extension of the disruption and number of times it will happen, and takes our goodwill for granted.

I therefore strongly object to the application.

Bayldon Square, York YO23 1PT

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**Sefton, Helen**

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**From:** [REDACTED]  
**Sent:** 11 April 2024 21:23  
**To:** licensing@york.gov.uk  
**Subject:** Objection to variation PR/Resid/York Race Committee

**Categories:** Helen

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.

Dear sir,

As a leaseholder in the Residence on Bishopthorpe Rd I am concerned about some of the variations requested by the Race committee

Variation 1 - no objection

Variation 2 - strong objection

The proposal for wrestling and boxing matches with extended hours until 0400 hours close to a residential area and a brain injury unit seems incongruous. Anti social behaviour around our estate is already a problem during race meetings and I am confident that this would only increase should this proposal go ahead .

Variation 3 - objection

I have no objection to the screening of films in moderation however it is not clear how frequently these would occur and if this is accompanied by the sale of alcohol it is likely to result in increased anti social behaviour

Variation 4 - objection

Extending the hours means that there will be increased disturbance until the early hours of the morning

Variation 5 - no objection

It is disappointing to note that there has been no consultation with the local residents about any of the proposals submitted in the variation

Kind regards

-

Sent from my iPad





15

**Sefton, Helen**

---

**From:**  
**Sent:** 11 April 2024 18:24  
**To:** licensing@york.gov.uk  
**Subject:** Objection

**Categories:** Helen

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.

Dear Sir or Madam

I am a leasehold in an apartment in the Residence on Bishopthorpe Road and have just been advised that significant variations have been requested by the Race Committee and it appears there has been no consultation with effected parties. I would like to submit some comments and objections to be considered in this matter.

Variation 1 - No objection.

Variation 2 - Strong Objection

I cannot see how a venue for wrestling and boxing matches with extended hours can be considered near to residential property and to BrainKind. It is likely to lead to antisocial behaviour, already a problem for York, which will impact not only on the immediate area but on the infrastructure of York. How can this be considered without transparent public consultation.

Variation 3 - Mild objection

I have no objection to the screening of films but am concerned about the control of antisocial behaviour, already on the increase in York.

Variation 4 - Objection

See point 3.

Variation 5 - No objection.

I would like to be reassured that at least re variation 2 there will be public consultation. This is an issue that will be likely to cause further problems to the police in York and will likely effect the reputation of our historic city.

Regards



**Sefton, Helen**

---

**From:**  
**Sent:** 12 April 2024 16:43  
**To:** licensing@york.gov.uk  
**Subject:** Variation of a premises Licence (CYC - 009168) - York Racecourse

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.

**Variation of a premises Licence (CYC - 009168) - York Racecourse, Knavesmire Road**

Dear Sir or Madam

I live on the Chocolate Works Estate and have grave concerns about the proposal submitted by York racecourse to vary its premises licence. The Chocolate Works Estate adjoins the racecourse and will be badly affected by the proposed changes. There is a culture of heavy drinking among many of the racegoers and the increase in number of days and events being proposed as well as the extension of hours will make it much worse. At the end of a day of racing there is already considerable drunkenness and anti-social behaviour. For instance it is not uncommon for drunken racegoers to urinate (and worse) in people's gardens on the Chocolate Works. The provision of temporary toilets in other areas would confirm that this problem is recognised. We contend that the racecourse does not (or cannot) manage the selling of alcohol responsibly to the detriment of its neighbours. The racecourse seems to have different standards from other licensed premises.

If the proposal goes ahead there will inevitably be a considerable increase in late night noise, and the proposal to license wrestling matches to 4am fills me with dread about the anti-social behaviour, noise and general rowdiness which will occur in an otherwise peaceful neighbourhood. This is not what the racecourse should be doing. In the past it has assured us that it wants to be a good neighbour.

When we moved here we accepted that on race days there would be plenty of activity but that such days would be quite limited in number. The present proposal is an unreasonable extension of the disruption and number of times it will happen, and takes our goodwill for granted.

I therefore strongly object to the application.

3ayldon Square, York YO23 1PT



17

**Sefton, Helen**

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**From:**  
**Sent:** 13 April 2024 17:50  
**To:** licensing@york.gov.uk  
**Subject:** Variation of a Premises Licence (CYC-009168); Applicant: York Race Committee

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.

Dear Sir / Madam,

I am writing to object to a number of proposals in the above application.

As a local resident living in close proximity to the racecourse I am familiar with the noise, local disruption and antisocial behaviour associated with race days but can tolerate these negatives given the limited number of days affected each year. Any extension to the current licensing hours and the number and duration of events at the racecourse will inevitably lead to increased disruption to local residents and is even more inappropriate given the close proximity of the racecourse to what is now a high density residential area including The Residence, The Chocolate Works, The Chocolate Works Care Village and the Brainkind Neurological Rehabilitation Centre.

With regard to the specific proposals in the application:

**Proposal 1: no objection.**

**Proposal 2: objection** - effectively creating an 18-hour day and night venue and the associated disruption caused by attendees is not compatible with the racecourse's close proximity to a high density residential area.

**Proposal 3: objection** - this proposal would effectively allow for outdoor performances, films etc. 7 days per week, 365 days per year. Again, this is not compatible with the residential location of the racecourse.

**Proposal 4: objection** - late night outdoor drinking is, again, not compatible with the residential location. Sadly, experience suggests that the racecourse has done little to moderate the excessive alcohol consumption of some of its attendees and their associated antisocial behaviour.

**Proposal 5: no objection**

I would be grateful if the Licensing Services team could take my objections into account when considering the above application.

Yours sincerely,

Clock Tower Way  
York  
YO23 1PP



**Sefton, Helen**

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**From:** .....  
**Sent:** 13 April 2024 17:54  
**To:** licensing@york.gov.uk  
**Subject:** Application for Variation of a Premises Licence, York Racecourse, Knavesmire Road, York, YO23 1EX

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.

Dear sir/madam

I wish to register my strongest objection to this application for all of the 5 variations sought.

Regarding variation 1 - Initially I may have thought that the sale of alcohol in the newly constructed outlets would be acceptable, but on further consideration given that when planning application was sought for these new outlets in 2023/2024, York Racecourse clearly stated in the planning application that this was merely to provide more 'covered' eating choices for visitors to a racecourse event without an increase in the number of visitors per se. With the addition of a licence to also sell alcohol suggests to me that they are wishing to attract a much larger number of visitors to this, and all aspects of the racecourse's facilities than implied in the original planning application. Had this been apparent in the application then I would have objected.

For all variations 1 to 5 as a whole, taking on board my comments above regarding variation 1, I would suggest that any event involving alcohol with a further extension to the period of availability, which this variation is seeking, will significantly increase the already high levels of anti social behaviour we experience here at The Chocolate Works with all/any of the events that The Racecourse hosts where alcohol is available to purchase.

The current number of events at The Racecourse, particularly where alcohol is available together with noise, light and crowd/traffic intrusion which is significant when hosting outdoor performances is already a massive intrusion of our lives here at The Chocolate Works, and I suspect for the rest of the South Bank community as a whole, but out of necessity we 'put up' what has been the current level of disturbance to our lives, but to be expected to have to deal with the increased number of events proposed in this application together with the extensions to the timing of these events (effectively making The Racecourse an 'all night' venue), plus the extensions to the sale of alcohol is totally unacceptable.

I would be grateful if you would give my objections due consideration, and reject this application.

Yours sincerely,

Clock Tower Way  
York  
YO23 1PP

Ps please ignore my email sent a few minutes ago as I pressed send before I had completed my objection

Sent from my iPad



(19)

**Sefton, Helen**

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**From:**  
**Sent:** 14 April 2024 13:45  
**To:** licensing@york.gov.uk  
**Subject:** Applicant: York Racecourse Committee . Date: 20 /03/2024

**Categories:** Helen

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.

Dear Sir or Madam

I am a resident in an apartment at the Residence, Bishopthorpe Road York (full address shown below)

I have been advised that significant variations have been requested by the Race Course Committee (reference CYC 009168 i believe)

I am a director of the management committee for The Residence, i must say 1st, I am disappointment that there has been no consultation meeting/opportunity apart from notice a on lamppost.

My comments below

Variation 1: No objection

*I believe this to be the renewal of the existing licence to sell alcohol in the Stands and I have no objection to this.*

Variation 2: I have a major objection

This requested for Wrestling and Boxing matches should not be approved . You need to considered we have a Brain Injury Unit & old people's care home , the Chocolate Works & The Residence a few yards away?

Events to end at 4am !!!!! , You know what Ebor week is like , there will unprecedented levels of alcohol fuelled antisocial behaviour including , urinating, shouting and swearing.

they cant be serious , this will destroy the working relationship we have with the Race Course. Please do not let this go ahead.

Variation 3: Licence for films . No objection

Variation 4: I object

I am a dedicated race goer to both day and evening events and I know it's more then possible to consume enough alcohol in the current race meeting schedule

Extending the ability to serve alcohol after the conclusion of all outdoor racecourse events to midnight and allowing for 'drinking up' and then exiting the venue just means we can expect more antisocial behaviour beyond Midnight into the early hours.

Variation 5: No objection

*On the face of it this appears not to be an issue an extra night if music with normal licensing would be acceptable.*

When considering your response, just think about how you would feel if you lived here

Your sincerely

Director of the RMC management company)

Apartment The Residence,, Bishopthorpe Road ,, York ,, YO23 1DQ.



**Sefton, Helen**

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**From:**  
**Sent:** 14 April 2024 17:59  
**To:** licensing@york.gov.uk  
**Subject:** Ref CYC-009168

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.

Dear Sir/Madam,

We wish to object to the above application.

We live at The Residence on Bishopthorpe Road, where our home and outdoor terrace look directly onto the entrances and concourse of York Racecourse.

We specifically object to the following Variations:

Variation 2 - this is of significant concern as there will be unprecedented levels of alcohol fuelled antisocial behaviour in the surrounding communities post-event, into the early hours.

Variation 3 - This too is a concern. Event numbers are unspecified, but likely to be similar to the current number of Musical Showcases. Again we can expect alcohol fuelled antisocial behaviour until the early hours.

Variation 4 - This too is a **real concern**. This extends the ability to serve alcohol after the conclusion of **ALL** outdoor racecourse events until midnight. Allowing for 'drinking up' and then exiting the venue means we can expect antisocial behaviour beyond midnight into the early hours.

We already put up with antisocial behaviour and excessive noise levels from the current programme of events outside race meetings. In addition, current building works from the racecourse are already adding disruption to our lives.

Yours faithfully,



**Sefton, Helen**

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**From:**  
**Sent:** 15 April 2024 10:28  
**To:** licensing@york.gov.uk  
**Subject:** Opposition to Licencing Application CYC - 009168 from York Racecourse Committee

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.

Dear Councillors and licencing team,

I am writing to express my strong opposition to the licensing application submitted by the York Racecourse Committee (CYC - 009168) regarding the proposed introduction of Indoor Boxing/Wrestling events at York Racecourse. While I understand the desire to diversify events at the venue and the new pavilion, I believe that the proposed timings and frequency of these events pose significant concerns for the surrounding community.

The proposed timing of the events, running from 10:00 AM to 04:00 AM is highly inappropriate for a residential area. The late-night hours will likely disrupt the peace and tranquility of the neighborhood, causing distress and inconvenience to local residents, including working professionals, children and elderly people. York Racecourse is situated within a residential area, and such prolonged disturbances into the early hours of the morning are simply unacceptable. The proximity of the Racecourse to a Care Home and the Brainkind neurological centre is a further element of risk to vulnerable residents if events so late at night were allowed by the Council.

Furthermore, the lack of adequate public transportation options during these late-night hours further exacerbates the problem. Many attendees of these events may resort to driving, leading to increased traffic congestion and parking issues in the vicinity, and a potential increased risk of DUI. Given the lack of public transport at that time of the night and likely unavailability of taxis, many attendees are likely to walk to town through South Bank and other residential areas. This not only poses safety risks but also adds to the overall nuisance experienced by residents.

Moreover, the nature of Indoor Boxing/Wrestling events raises concerns about potential antisocial behavior and disturbances. Large crowds gathering late at night may result in increased instances of disorderly conduct and noise pollution, requiring high levels of vigilance from North Yorkshire Police, potentially further disrupting the peaceful environment of the neighborhood. Such events have the potential to attract rowdy behavior and exacerbate existing tensions within the community.

Additionally, the proposed frequency of up to four times a year is excessive and could lead to ongoing disruption and frustration for local residents. Even occasional disturbances of this nature can have a significant impact on the quality of life for those living nearby, affecting their wellbeing and sense of security. As a father-to-be of a newborn baby very soon I'm concerned about this proposal and how the noise and security impact can impact my son's sleep.

In conclusion, I urge York City Councillors and the Licensing committee to carefully consider the concerns raised by residents regarding the proposed Indoor Boxing/Wrestling events at York Racecourse. The late-night timings, lack of public transport, risk of antisocial behavior, and potential nuisance to local residents outweigh any potential advantages of these events, which

only benefits the pockets of the events' promoters, which are very unlikely to be negatively affected by late night noise as it's unlikely they live in the local area. I request that point #2 of the licensing application CYC - 009168 be denied or timelines to be reviewed in line with other events to preserve the peace of our community.

Thank you for your attention to this matter.

Sincerely, [Redacted]

Jamieson Terrace, YO231HF

**Sefton, Helen**

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**From:**  
**Sent:** 14 April 2024 13:30  
**To:** licensing@york.gov.uk  
**Subject:** Racecourse licensing extension application

**Categories:** Helen

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.

Dear Sir

Variation of a premises License (CYC - 009168) York Racecourse, Knavesmire Road.

We, the Managing Committee of the Chocolate Works Residents Association, are responding to the proposal submitted by York Racecourse to vary its premises license. Our estate abuts the racecourse and our residents will be among those most affected by any changes to the premises license. We already have concerns about the ability of the racecourse to responsibly serve alcohol to its customers during race days and, as a consequence, have concerns about some of the proposed variations.

For example, on race days, we have witnessed racecourse staff refuse entry to people carrying alcohol in glass bottles. We have no concern about that decision, but, the people refused entrance will then drink the contents of the bottle as quickly as possible. They are then allowed entry into the race course where they go and buy more alcohol. This helps explain why, when leaving racecourse events at the end of the day, one sees people lying on the grounds in a drunken state. I personally have witnessed this. I am told by residents that there are instances of people leaving the race meeting and then needing to urinate which they do in the grounds of peoples residences in the Chocolate Works. As such there is some persuasive evidence that the racecourse does not manage its selling of alcohol responsibly but is rather placing income above the health of attendees and the impact on neighbours and the wider community. If an ordinary pub behaved in such a manner I am sure that the licensing committee would take action.

With consideration to the specific proposals within the application:

Proposal 1: No objection

Proposal 2: We have grave concerns about this application and would accordingly oppose it. Our first ground is the racecourse's general irresponsibility in serving alcohol as detailed above. In addition, both boxing and wrestling events are associated with a strong drinking culture. This proposal would allow attendees the opportunity to drink in the evening and then continue drinking until after 4am. The proposal is to sell alcohol until 4 am and people will have a period after this to consume it. This means people will be leaving the venue possibly until 5am potentially full of alcohol and adrenaline. There is, therefore, the real risk that residents in the Chocolate Works and the other surrounding properties will be significantly and adversely affected.

Proposal 3: We have no objection in principle to the showing of films, performances of dance, performances of live and recorded music, on the basis that the noise associated with them ends at 21.00 and that there is a limit to the number of such performances to a small handful per year.

Proposal 4: We strongly oppose this recommendation. Although this appears to be a standalone proposal one must assume that it is actually linked to Proposal 3 as it must be their attention to link the licensing extension to an event. Given the racecourse's generally irresponsible attitude to serving alcohol having open air drinking until midnight whenever it suits the racecourse is inappropriate - it will create noise and drunkenness in a residential area.

Proposal 5: We have no objection to this proposal.

Yours faithfully,

Chair  
Chocolate Works Residents Association



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Sefton, Helen

**From:** [REDACTED]  
**Sent:** 15 April 2024 12:00  
**To:** licensing@york.gov.uk  
**Subject:** CYC009168 York racecourse

**Categories:** Helen

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.

Dear sirs re the above application to vary a Premises Licence I should like to make a formal objection.

Point2) application to stage up to 4 indoor boxing /wresting events between 10.00 & 04.00hrs.

I don't believe that this venue with its close proximity to residential areas and single access road is appropriate for this type of event. There is great potential for disorder, noise and litter nuisance with large numbers of people leaving an event where there isn't any suitable transport infrastructure. Nor is there any accommodation available nearby meaning that people attending an event will be left to wander through residential streets in order to try and return to the city centre where suitable accommodation exists . With the best will in the world people who having just left a highly charged 'sporting' event can't be expected and won't quietly walk home. 4am is not an acceptable time for events to finish in a city like York in a area that is predominantly residential.

Point4) an application to provide refreshments outdoors between 23.00 and midnight.

Allowing refreshments to be served outdoors later at night will produce excessive noise to the annoyance of local residents both whilst being served/consumed and as the people then leave the venue at an even later hour . An outside bar also has the potential to increase litter nuisance as customers leave taking their unfinished drinks with them which they then discard outside of and away from the venue, usually in somebody's front garden. Outside drinking venues tend not to be as well controlled, supervised as their indoor counterparts often leading to customer behaviour that would not be tolerated in an indoor setting. That bad behaviour can then spill out into the surrounding area as customers leave creating further problems such as disturbance, disorder, littering, urinating in the streets etc .

In conclusion I do not believe that this application should be agreed to in full. The Racecourse is a good venue and brings benefits to the historic and beautiful city of York.

However its location literally on the edge of a green space and a quiet residential area means that rampant commercialism such as this application is not appropriate.

Yours faithfully

Sent from my iPhone



24

**Sefton, Helen**

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**From:**  
**Sent:** 15 April 2024 13:10  
**To:** licensing@york.gov.uk  
**Cc:**  
**Subject:** York Race Committee Application dated 20 March 2024

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.

Dear Sirs

We refer to York Race Committee's Application dated 20 March 2024 for Variation of a Premises Licence CYC-009168 (see attached document).

We live in 'The Residence' (comprising over 160 residential apartments) which adjoins York Race Course, and we are extremely concerned at the implications of some of the proposed Variations.

In particular, with reference to the attached document, we have serious concerns about Variations 2, 3 and 4.

We believe all these Variations are very likely to result in alcohol-led antisocial behaviour in the surrounding residential areas, especially in the late evening/early morning after the end of events.

Variation 4 in particular appears to relate to all outdoor racecourse events allowing alcohol to be served until Midnight. Accordingly departures from the venue after midnight are in our view likely to be noisy causing much distress to local residents.

Thank you

The Residence  
Bishopthorpe Road  
York YO23 1FF



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**Sefton, Helen**

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**From:**  
**Sent:** 15 April 2024 14:09  
**To:** licensing@york.gov.uk  
**Subject:** Opposition to Licensing Application CYC - 009168 from York Racecourse Committee

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.

Dear Councillors and licencing team,

I am writing to express my strong opposition to the licensing application submitted by the York Racecourse Committee (CYC - 009168) regarding the proposed introduction of Indoor Boxing/Wrestling events at York Racecourse. While I understand the desire to diversify events at the venue and the new pavilion, I believe that the proposed timings and frequency of these particular events pose significant concerns for the surrounding community. This is in addition to the frequent disturbance the current licensing arrangements cause to Southbank and the surrounding communities around race meetings.

The proposed timing of the events, running from 10:00 AM to 04:00 AM is highly inappropriate for a residential area which is home to families and elderly residents as well as hosting a school, care home, and specialist hospital. The late-night hours are highly likely to disrupt the peace and tranquility of the neighborhood, causing distress and inconvenience to local residents. York Racecourse is situated within a residential area, and such prolonged disturbances into the early hours of the morning are simply unacceptable. The proximity of the Racecourse to a Care Home and the Brainkind neurological centre is a further element of risk to vulnerable residents if events so late at night were allowed by the Council. Having lived here for 6 years I already understand the impact the current events at the Racecourse have on residents, including antisocial behaviour, increased traffic, noise pollution and increased litter.

Furthermore, the lack of adequate public transportation options during these late-night hours further exacerbates the problem. Many attendees of these events may resort to driving, leading to increased traffic congestion and parking issues in the vicinity, and a potential increased risk of DUI. Given the lack of public transport at that time of the night and likely unavailability of taxis, many attendees are likely to walk to town through South Bank and other residential areas (we already experience this on race days and it can be unpleasant). This not only poses safety risks but also adds to the overall nuisance experienced by residents.

Moreover, the nature of Indoor Boxing/Wrestling events raises concerns about potential antisocial behavior and disturbances. Large crowds gathering late at night may result in increased instances of disorderly conduct and noise pollution, requiring high levels of vigilance from North Yorkshire Police, potentially further disrupting the peaceful environment of the neighborhood. Such events have the potential to attract rowdy behavior and exacerbate existing tensions within the community.

Additionally, the proposed frequency of up to four times a year is excessive and could lead to ongoing disruption and frustration for local residents. Even occasional disturbances of this nature can have a significant impact on the quality of life for those living nearby, affecting their wellbeing and sense of security. As a father-to-be of a newborn baby very soon I'm concerned about this proposal and how the noise and security impact can impact my son's sleep.

In conclusion, I urge York City Councillors and the Licensing committee to carefully consider the concerns raised by residents regarding the proposed Indoor Boxing/Wrestling events at York Racecourse. The late-night timings, lack of public transport, risk of antisocial behavior, and potential nuisance to local residents outweigh any potential advantages of these events, which only benefits the pockets of the events' promoters, which are very unlikely to be negatively affected by late night noise as it's unlikely they live in the local area. I request that point #2 of the licensing application CYC - 009168 be denied or timelines to be reviewed in line with other events to preserve the peace of our community.

Thank you for your attention to this matter.

Sincerely,

Jamieson Terrace, YO231HF

**Sefton, Helen**

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**From:**  
**Sent:** 15 April 2024 16:08  
**To:** licensing@york.gov.uk  
**Subject:** Application to make changes at the Knavesmire

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.

Dear Sir , we have had notice of this application from the racecourse with plans to extend the events they currently provide. We are very much against any extension of this kind.

We live in an apartment at the Chocolate Works and our ground floor apartment looks out over the garden towards Campleshon Road. EVERY raceday we are treated to the thoroughly unpleasant scene of drunk men using our grounds as a public toilet. These episodes take place in full view of the public and one in particular involved a very drunk male showing us how artistic he could be with his penis. This of course was egged on by his equally drunk mates. Another time we had five men lined up along the hedge at the entrance to our property using it as if it were a public urinal. This particular incident took place as they were going to the races and they were already drunk. On several occasions we have had younger guys come up to the side of our balcony and pee against it as we have been sitting out there enjoying a drink. This is thoroughly unacceptable behaviour which I feel would only be increased if these racegoers have access to more alcohol.

I know that it is against the law to behave in this manner and would not welcome anything that allowed it to increase.

I hope that you will not vote in favour of this application.

Many thanks

Joseph Terry Grove

York YO23 1PY

Tel: 01904 611111

Sent from my iPad





**Sefton, Helen**

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**From:**  
**Sent:** 15 April 2024 16:24  
**To:** licensing@york.gov.uk  
**Subject:** Variation to Premises Licence CYC-009168

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.

Dear Sirs

My wife and I reside at Apartment The Residence, Bishopthorpe Road, York YO23 1DQ; our apartment is on the south side of the former Terry's Chocolate Factory Building very near to the racecourse.

We wish to object to the above Variation to Premises Licence on the following grounds:

- Variation 2 - The staging of indoor boxing or wrestling events between 10.00 and 04.00 is not acceptable in our opinion. Undoubtedly there will be high levels of noise and alcohol fuelled antisocial behaviour in the surrounding area, before, during and post event. This behaviour will disturb residents sleeping in The Residence and other nearby residential properties.
- Variation 3 - Similarly, this proposal is of concern and not acceptable in our opinion; we can expect high levels of noise and alcohol fuelled antisocial behaviour in the surrounding area, before, during and post event.
- Variation 4 - Again, this proposal is of concern and not acceptable in our opinion. Extending the ability to serve alcohol after the conclusion of ALL outdoor racecourse events until midnight; allowing for drinking up time and exiting the venue means we can expect high levels of noise and alcohol fuelled antisocial behaviour in the surrounding area, before, during and post event.

During several race meetings, in the past, we have witnessed racegoers attempting to use The Residence secure access gate to the racecourse and urinating on the steps which is likely to increase if these proposals are approved.

The Racecourse need to accept that over the last few years the area has become a mixed use development which includes a substantial number of residential properties. By introducing the ability to sell alcohol and stage late night events into the late evening and early hours of the morning is totally unacceptable in our opinion. Up to now they have been a considerate neighbour but this proposal, if approved, would show them in a different light to nearby residents.

We request that these proposals are refused.

Kind regards

Sent from my Pixel Go Chromebook



(28)

Sefton, Helen

**From:** [redacted]  
**Sent:** 15 April 2024 17:06  
**To:** licensing@york.gov.uk  
**Subject:** Variation to Premises Licence Reference: CYC-009168: Objection  
**Attachments:** Crime Data.pdf

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.

Dear Sirs,

Please find below our OBJECTION to the above extended licencing hours & activities proposed by York Racecourse.

Our objection is based primarily on two of the four licensing objectives.

**1) The prevention of crime and disorder.**

Attached are some details of criminal activity extracted from North Yorkshire Police publicly available records.

Expansion of late night activity, as indicated by points 2, 3, 4, and 5 of the Application in particular is likely to increase the level of criminal activity in the surrounding area.

**2) The prevention of public nuisance.**

Expansion of late night activity, as indicated by points 2, 3, 4, and 5 of the Application in particular is likely to increase the level of public nuisance.

There has been significant expansion of residential property adjacent to the racecourse grandstand area in recent years. This includes the large 'Chocolate Works' (David Wilson Homes) development, The Residence (former multi storey factory building) and The Clock Tower.

In addition there is the recently completed Brainkind Neurological Centre which is directly abutting the boundary of the Racecourse site adjacent to the new facilities indicated in point 1 of the Application.

The additional noise & disturbance proposed in the new Licencing Application will increase the incidence of public nuisance already endured by local inhabitants.

We request you reject the Application for additional activity at the Racecourse & use the opportunity to impose a reduced maximum noise level (race day music, concert music, loud speaker announcements etc.) at the boundary of the Racecourse and adjacent properties. This reduction to help reduce public nuisance to the adjacent local inhabitants.

Thank you.

Apartment [redacted], The Residence, Bishopthorpe Road, YO23 1FF



28 attachment

### Crime Data Around York Racecourse

	Column 2 (No.)	Column 3 (No.)
February 2024	8	3
January 2024	3	4
December 2023	7	6
November	5	7
October	8	2
September	6	3
August	15	8
July	15	8
June	20	4
May	21	6
April	20	9
March 2023	5	2
<b>Total</b>	<b>133</b>	<b>62</b>

- Note:
- Column 2 broadly represents the area between Bishopthorpe Road & the east boundary of the Racecourse bounded by Campershon Road to the north and the southern end of the Racecourse to the south.
  - Column 3 broadly represents the area between Tadcaster Road & the west boundary of the Racecourse and bounded by the Tadcaster Road/Knivesmire Road intersection to the north & the southern end of the Racecourse to the south.
  - Violence & sexual offences & anti-social behaviour are the most common offences above. This reflects 'York Outer' general situation: 31.0%, 23.1% respectively in the last 12 months from March '23 to Feb '24.
  - Most offences local to the Racecourse occur in the months between April & August when Racecourse events are at their highest.
  - Data collected on 08/04/24 from the following website:  
[YorkOuter.Police.uk](http://YorkOuter.Police.uk) ([www.police.uk](http://www.police.uk))



(29)

**Sefton, Helen**

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**From:**  
**Sent:** 15 April 2024 18:14  
**To:** licensing@york.gov.uk  
**Subject:** Application for Variation of the Premises License for York Racecourse

**Categories:** Helen

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.

Dear Sir/Madam

I am writing to provide views on and objections to the proposed variation in the premises Licence for York Racecourse.

I am a permanent resident (leaseholder) of an apartment in The Residence adjacent to the Racecourse. We are already affected by alcohol fuelled antisocial behaviour around race meetings. As a result I wish to **object in the strongest terms to proposed variation 2**. The proposal to hold boxing and wrestling events running from 10pm to 4am fills me with horror. This is likely to result in even more alcohol fuelled anti-social behaviour which will continue at all hours of the night, accompanied no doubt by high levels of noise before, during and after the events. Similarly **I object to variation 4** which would extend licensing hours for outdoor refreshment to midnight. This too is simply going to make noise and bad behaviour in the vicinity worse than it already is.

I would also draw to your attention that there has been no consultation at all with the local community on this matter, and in fact we found out about it by chance. The Council has had a policy of loading accommodation for older people into this part of York (Care Home, proposed McCarthy Stone development, as well as parts of the Residence) and there is now also the Brainkind Hospital, which we supported, in the same area and closer to all this than we are. It seems that the consequences of these proposals have simply not been thought through.

I hope you will give serious consideration to this objection and not, as usual, give greater weight to business and economic interests.

Yours faithfully

**Contact Details**





**Sefton, Helen**

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**From:**  
**Sent:** 15 April 2024 19:30  
**To:** licensing@york.gov.uk  
**Cc:** Cllr. J. Crawshaw; rachael.maskell.mp@parliament.uk  
**Subject:** York Race Committee - Variation of license application - Ref CYC 009168

**Categories:** Helen

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 now wish to submit my response to the above application for the Committee to consider.

I became aware of this application quite by chance and, given the potential impact of the proposed changes to the citizens of York, it is extremely disappointing that the Race Committee have not chosen to engage with the local community regarding their application for permanent changes. Contrast this with the York University Students Union who for the last two years have held their summer ball at the Race Course venue. They have consulted widely on each occasion and manage the event well and in a considerate manner.

Turning to specific issues:-

1. This appears to be a renewal of the existing license for the newly constructed bar. No comment.

2. This item appears to be a significant change and is not just restricted to race days. I request that this item is rejected.

This is likely to add further to alcohol fuelled anti-social behaviour throughout adjoining neighbourhoods into the early hours of the morning.

3. There is insufficient detail regarding numbers of events and therefore I request the Committee reject this item.

4. This is a significant concern and seems entirely unnecessary given the fact that the nature of race days is such that there is ample availability of alcohol throughout the day and adding additional times will add to the anti-social behaviour and disturbance for local residents and the City. I request the committee reject this item.

5. This item is totally unacceptable due to the unsocial hours and the disruption to the neighbourhood that this would cause. Everyone leaving has to pass through a nearby residential area of York and local residents already have a poor experience post events at the race course. I request the Committee reject this item.

It seems rather strange that the issue of additional licensing was not raised at the same time as the original planning request for the new development. The local residents already have to put up with rowdy behaviour from an element of the crowds, obviously alcohol related, departing the race course post event and the Race Course Committee do not have a good record of dealing with such unpleasant matters.

I trust that the Licensing Committee will also take a dim view of the lack of candour shown by the Race Committee towards local residents and that their requests be rejected.

Yours faithfully

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**Sefton, Helen**

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**From:** [REDACTED]  
**Sent:** 16 April 2024 09:48  
**To:** licensing@york.gov.uk  
**Subject:** Application for Variation of a Premises Licence - York Racecourse. Objection.

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.

Sent from my Galaxy  
Dear Sir or Madam,

I own an apartment at The Residence, Bishopthorpe Road and I have concerns for the proposed variations to the licensing proposed by York Racecourse. I understand there has been no consultation with people living in the immediate surroundings.

Whilst many of us enjoy the general atmosphere created by the Racecourse on race days and we were aware of an increase of noise especially during the music weekend when we purchased our properties, we have concerns about the increase in anti social behaviour as large groups of people leave the venue if the licensing is significantly extended.

I would like to submit some concerns and objections on this matter.

Variation 1- no objection.

Variation 2- objection.

I think that late night boxing and wrestling matches could lead to increased anti social behaviour in the local residential area.

Variation 3 - mild objection.

I think film goers will not present too much of a problem in terms of anti social behaviour but there will be an increased level of noise when leaving the premises.

Variation 4 - mild objection.

As Variation 3.

Variation 5 - no objection.

Unfortunately, anti social behaviour/drinking is a problem in York and my concern for the increase in licensing at the Racecourse will lead to further problems of noise and loutishness in a lovely residential area.

Regards

Apartment  
The Residence  
Bishopthorpe Road  
YO23 1DQ



**Sefton, Helen**

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**From:** -----  
**Sent:** 16 April 2024 13:36  
**To:** licensing@york.gov.uk  
**Subject:** Registration to oppose the Variation to premises licence CYC-009168

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.

Good afternoon,

We are the owners of Apartment The Residence, BishopThorpe Road York YO23 1DQ

We wish to register our concerns and oppose the request from York Racecourse to alter their alcohol licence for the following reasons:

It is very evident and a really strong concern that each variation of this change in licence application would lead to unprecedented levels of alcohol fuelled antisocial behaviour in the surrounding communities post-event, into the early hours which inevitably would disturb the peace and residents sleep with noise pollution.

Anti social behaviour is worrying, unsettling and distressing. Anything that increases or encourages such behaviour and ruins the peace of a residential area is surely wrong and unjust and honestly, do we really need to encourage this?

Have people not got enough opportunity to have a good time within the current licence perimeters?

Any increase to alcohol fuelled anti-social behaviour and disturbance of the peace also has a huge impact on our community services. The already stretched ambulance, police and fire services will have more issues to contend with. They too have to deal with all sorts of unpleasant abuse from individuals who really don't care and are fuelled with alcohol. It also costs the taxpayer each time the services are called upon and it is totally unacceptable.

We hope whoever is responsible for reviewing this licence has some element of moral consciousness when considering the impact and making a decision. We hope they care and will see fit not to pass the change to the license. There are enough venues around Yorkshire to seek out music events etc... The race course does not need to extend what they do, it's all just in the name of greed and money.

Kind regards,

(Owners/Landlords)

Apartment 101 The Residence, Bishopthorpe Road York YO23 1DQ

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**Sefton, Helen**

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**From:**  
**Sent:** 16 April 2024 15:10  
**To:** licensing@york.gov.uk  
**Subject:** York Racecourse Variation to Licence CYC-009168

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 wish to object to the requested changes to the above licence.

I have no objection to variation no 1 & 5 as this is not a significant change in operations. however the other variations will practically amount to a change in purpose and cause significant disruption to the surrounding residential properties, including the newly built Brain injury recuperation centre.

Variation 2 would create significant noise and potential anti social behaviour when attendees were leaving the site, particularly at the early hours stated

Variation 3 & 4 would allow for unacceptable levels of noise late into the night or early morning. NB I note that the numbers of these events are not stated or restricted.

The Residence  
Bishopthorpe Raod  
York  
YO23 1FF





34

**Sefton, Helen**

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**From:** [REDACTED]  
**Sent:** 16 April 2024 20:35  
**To:** licensing@york.gov.uk  
**Subject:** CYC009168 York racecourse

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.

Dear sirs

re the above application to vary a Premises Licence I should like to make a formal objection.

Point 2) application to stage up to 4 indoor boxing /wresting events between 10.00 & 04.00hrs.

This venue is very close to a dense residential area and is without good transport links to take guests away and no accommodation close by. There is great potential for disorder, noise and litter nuisance at antisocial times of the day. Current race day issues demonstrate this point during the day time therefore this issue will be amplified overnight.

Adrenaline fuelled people who having just left a highly charged 'sporting' event can't be expected and won't quietly walk home. 4am is not an acceptable time for events to finish in a city like York in a area that is predominantly residential.

Point 4) an application to provide refreshments outdoors between 23.00 and midnight.

Allowing refreshments to be served outdoors later at night will produce excessive noise to the annoyance of local residents both whilst being served/consumed and as the people then leave the venue at an even later hour .

An outside bar also has the potential to increase litter nuisance as customers leave taking their unfinished drinks with them which they then discard outside of and away from the venue, usually in somebody's front garden.

Outside drinking venues tend not to be as well controlled, supervised as their indoor counterparts often leading to customer behaviour that would not be tolerated in an indoor setting. That bad behaviour can then spill out into the surrounding area as customers leave creating further problems such as disturbance, disorder, littering, urinating in the streets etc .

In conclusion I do not believe that this application should be agreed to in full.

The Racecourse is a good venue and brings benefits to the historic and beautiful city of York.

However its location literally on the edge of a green space and a quiet residential area means that rampant commercialism such as this application is not appropriate.

Yours faithfully

..

Jamieson Terrace  
York  
YO23 1HF



35

**Sefton, Helen**

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**From:** [REDACTED]  
**Sent:** 16 April 2024 20:51  
**To:** licensing@york.gov.uk  
**Subject:** Objections to licensing application

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.

Dear Sir

Please formally record my objections to the current applications by York Racecourse Committee as follows:

- 1) it is inappropriate to grant a licence for boxing events between 10am - 4am in a residential area - these events should be limited to a reasonable finish time in line with the other events listed e.g. 10.30pm;
- 2) the other requests, for films/music/dance, live music, and late night refreshment, should be restricted to a limited number of events per year; it is inappropriate to approve a licence for an unlimited number of events per year.

In general, as a local resident it is disappointing that the Racecourse Committee did not consult with local residents prior to making this application for a permanent alteration to its current licence.

Best regards,

~  
Knavesmire Crescent  
York YO23 1ET



36

**Sefton, Helen**

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**From:** [helen.sefton@york.gov.uk](mailto:helen.sefton@york.gov.uk)  
**Sent:** 16 April 2024 17:34  
**To:** [licensing@york.gov.uk](mailto:licensing@york.gov.uk)  
**Subject:** CYC-009168  
  
**Follow Up Flag:** Follow up  
**Flag Status:** Completed  
  
**Categories:** Helen

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.

Good afternoon,

I have recently been made aware of the changes in licensing and events being held at the Racecourse. I am the registered manager of The Chocolate Works Care Home on Bishopthorpe Road. As such I must think about the wellbeing of my elderly resident group and the impact that such changes may have on the increase in anti-social behaviour in the area. On review of the proposals, I am concerned about the following changes:

Variation 2

**This is a significant concern.** We can expect unprecedented levels of alcohol fuelled antisocial behaviour in the surrounding communities' post-event, into the early hours.

Variation 3

This too is a **concern**. Event numbers are unspecified, but likely to be a similar to the number of Musical Showcases. Again we can expect alcohol fuelled antisocial behaviour until the early hours.

Variation 4

**This too is a real concern.** This is extending the ability to serve alcohol after the conclusion of ALL outdoor racecourse events until Midnight. Allowing for 'drinking up' and then exiting the venue means we can expect antisocial behaviour beyond Midnight into the early hours.

I hope you understand my concerns in these areas. I am a lifelong York resident and do not want to appear a killjoy and recognise what these showcase events mean to York and its economy but hope the impact of these proposals does not impact on the home of our residents.

Regards

Home Manager  
The Chocolate Works Care Village



# CHOCOLATE WORKS

A **SPRINGFIELD** CARE HOME

(37)

**Sefton, Helen**

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**From:** -  
**Sent:** 16 April 2024 17:01  
**To:** licensing@york.gov.uk  
**Subject:** Objection - CYC-009168

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

**Categories:** Helen

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.

Dear Sir / Madam,

I would like to strongly object to the proposed changes to the Racecourse licensing. I feel the racecourse is losing sight of its function and is attempting to turn into an evening centre at great detriment to the neighbouring properties and community.

I wish to object on the following grounds (please see below)

Variation 1 -

This appears to be a renewal of the existing licence to sell alcohol in the Bustardthorpe Stands is that correct? If so I would not consider this an issue.

Variation 2

**This is a significant concern.** We can expect unprecedented levels of alcohol fuelled antisocial behaviour in the surrounding communities post-event, into the early hours. We also experience antisocial behaviour in our privately managed grounds after race meets which we pay to have maintained and cleaned up. It is not unusual to find people on our park peeing and abusing our green space. Our private driveway is also abused for collection of racecourse goers. The racecourse have never dealt with this issue in the past even though I and others have brought this to their attention.

Variation 3

This too is a **concern**. I live directly behind the racecourse and do work, why should my sleep pattern and quality of life be put at risk?

We have been promised by the racecourse and the university in the past that the end of year event would be held inside avoiding noise. The university decided to publish on social media "last students standing" at just gone 4am shouting off the east veranda waking up resident. This should not have been allowed to happen and I am concerned this is a taste of things to come if the proposal is accepted.

Event numbers are unspecified, but likely to be similar to the number of Musical Showcases. Again we can expect alcohol fuelled antisocial behaviour until the early hours.

Variation 4

**This too is a real concern.** This is extending the ability to serve alcohol after the conclusion of ALL outdoor racecourse events until Midnight. Allowing for 'drinking up' and then exiting the venue means we can expect antisocial behaviour beyond Midnight into the early hours.

Variation 5

On the face of it this appears not to be an issue. One extra Musical Showcase event per year. Likely this will mean two Friday/Saturday events , however, I have been woken to early sound tests affecting our only days off in the week (being the weekend). Sound checks should not take place until after 10am/ 10:30am on a weekend.

Personally I find the licensing proposals to be very selfish of the racecourse to its neighbours. It's also worth noting no consultation took place with The Residence.

I STRONGLY OBJECT to this proposal.

Regards



38

**Sefton, Helen**

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**From:** [REDACTED]  
**Sent:** 17 April 2024 11:41  
**To:** licensing@york.gov.uk  
**Subject:** Objection to racecourse changes

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

**Categories:** Helen

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.

Hi, I write to object to the proposed changes to the racecourse licensing as it'll add to the issues around antisocial drinking that already present a huge issue to local (and not so local) residents. I live over hob moor now but the noise pollution on music nights is still massive; when I lived on albemarle road it was ridiculous. Having drunk, middle aged men shouting at each other, urinating in your garden and taking drugs out in the open while you're trying to get your kids home from school isn't an enjoyable experience and the racecourse seems to take no responsibility for this. A couple of PCSOs aren't going to stop this behaviour. The racecourse is in a residential area, with many young families. It is absurd to allow them to extend their hours, tipping out drunk people at 4am to walk past family houses.

Thanks,



(39)

**Sefton, Helen**

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**From:**  
**Sent:** 17 April 2024 10:34  
**To:** licensing@york.gov.uk  
**Subject:** Variation of a premises Licence (CYC - 009168) York Racecourse

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

**Categories:** Helen

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.

#### **Variation of a premises Licence (CYC - 009168) York Racecourse, Knavesmire Road**

Dear Sir/Madam

I am writing about the proposal submitted by York Racecourse to vary its premises licence with specific reference to the wrestling events proposed, the timing of these events is beyond belief.

I live in Jamieson Terrace quite close to the racecourse and the behaviour of some of the racegoers down the back lane close to my home is at times disgusting and revolting, in fact we are reluctant to go out around the time the races finish. Usually this behaviour is fuelled by alcohol so any increase in the provision of alcohol or the frequency of events will make matters worse and events continuing to 4.00am as proposed will result in disturbances during the night which is unacceptable.

Therefore I appeal to you to turn down these proposals.

We have lived in the area a long time and have come to accept the disruption on race days and other events but feel enough is enough. These proposals make nonsense of the assurance by the racecourse that it wants to be a 'good neighbour'.



(40)

**Sefton, Helen**

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**From:** [REDACTED]  
**Sent:** 17 April 2024 14:39  
**To:** licensing@york.gov.uk  
**Cc:** Cllr. J. Crawshaw; Cllr. J. Burton; Cllr. P. Kilbane  
**Subject:** Licensing of The Racecourse

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.

To whom it may concern at Licensing, cc'ing councillors for the Micklegatw Ward,

I am a resident living near the race course at YO231FL.

I am concerned by plans shared with the community to expand the licensing of the racecourse, including boxing matches with licensing until 4am.

The racecourse already cannot handle the demands put on it. Multiple members of the community have experienced men urinating on their property, and I have seen women urinating in bushes in our area. Fights break out regularly during the races and I have friends who have been assaulted by drunk men who have been attending the races.

If The Racecourse already cannot handle the demands put in it with respect to ensuring community safety and ensuring that people are not publicly urinating due to a lack of public toilets, I am concerned that expanding the licensing for the races further will harm not help the community.

Yours sincerely,

[REDACTED]  
Medallion House  
Joseph Terry Grove  
YO231FL



(41)

**Sefton, Helen**

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**From:**  
**Sent:** 17 April 2024 14:55  
**To:** licensing@york.gov.uk  
**Subject:** Application to vary premises license at York Racecourse

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 wish to object to the above application on the grounds of

- the prevention of crime and disorder
- the prevention of public nuisance
- the protection of children from harm

Request re Film, Recorded Music etc outdoors Monday to Sunday 10-22.30.

These hours during mid week when children are likely to be disturbed on school nights by the noise. The area where outdoor cinema has already taken place is very close to the brain injury unit. Hours should be restricted to weekends.

Late night refreshments (Outdoors)  
23.00 -00.00

Allowing drinking and eating after 11pm will cause public nuisance to residents of South Bank as people leave the racecourse drunk after midnight potentially also causing crime and disorder at a time when there will be no Police present or Marshalls as there are during the day. It was previously always stated that the aim was to filter crowds away from the racecourse as soon as possible after events but these new hours encourage hanging around after events finish.

Indoor Boxing/Wrestling  
10.00 - 4.00

Public nuisance to allow events to take place up to 4.00am with noise as crowds and traffic leave the premises. Any event taking place beyond midnight should be considered on an individual basis.

Curzon Terrace  
YO23 1EZ





(42)

Sefton, Helen

**From:** [h.gupta@rosmamc.com](mailto:h.gupta@rosmamc.com)  
**Sent:** 17 April 2024 16:16  
**To:** [licensing@york.gov.uk](mailto:licensing@york.gov.uk)  
**Subject:** Application for variation of a Premises License CYC - 009168

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.

Hello

Thank you for your notice of the Variation of Premises Licence under Licensing Act 2003. As a resident of Knavesmire Crescent highly likely to be affected by the variation of license I would like to register my concerns and objections to granting the variations as they are imprecise, poorly worded and susceptible to misused in future.

- 1. The sale of alcohol from newly constructed outlets within the existing footprint of the site replacing previous outlets in the same locations.**

  - a. I have no objection to this clause as it is a straightforward replacement of previous outlet.
- 2. The staging of up to four indoor boxing or wrestling events between 1000 and 0400 per year.**

  - a. This clause makes no sense and needs to be reworded.
  - b. Upon enquiry the racecourse management mentioned that these events are already hosted by the racecourse and end by 23:30. If that is so why is the application required up to 04:00 hours in the morning?
  - c. In response to the above query the racecourse management stated that the end time of 04:00 is only required for the YUSU Summer Ball hosted every year at the racecourse. If this is so then there needs to be a separate clause specifically of the one single annual summer ball event.
- 3. Outdoor showing of films, performances of dance, performances of live and recorded music between 1000 and 2230.**

  - a. This clause does not limit the number events per year and hence open to abuse.
  - b. We will be happy to consider a reasonable number of such events say up to three as they can be disruptive to the local residents.
- 4. The provision of Late-Night Refreshment outdoors between 2300 and midnight.**

  - a. We are highly concerned about this extension to Late Night refreshment particularly if it includes alcoholic beverages as it may be potentially disruptive as the punters leave the racecourse.
  - b. The clause does not mention a close time by which the patrons will be expected to vacate the premises.
  - c. Our main concern is about the possible antisocial behaviour and whether there would be adequate security/police presence provided to cover the extended hours.
- 5. Increasing the permitted number of occasions for staging outdoor performance of live music after racing on either Friday or Saturday between 1000 and 2230 from three to four per year.**

  - a. I have no objection to this clause as it is for the addition of only one extra event.

I hope my concerns and objections are noted and taken into consideration when dealing with the application.

Thank you

Yours sincerely

111 Knavesmire Crescent, York YO231EU

Email

43

**Sefton, Helen**

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**From:**  
**Sent:** 17 April 2024 11:44  
**To:** licensing@york.gov.uk  
**Cc:**  
**Subject:** York Racecourse License (CYC - 009168)

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

**Categories:** Helen

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.

Following York Racecourse's License Application, we would like to raise the following points:

Proposal 2 (The staging of up to four indoor boxing or wrestling events between 1000 and 0400 per year): we object to events finishing at 4am, as this is a residential area. The noise and traffic as people leave these events would impact the local community. Midnight should be considered as a more appropriate time.

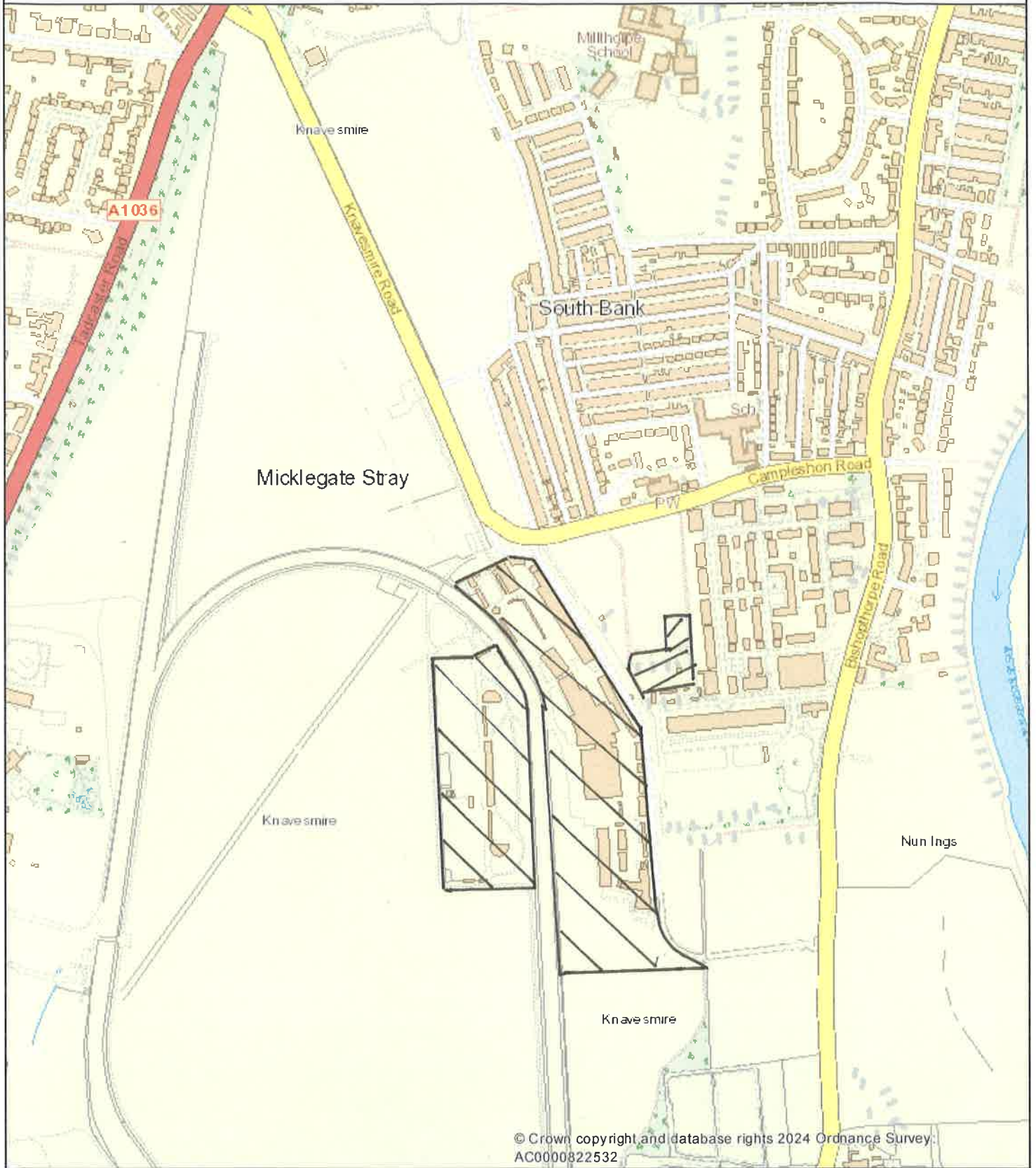
Proposal 3 (Outdoor showing of films, performances of dance, performances of live and recorded music between 1000 and 2230.): the number of events has not been quantified. In theory this could enable the Racecourse to hold events every day of the year, which again would impact the local community.

Proposal 4 (The provision of Late-Night Refreshment outdoors between 2300 and midnight): refreshments outside until midnight would have a serious noise impact on the area. 23.00 is surely late enough.

Sent from my iPhone

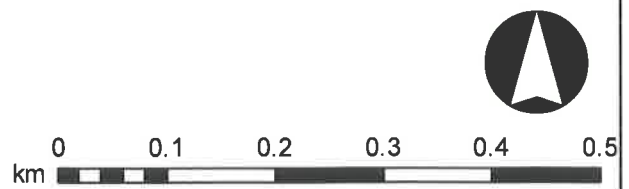


# Annex 8



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**Date:** 10 Apr 2024  
**Author:** City of York Council  
**Scale:** 1:7,000



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**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.  
(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).

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**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.

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