

## AGENDA SUPPLEMENT 3

### Licensing/Gambling Hearing

**To:** Councillors Cuthbertson, Galvin and Looker

**Date:** Thursday, 17 November 2022

**Time:** 10.00 am

**Venue:** Remote Hearing

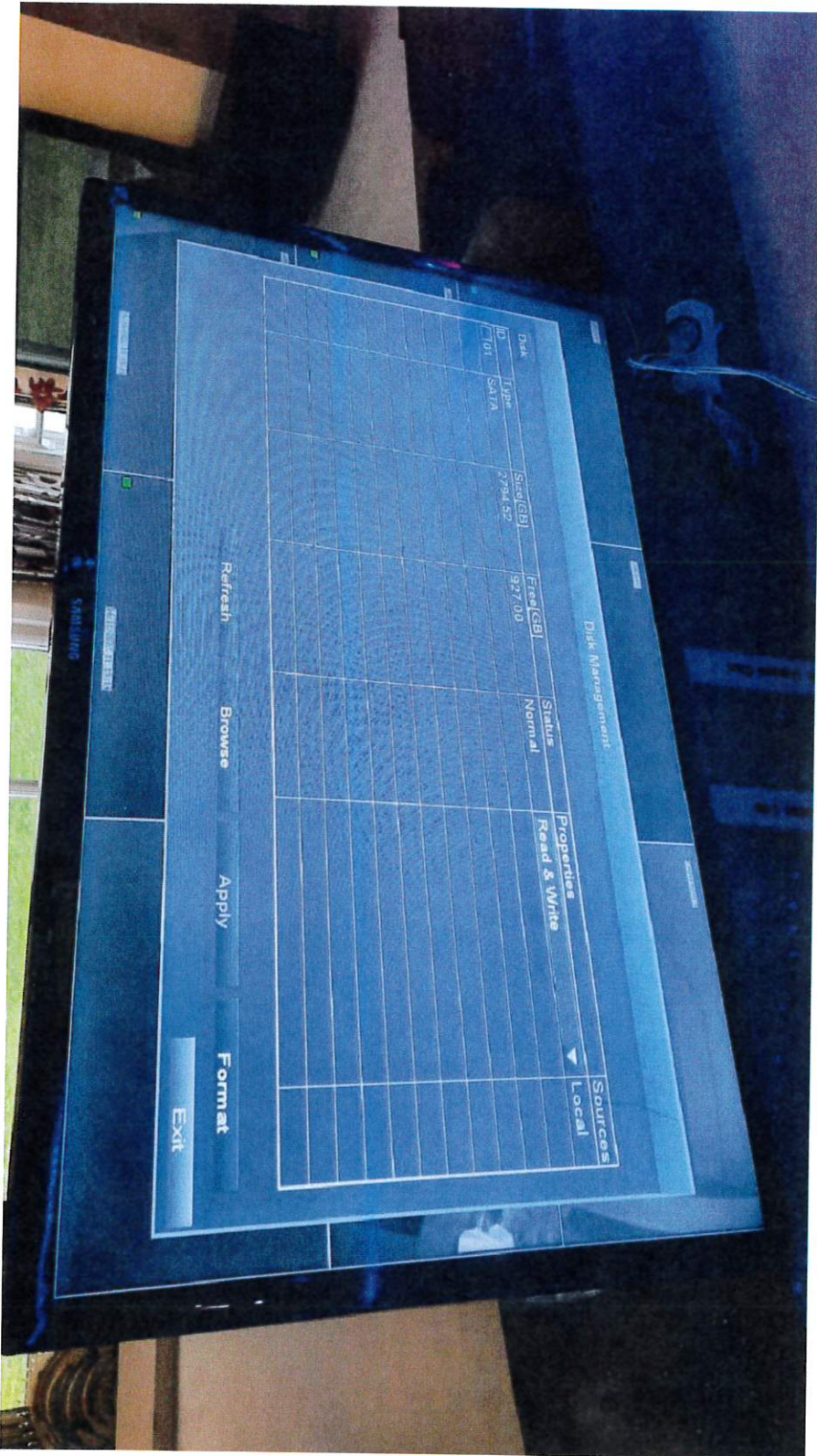
The Agenda for the above meeting was published on **9 November 2022**.  
The attached additional documents are now available for the following agenda item:

- 6. The Determination of Section 52(2)** (Pages 1 - 24)  
**Application by North Yorkshire Police for  
Review of a Premises Licence in respect of  
Sky Blue, 16 Barbican Road, York YO10 5AA  
(CYC-168154)**

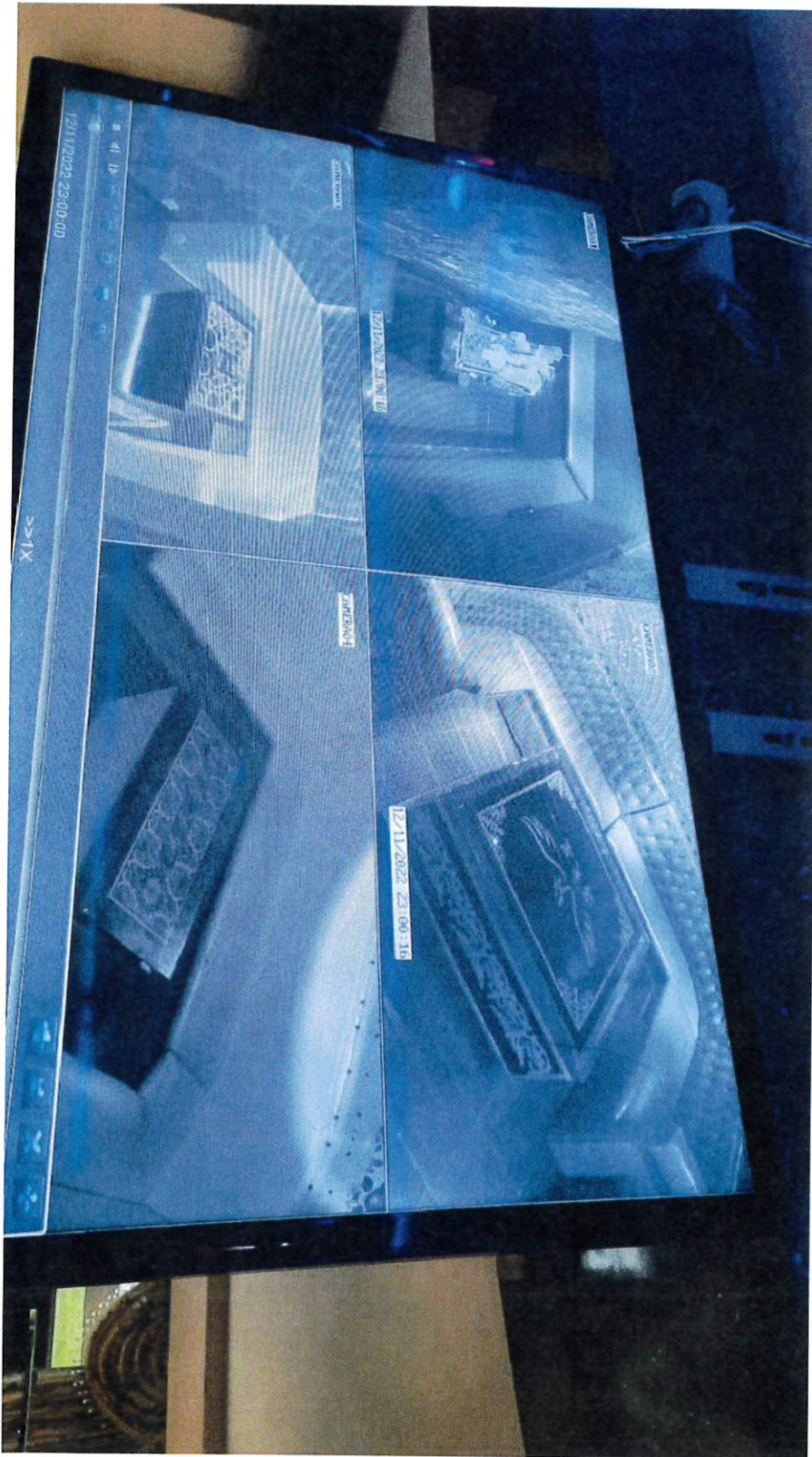
Additional supporting documents circulated before the hearing on behalf of the Licence Holder.

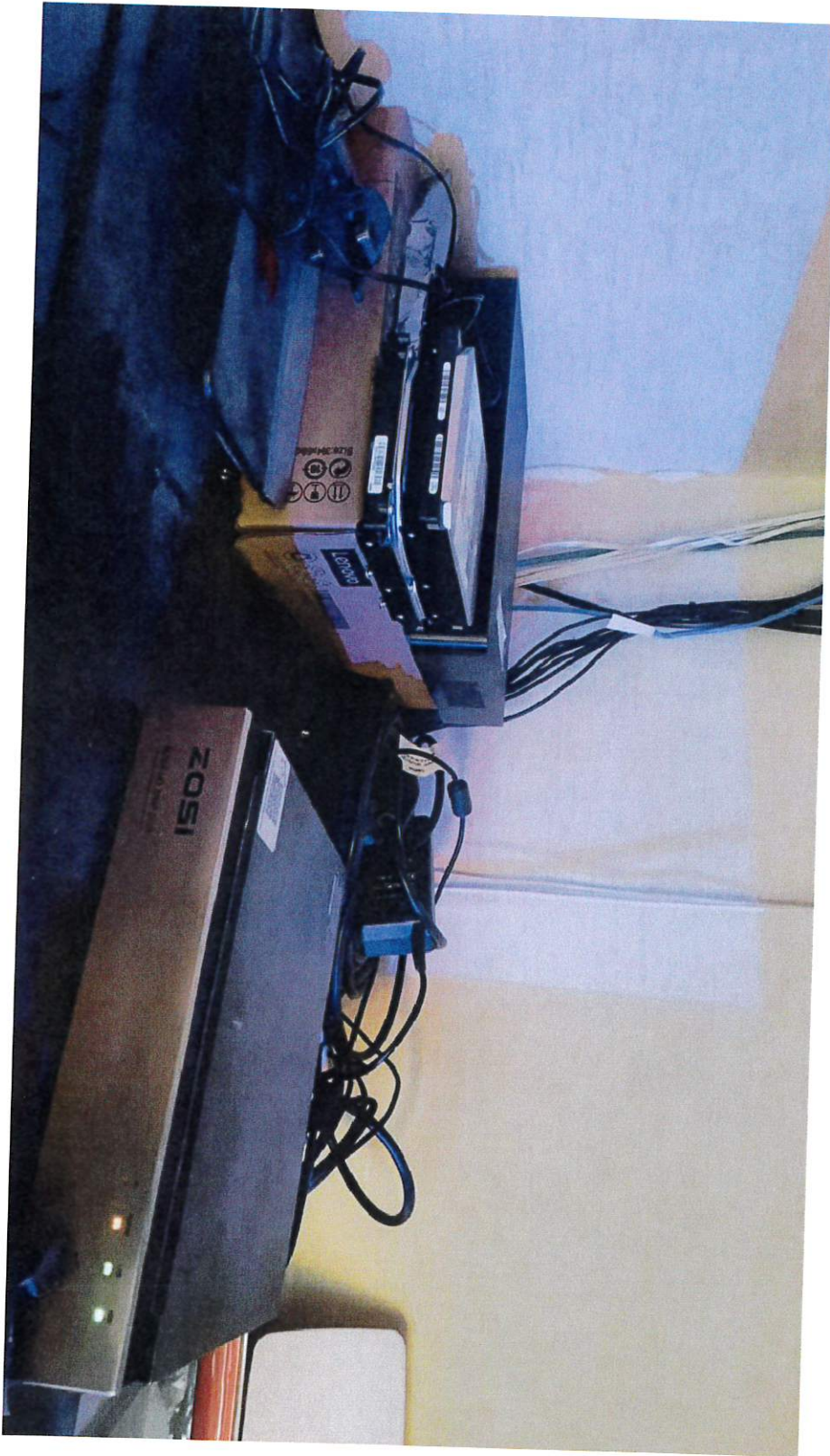
This agenda supplement was published on **24 November 2022**.

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MANDATORY CONDITIONS IN RELATION  
TO THE SUPPLY OF ALCOHOL

1. ALL ALCOHOL CONSUMED IN THE KARAOKE ROOMS NEED TO BE SERVED BY WAY OF WAITER/ WAITRESS SERVICE.
2. FOR THE USE OF THE KARAOKE ROOMS WILL BE LIMITED TO CUSTOMERS WHO HAVE CONSUMED A MEAL IN THE RESTAURANT.
3. ALCOHOL DRINKS PURCHASED ON THE PREMISES MAY ONLY BE TAKEN OFF THE PREMISES IS SEALED CONTAINERS.
4. NO DRINKS OR DRINKING GLASSES SHALL BE TAKEN OUT OF THE LICENSED PREMISES OR (LICENSED AREA) ONTO THE PAVEMENT OR HIGHWAY.
5. THE SALE OF ALCOHOL SHALL CEASE 30 MINUTES BEFORE CLOSE OF BUSINESS ON ANY GIVEN DAY TO ALLOW FOR "DRINKING UP" TIME.
6. AT LEAST ONE MEMBER OF OUR STAFF MUST ENTER THE ROOM TO PROVIDE SERVICE TO OUR CUSTOMERS EVERY 30 MINUTES.









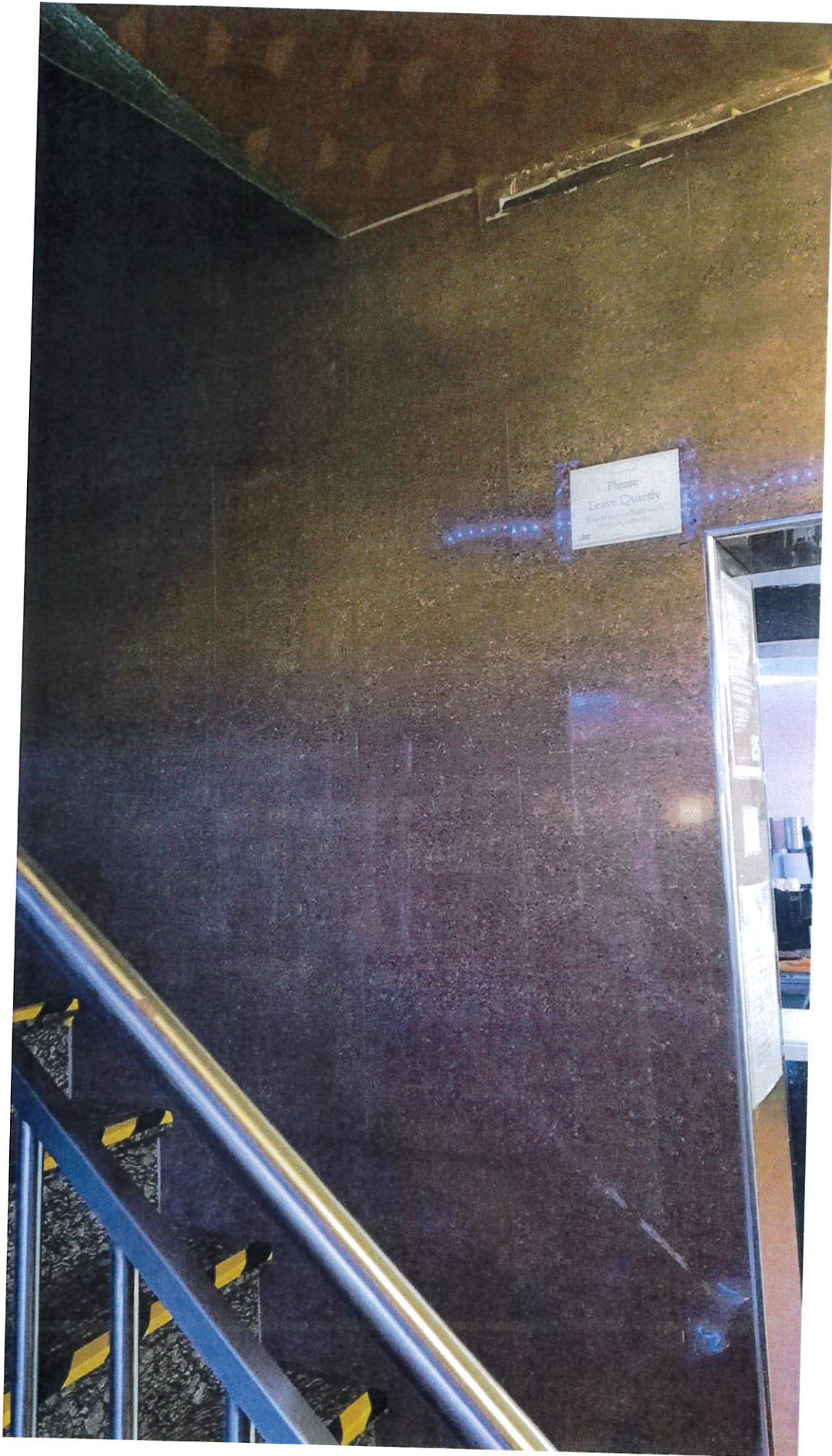
















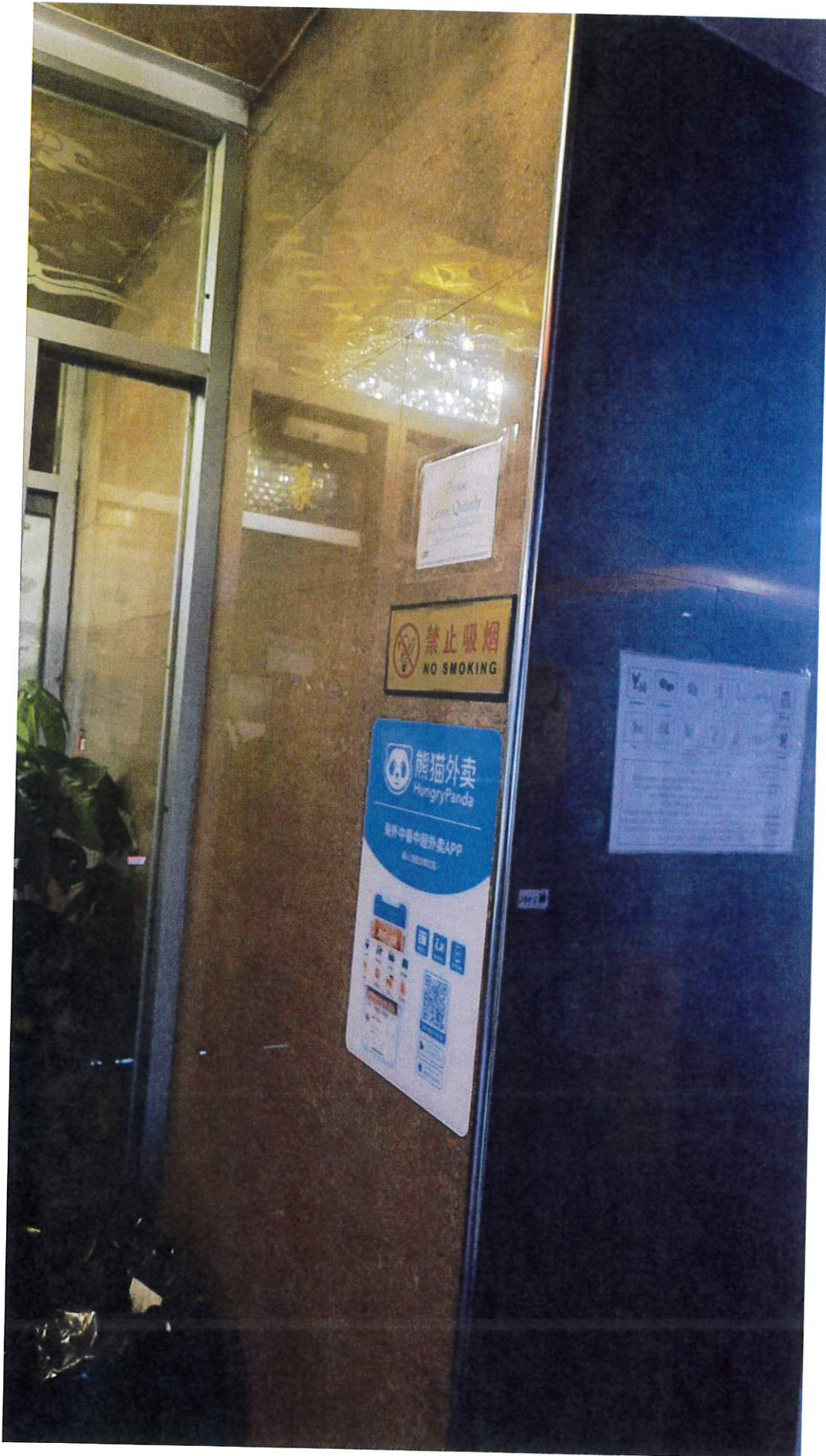
















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# UNDER 25?

IF YOU ARE LUCKY ENOUGH TO LOOK UNDER 25 YOU WILL BE ASKED TO PROVE THAT YOU ARE AGED 18 OR OVER WHEN YOU BUY ALCOHOL

IF YOU ARE UNDER 18 YOU ARE COMMITTING AN OFFENCE IF YOU ATTEMPT TO BUY ALCOHOL

BEER PUB drinkaware.co.uk  
 WWW.CHALLENGE25.ORG

25

HIGH SPEED™

CERTIFICATE OF ACHIEVEMENT

High Speed Training certifies that  
**man wai leung**  
 has completed  
**Licensing Law Awareness**

A high quality, interactive training course designed to help learners understand their responsibilities under the Licensing Act 2003 and know how to prevent the premises from promoting the Act's key objectives

www.highspeedtraining.co.uk

CPD CERTIFIED Institute of Hospitality

D. J. ...  
 Director of High Speed Training



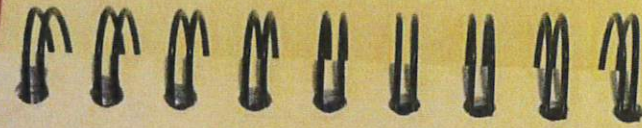




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CAM # 01





11/11/22

20:26 - 20:26 Start

20:48 - 20:48

21:07 - 21:09 Tell them  
No meeting

21:33 - 21:33

21:55 - 21:55

21:59 - 21:59 Security  
Tell them  
No meeting

22:21 - 21:21

22:41 - 21:41

22:58 Finish

12/11/22

16:20 - 16:24 Start

16:28 - 16:28 Drink

16:48 - 16:49

17:03 - 17:03 Order  
time is

17:05 - 17:05 Drink

17:29 - 17:30

17:56 - 17:56

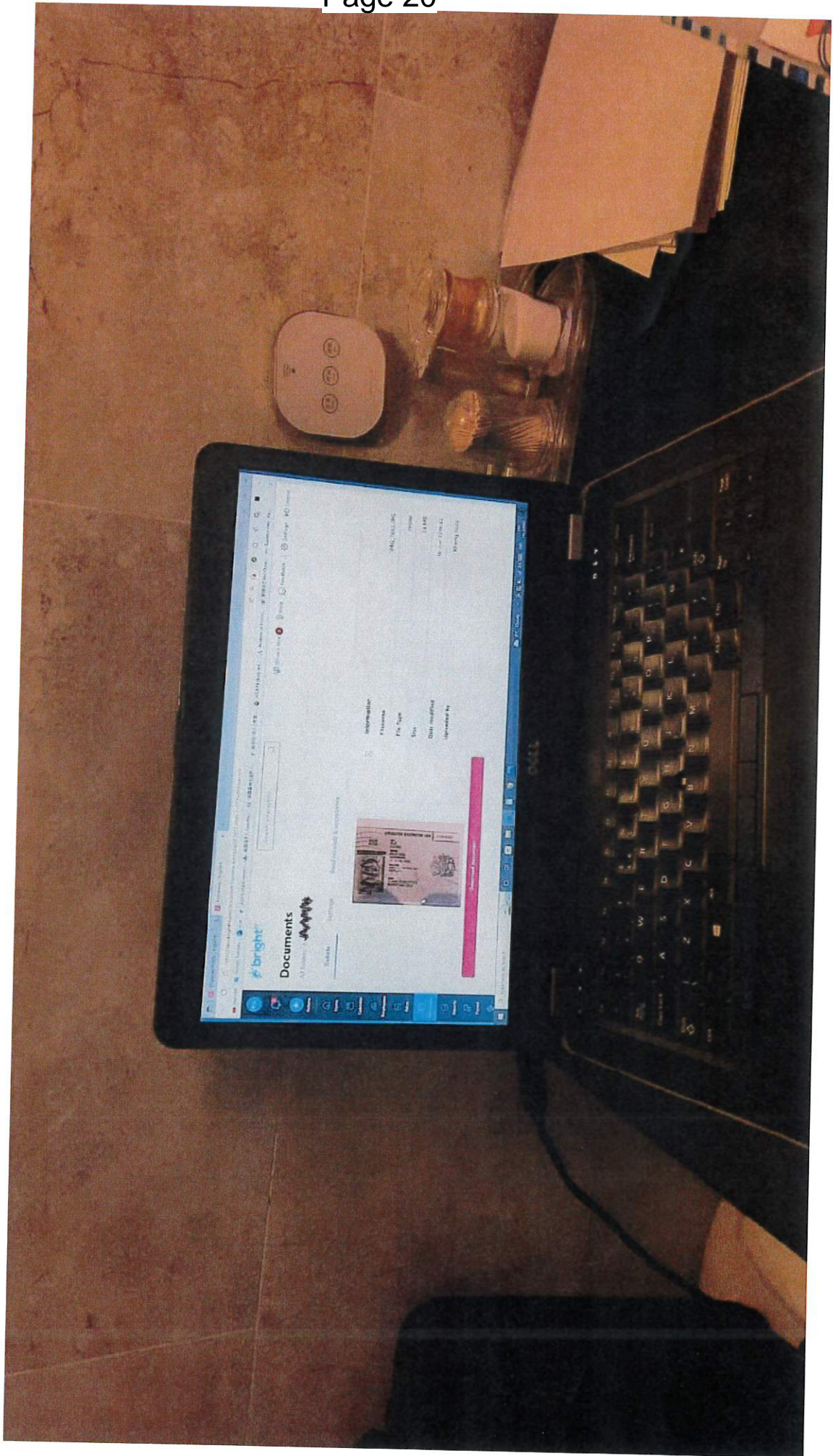
18:18 - 18:18

18:27 Finish











### Noise Management Plan for 16 Barbican Road, York

This property is subject to VERY stringent licensing conditions that minimize the likelihood of drinkers/noisy behaviour (e.g. there is no vertical drinking and strict time limits on admission) and the Premises Licence holder does still take his legal responsibilities VERY seriously indeed.

<b>Inside Music/Noise and Karaoke</b>		
	-	Doors and windows kept closed at all times
	-	Speakers away from door/windows
	-	Avoiding external access doors
<b>Outside Music/Noise</b>	-	No outside music
	-	Signs put up to ask customers to be quiet and considerate
	-	No outside operating areas – see below in relation to car park.
	-	Staff trained to advise clients on the subject
<b>Deliveries and Collections</b>	-	These are always between 12 noon and 4pm and care is taken to ensure that they do not adversely affect any neighbouring properties.
<b>External Eating, Drinking And Smoking Areas</b>	-	There are no outside eating and drinking areas. The smoking area is immediately behind the property in the area leading to the car park (next to the back door leading to the car park). This will be closely monitored and customers will always be asked to keep noise down by members of staff when going to use the smoking area. Customers will be encouraged not to smoke on the narrow path in front of the property.
<b>Coaches and Coach Noise</b>	-	Coach drivers and operators must not park, idle or pick up or drop off on either Barbican Road or Wellington Street at any time and this will be emphasised by both management and door staff (and actually monitored).
	-	Coach operators/drivers who try to ignore these instructions will not be allowed to bring customers to the property in future.
	-	There will be a regular review of the position with regard to coaches which will also involve obtaining active feedback from the property occupiers most directly affected.
	-	The police will be brought in if this becomes absolutely necessary.
<b>Customers/Car Parks</b>	-	Experienced door staff are being employed and both they and staff/management are being trained to emphasise to customers the importance of keeping noise under control.
	-	Prominent signs are being erected both within the property and in the car park to stress the point that



		noise must be kept to a minimum and thought given to neighbours.
	-	Last public entry to the premises at midnight. No members of the public will be allowed entry after midnight until the close of business except for those who have left the property to smoke.
<u>Refuse and Recycling Bins, Barrels, Bottles and Stores etc.</u>	-	Nothing is normally done in this respect after 7pm and noise is kept to a minimum.
<u>Proximity of Neighbouring Properties</u>	-	Leaflets are being distributed giving all neighbours contact numbers for both the duty manager and City of York Noise Patrol.
<u>Complaints</u>	-	Please refer to the leaflets above. There is an incident report form and an example of this is attached.
	-	A formal complaints procedure has been implemented and a speedy response will be given to all complaints. If a complaint is received it will be logged in the log book, which is located in the bar (first shelf). Records in the log book will be kept and will be available for inspection on request. On receipt of a complaint, if applicable, noise levels will be checked/considered, as will methods of reducing or stopping noise from being a problem. The complaint will be responded to immediately and a written note of the outcome made. This too will be available for inspection. Any complaints that are not immediately resolved using this process will be referred to Guest Walker Solicitors on the first available working day. They will deal with the legal aspects of any complaints, speaking to complainants and liaising between complainants, the premises licence holder/management, City of York Council and all other applicable bodies – including the police.



This leaflet is from the Sky Blue Restaurant at 16 Barbican Road.

We really want to do everything we possibly can to ensure that our business does not affect you in any way at all but – if it does - please do feel free to get in touch with us at ANY time.

The number of our Duty Manager, Mr Kheng Koay is 01904-659976 or 07920-031111 and he WILL respond if you call him.

You are also welcome to contact the City of York Noise Patrol on 01904 551 555. Their email address is [neo@york.gov.uk](mailto:neo@york.gov.uk).

Thanks



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