

## Licensing Hearing

**To:** Councillors Hall, Horton and Reid  
**Date:** Wednesday, 28 February 2007  
**Time:** 10.00 am  
**Venue:** The Guildhall

### AGENDA

**1. Chair**

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

**2. Introductions**

**3. Declarations of Interest**

At this point Members are asked to declare any personal or prejudicial interests they may have in the business on this agenda.

**4. The Determination of an Application by Inventive Leisure Services Ltd for Determination of Application for Premises Licence Section 18(3)(a) in respect of Revolution (formerly Bar 38, Coney Street, York, YO1 9QL. (CYC-012627)**

*[The plans for the proposed ground and first floor layouts are attached at Annexes 8 and 9 – full size copies of the plans will be available at the meeting]*

**If you require any further information, please contact Tracy Wallis on Tel 01904 551027 or Fax 01904 551035 or email [tracy.wallis@york.gov.uk](mailto:tracy.wallis@york.gov.uk)**

**Distribution:**

Members of Licensing Act 2003 Sub-Committee

Licensing Officer

Legal Services

Applicant

Representors

Press, Libraries, Council Receptions



## **LICENSING ACT 2003 SUB – COMMITTEES PROCEDURE FOR HEARINGS**

### **Introduction**

The procedure outlined below will be followed at all Licensing Hearings.

As Licensing Hearings are quasi-judicial the Sub-Committee will, in effect, act like a Court and the rules of natural justice will apply. The Sub-Committee will be guided by legal principles in determining whether evidence is both relevant and fairly admitted. Committee Members have a duty to view all evidence presented before them impartially. Members of the Licensing Sub-Committee have all received relevant training and are used to making decisions of this type. No matter how strong local opinion may be, Committee Members can only make decisions based on relevant licensing issues as set out before the Sub-Committee in determining applications.

The hearing will be in public session. However, 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.

The purpose of the hearing is

- To enable those with a right to appear to advance their point of view and to test the case of their opponents
- To assist the Sub-Committee to gather evidence and understand the relevant issues

**In view of the requirement to hold hearings within specified times, the Licensing Authority will generally be unable to enter into discussions to identify dates convenient to all parties concerned.** In exceptional circumstances, the Licensing Authority will consider applications to adjourn hearings to a later date.

### **Representations at Licensing Hearings**

The Applicant, Ward Councillors, and Representors who have made written submissions will be allowed to speak at the Sub-Committee. At any hearing of an application, 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.

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. A time limit has been set because of the pressures on the Sub-Committees to hear so many applications in a short period of time. **Each party will have 15 minutes to address the Sub-Committee, give any further information, and call any witnesses.** If any party considers this time to

be insufficient then a request in writing may be made to the Democracy Officer for an extension of time at least 2 working days before the hearing. However, this will not be automatically granted and will be at the discretion of the Sub-Committee.

The Sub-Committee may take into account any documentary evidence or other information in support of the application, representations or notice, either before the hearing or, with the consent of all other parties, at the hearing.

If any Representors fail to attend the hearing, the Sub-Committee will normally proceed but will consider their written objection and hear and consider any evidence and argument in relation to it put forward by the Applicant. 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.

**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 extend or 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 repeated or 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.

A Representor **may not** introduce any new ground or objection not referred to in the written submission unless the Sub-Committee considers there are exceptional circumstances for doing so and the Representor is able to justify why the ground or objection should be raised. The Applicant may make representations to the Sub-Committee as to why any such request to introduce a new ground should or should not be granted. In considering whether to grant a request by a Representor to introduce a new ground, the Sub-Committee will consider why the new evidence has not been produced earlier and whether the admission of such a ground would necessitate the grant of an adjournment and will consider any unfairness to the Applicant or other Representors by reason of the extra cost or delay thereby caused.

Any person behaving in a disruptive manner will be asked to leave the hearing. If this does occur, that person may, before the end of the hearing, submit in writing any information which they would have been entitled to give orally.

### **Procedure prior to the Hearing**

The Members sitting on the Sub-Committee will meet prior to the hearing to note the matters that are to be presented. They will only be accompanied by the Democracy Officer and Legal Advisor (*if present*). Attention will only be drawn to the nature of the application and the premises or person to which it relates. The actual application will not be discussed.

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 the democracy officer calls them through to the committee room.

**Procedure at the Hearing**

1. Members of the Sub-Committee will appoint a chair.
2. The Chair introduces the Committee Members and officers [*Democracy Officer, Legal Advisor to the committee (if present) and the Licensing Officer*], welcomes the Applicant and Representors (or their representatives), and establishes the identity of all who will be taking part.
3. The Chair will explain to the parties the procedure that will be followed at the hearing.
4. The Chair will proceed with the order of business on the agenda.
5. When the agenda item relating to the application is reached, the Chair will invite the Licensing Officer to present the application.
6. The Licensing Officer outlines the application, confirms the application details, introduces the report and gives an update on any recent changes.
7. The Chair will invite Committee Members, the Applicant and Representors (or representatives) to ask the Licensing Officer questions to clarify any points raised in the report.
8. The Chair will ask the Applicant (or their representative) to present their case.
9. The Applicant (or their representative) will present their case and may call any witnesses to support their case [*maximum 15 minutes*].
10. The Chair will invite the Representors (or their representative) in the following order to ask questions of the Applicant (or their representative) and/or witnesses [*maximum 5 minutes each party*]
  - (i) Police
  - (ii) Other Responsible Authorities
  - (iii) Ward Councillors
  - (iv) Interested Parties
11. The Chair will invite the Committee Members to ask questions of the Applicant (or their representative) and/or witnesses.
12. The Chair will invite the Representors (or their representative) in the following order to state the nature of their interest in the matter, present their case and call any witnesses to support their case [*maximum 15 minutes each party*]
  - (i) Police
  - (ii) Other Responsible Authorities
  - (iii) Ward Councillors
  - (iv) Interested Parties

13. The Chair will invite the Applicant to ask questions of each Representor (or their representative) and/or their witnesses after each presentation [*maximum 5 minutes per Representor*].
14. The Chair will invite the Committee Members to ask questions of each Representor (or their representative) and/or their witnesses after each presentation.
15. The Chair will invite the Representors (or their representative) in the following order to summarise their case [*maximum 5 minutes each party*]
  - (i) Police
  - (ii) Other Responsible Authorities
  - (iii) Ward Councillors
  - (iv) Interested Parties
16. The Chair will invite the Applicant (or their representative) to summarise their case [*maximum 5 minutes*].
17. The Chair will provide the Sub-Committee 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 (*if present*) on law and jurisdiction.
18. 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 wait in reception while the Sub-Committee considers the evidence.

### **Procedure after the Hearing**

19. If the Sub-Committee wish to seek further clarification on the evidence given, the Democracy Officer will invite all parties back into the committee room.
20. If possible, and for all hearings under:-
  - section 35 or 39 which is in respect of an application made at the same time as an application for conversion of an existing licence under paragraph 2 of Schedule 8 (determination of application under section 34 or 37)
  - section 85 which is in respect of an application made at the same time as an application for conversion of an existing club certificate under paragraph 14 of Schedule 8 (determination of application under section 85)
  - section 105(2)(a) (counter notice following police objection to temporary event notice)
  - section 167(5)(a) (review of premises licence following closure order)
  - paragraph 4(3)(a) of Schedule 8 (determination of application for conversion of existing licence)

- paragraph 16(3)(a) of Schedule 8 (determination of application for conversion of existing club certificate)
- paragraph 26(3)(a) of Schedule 8 (determination of application by holder of a justices' licence for grant of personal licence)

the Sub-Committee will make a decision on conclusion of the hearing and only the Democracy Officer and the Legal Advisor to the Sub-Committee (*if present*) will remain in the room with the Committee Members. 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.

21. If the decision has been made, all the parties will be invited back into the committee room by the Democracy Officer. The Chair will announce the decision including reasons together with, if appropriate, details of any conditions to be attached to the grant of the licence. This decision will then be communicated in writing to the Applicant and Representors within 3 working days of the hearing. There can be no further questions or statements.
22. For all other hearings not listed above, if the Sub-Committee is unable to make a decision on the day of the hearing, the decision will be made within 5 working days beginning with the day or the last day on which the hearing was held. The Democracy Officer will inform the parties that they are no longer required and the decision will be communicated in writing to the Applicant and Representors within 3 working days of the decision being made.
23. The notification will include information about the rights of appeal against the determination made.

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If you have any further access requirements such as parking close by or a sign language interpreter then please let us know. Contact the Democracy Officer whose name and contact details are given on the order of business for the meeting.

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- Applicant
- Representors & the relevant Responsible Authorities

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**Licensing Act 2003 Sub Committee****28 February 2007**

Report of the Director of Neighbourhood Services

**Section 18(3)(a) Application for a premise licence for Revolution (formerly Bar 38), Coney Street, York, YO1 9QL****Summary**

1. This report seeks Members determination of an application for the grant of a premise licence, which has been made under the Licensing Act 2003.
2. Application reference number: CYC-012627.
3. Name of applicant: Inventive Leisure Services Ltd.
4. Type of authorisation applied for: Grant of a premise licence.
5. Summary of application: The nature of the application is to authorise the supply of alcohol, provision of regulated entertainment consisting of films, live and recorded music and dancing, provision of entertainment facilities and provision of late night refreshment.

**Background**

6. A copy of the application is attached at Annex 1. Hours of operation applied for are tabled and attached at Annex 2.
7. The premises previously operated as Bar 38 and a copy of the existing licence as held by TCG Acquisitions Ltd is attached at Annex 3.

**Promotion Of Licensing Objectives**

8. The operating schedule submitted by the applicant shows that the licensing objectives would be met as follows:
9. General: 1) The licence holder shall ensure prompt compliance with any written report received from the City Council. 2) The licence holder shall ensure prompt compliance with any written report received from North Yorkshire Fire and Rescue Service.
10. The prevention of crime and disorder: 1) When door staff are used they shall be SIA approved and operate in accordance with security industry guidelines.

- 2) A zero tolerance towards illegal drugs will be enforced at all times. 3) All instances of crime and disorder will be reported to the police and will be kept in an incident log book. 4) If the premises open past 02:00 hours door supervisors shall be employed.
11. Public safety: 1) A health and safety policy is in place. 2) The policy is fully briefed to all management and staff. Continued training of staff is undertaken to the standards required by relevant legislation. 3) Free drinking water will be available at all times.
12. The prevention of public nuisance: 1) There shall be no external speakers. 2) All external doors to the riverside of the premises shall be closed at 21:00 hours. 3) The main entrance doors will be kept closed at all times and used only for ingress and egress. 4) If a DJ is used on any night they will ask customers to leave quietly. 5) Notices are displayed at exits asking customers to respect neighbours when leaving the premises. 6) No noise nuisance is to be caused by noise emanating from the premises. 7) No sound reproduction or amplification equipment (mechanical or electrical) shall be used in, or adjacent to any part of the building at any time for the purpose of external use. 8) All doors and windows shall be closed after 23:00 hours when regulated entertainment is taking place. 9) The use of the beer garden shall be restricted to 23:00 hours Monday to Sunday.
13. The protection of children from harm: 1) When children are allowed upon the premises, any entertainment offered within the premises will be suitable for young persons.

#### **Special Policy Consideration**

14. This premise is not located within the special policy area.

#### **Consultation**

15. 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.
16. All procedural aspects of this application have been complied with.

#### **Summary of Representations made by Responsible Authorities**

17. North Yorkshire Police withdrew the representation they had made on the grounds of the crime and disorder licensing objective when the applicant agreed to the following condition being attached to the licence; "A comprehensive CCTV system will be installed and fully maintained and operated in accordance with the Company's Operating Plan."

18. North Yorkshire Fire and Rescue Service withdrew the representation they had made on the grounds of the public safety licensing objective when the applicant agreed to the following condition being attached to the licence; "The occupancy should not exceed: Ground Floor 300 persons, First Floor 100 persons."

### **Summary of Representations made by Interested Parties**

19. A representation has been received from an interested party, a copy of which is attached at Annex 4.
20. An "interested party" is defined at s13(3) of the Act as being a person living in the vicinity of the premises, a body representing persons who live in that vicinity, a person involved in a business in that vicinity, or a body representing persons involved in such businesses.
21. Members are reminded that representations are only "relevant" if they relate to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives.

### **Planning Issues**

22. A relative planning application (ref 06/2789/ful) was received on 15 December 2006 and was approved at planning committee. The following conditions were attached; 1) The hours of operation of the premises shall be confined to 09:00 to 02:00 (the following day) on Mondays to Wednesdays and 09:00 to 03:00 on Thursdays to Sunday. 2) Music emanating from the premises shall be inaudible at the nearest noise sensitive facade and no external speakers shall be mounted outside the premises.
23. A further planning application for the outdoor seating area (06/2788) will be determined by the planning committee on 15 February 2007.

### **Options**

24. By virtue of s18(4) of the Act, the Committee have the following options available to them in making their decision:-
25. Option 1: Grant the licence in the terms applied for.
26. Option 2: Grant the licence with modified/additional conditions imposed by the licensing committee.
27. Option 3: Grant the licence to exclude any of the licensable activities to which the application relates and modify/add conditions accordingly.
28. Option 4: Reject the application.

## Analysis

29. The following could be the result of any decision made this Sub Committee:-
30. Option 1: This decision could be appealed at Magistrates Court by any of the representors.
31. Option 2: This decision could be appealed at Magistrates Court by the applicant or any of the representors.
32. Option 3: This decision could be appealed at Magistrates Court by the applicant or any of the representors.
33. Option 4: This decision could be appealed at Magistrates Court by the applicant.

## Corporate Priorities

34. The Licensing Act 2003 has 4 objectives the prevention of crime and disorder, public safety, prevention of public nuisance and the protection of children from harm.
35. The promotion of the licensing objectives will support the Council's priority to reduce the actual and perceived impact of violent, aggressive and nuisance behaviour on people in York.

## Implications

36.
  - **Financial** - N/A
  - **Human Resources (HR)** – N/A
  - **Equalities** – N/A
  - **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

37. 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.
38. 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

39. Members determine the application.

## Contact Details

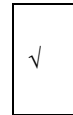
**Author:**

John Lacy  
Acting Licensing Manager

**Chief Officer Responsible for the report:**

Richard Haswell  
Head of Licensing & Regulation

Licensing & Regulation  
Tel: 551593

**Report Approved****Date** 14 February 2007**Specialist Implications Officer(s)**

Suzan Hemingway  
Head of Legal & Democratic Services  
Civic Democratic & Legal Services  
Tel: 551004

**Wards Affected:** Guildhall West

**For further information please contact the author of the report**

**Background Papers: None**

## Annexes

- Annex 1** - Copy of application form
- Annex 2** - Table of hours applied for
- Annex 3** - Copy of existing licence for Bar 38
- Annex 4** - Copy of representation from interested party
- Annex 5** - Map of area showing address of interested party in relation to Revolution
- Annex 6** - Mandatory Conditions
- Annex 7** - Legislation and Policy Considerations
- Annexes 8 & 9** - Proposed ground and first floor plans (full size copies will be available at the meeting)

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Application for a premises licence to be granted  
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 **INVENTIVE LEISURE SERVICES LIMITED**

*(Insert name(s) of applicant)*

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description REVOLUTION (FORMERLY BAR 38) CONEY STREET			
Post town	YORK	Post code	YO1 9QL

Telephone number at premises (if any)	01904 674 428
Non-domestic rateable value of premises	£109000

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as  
Please tick yes

- a) an individual or individuals \*  please complete section (A)
- b) a person other than an individual \*
  - i. as a limited company  please complete section (B)
  - ii. as a partnership  please complete section (B)
  - iii. as an unincorporated association or  please complete section (B)
  - iv. other (for example a statutory corporation)  please complete section (B)
- c) a recognised club  please complete section (B)
- d) a charity  please complete section (B)

- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
  - statutory function or
  - a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
<b>Current postal address if different from premises address</b>					
<b>Post Town</b>				<b>Postcode</b>	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**SECOND INDIVIDUAL APPLICANT** (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	

Current postal address if different from premises address			
Post Town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

**(B) OTHER APPLICANTS**

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name INVENTIVE LEISURE SERVICES LIMITED
Address 21 OLD STREET ASHTON UNDER LYNE LANCASHIRE OL6 6LA
Registered number (where applicable) 03918986
Description of applicant (for example, partnership, company, unincorporated association etc.) PRIVATE LIMITED COMPANY
Telephone number (if any)
E-mail address (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

Day	Month	Year
3	1	0 1 2 0 0 7

If you wish the licence to be valid only for a limited period, when do you want it to end?

Day	Month	Year

Please give a general description of the premises (please read guidance note1)  
 LOUNGE BAR TRADING ON GROUND AND FIRST FLOOR WITH EXTERNAL DRINKING  
 AREA.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

**Provision of regulated entertainment**

**Please tick yes**

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

**Provision of entertainment facilities:**

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

**Provision of late night refreshment** (if ticking yes, fill in box L)

**Supply of alcohol** (if ticking yes, fill in box M)

**In all cases complete boxes N, O and P**

**A**

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)		
Mon					
Tue			<b>State any seasonal variations for performing plays</b> (please read guidance note 4)		
Wed					
Thur			<b>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</b> (please read guidance note 5)		
Fri					
Sat					
Sun					

## B

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)		
Mon	10.00	00.30			
Tue	10.00	00.30			
Wed	10.00	00.30	<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
Thur	10.00	02.00			
Fri	10.00	02.00	<b>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</b> (please read guidance note 5) IN RELATION TO THE MORNING UPON WHICH BRITISH SUMMER TIME BEGINS AN ADDITIONAL HOUR FOR THAT DAY.  NEW YEAR'S EVE - FROM THE END OF PERMITTED HOURS ON NEW YEAR'S EVE TO THE START OF PERMITTED HOURS ON NEW YEAR'S DAY.		
Sat	10.00	02.00			
Sun	10.00	02.00			

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 6)			<b><u>Please give further details</u></b> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 4)
Wed			
Thur			<b><u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Tue			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 4)		
Wed					
Thur			<b><u>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</u></b> (please read guidance note 5)		
Fri					
Sat					
Sun					



## E

Live music Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	10.00	00.30	<b>Please give further details here</b> (please read guidance note 3)		
Tue	10.00	00.30			
Wed	10.00	00.30	<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
Thur	10.00	02.00			
Fri	10.00	02.00	<b>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</b> (please read guidance note 5) IN RELATION TO THE MORNING UPON WHICH BRITISH SUMMER TIME BEGINS AN ADDITIONAL HOUR FOR THAT DAY.		
Sat	10.00	02.00			
Sun	10.00	02.00			

## F

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)		
Mon	10.00	00.30			
Tue	10.00	00.30			
Wed	10.00	00.30	<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 4)		
Thur	10.00	02.00			
Fri	10.00	02.00	<b>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</b> (please read guidance note 5) IN RELATION TO THE MORNING UPON WHICH BRITISH SUMMER TIME BEGINS AN ADDITIONAL HOUR FOR THAT DAY.  NEW YEAR'S EVE - FROM THE END OF PERMITTED HOURS ON NEW YEAR'S EVE TO THE START OF PERMITTED HOURS ON NEW YEAR'S DAY.		
Sat	10.00	02.00			
Sun	10.00	02.00			

## G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	10.00	00.30	<u>Please give further details here</u> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue	10.00	00.30			
Wed	10.00	00.30	<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Thur	10.00	02.00			
Fri	10.00	02.00	<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 5) IN RELATION TO THE MORNING UPON WHICH BRITISH SUMMER TIME BEGINS AN ADDITIONAL HOUR FOR THAT DAY.  NEW YEAR'S EVE - FROM THE END OF PERMITTED HOURS ON NEW YEAR'S EVE TO THE START OF PERMITTED HOURS ON NEW YEAR'S DAY.		
Sat	10.00	02.00			
Sun	10.00	02.00			

## H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the type of entertainment you will be providing</u></b>		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	10.00	00.30		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	10.00	00.30	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Wed	10.00	00.30			
Thur	10.00	02.00	<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 4)		
Fri	10.00	02.00			
Sat	10.00	02.00	<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 5)		
Sun	10.00	02.00	IN RELATION TO THE MORNING UPON WHICH BRITISH SUMMER TIME BEGINS AN ADDITIONAL HOUR FOR THAT DAY.  NEW YEAR'S EVE - FROM THE END OF PERMITTED HOURS ON NEW YEAR'S EVE TO THE START OF PERMITTED HOURS ON NEW YEAR'S DAY.		

<b>Provision of facilities for making music</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the facilities for making music you will be providing</u></b>	
			<b><u>Will the facilities for making music be indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	
			Outdoors <input type="checkbox"/>	
			Both <input type="checkbox"/>	
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)	
Mon	10.00	00.30		
Tue	10.00	00.30	<b><u>State any seasonal variations for the provision of facilities for making music</u></b> (please read guidance note 4)	
Wed	10.00	00.30		
Thur	10.00	02.00	<b><u>Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)	
Fri	10.00	02.00		
Sat	10.00	02.00	IN RELATION TO THE MORNING UPON WHICH BRITISH SUMMER TIME BEGINS AN ADDITIONAL HOUR FOR THAT DAY.	
Sun	10.00	02.00	NEW YEAR'S EVE - FROM THE END OF PERMITTED HOURS ON NEW YEAR'S EVE TO THE START OF PERMITTED HOURS ON NEW YEAR'S DAY.	

J

<b>Provision of facilities for dancing</b> Standard days and timings (please read guidance note 6)			<b>Will the facilities for dancing be indoors or outdoors or both – please tick</b> (see guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give a description of the facilities for dancing you will be providing</u></b>		
Mon	10.00	00.30	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Tue	10.00	00.30			
Wed	10.00	00.30	<b><u>State any seasonal variations for providing dancing facilities</u></b> (please read guidance note 4)		
Thur	10.00	02.00			
Fri	10.00	02.00	<b><u>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5) IN RELATION TO THE MORNING UPON WHICH BRITISH SUMMER TIME BEGINS AN ADDITIONAL HOUR FOR THAT DAY.  NEW YEAR'S EVE - FROM THE END OF PERMITTED HOURS ON NEW YEAR'S EVE TO THE START OF PERMITTED HOURS ON NEW YEAR'S DAY.		
Sat	10.00	02.00			
Sun	10.00	02.00			

K

<b>Provision of facilities for entertainment of a similar description to that falling within i or j</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the type of entertainment facility you will be providing</u></b>		
Day	Start	Finish	<b><u>Will the entertainment facility be indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	10.00	00.30		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	10.00	00.30	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Wed	10.00	00.30			
Thur	10.00	02.00	<b><u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u></b> (please read guidance note 4)		
Fri	10.00	02.00			
Sat	10.00	02.00	<b><u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Sun	10.00	02.00	IN RELATION TO THE MORNING UPON WHICH BRITISH SUMMER TIME BEGINS AN ADDITIONAL HOUR FOR THAT DAY.		
			NEW YEAR'S EVE - FROM THE END OF PERMITTED HOURS ON NEW YEAR'S EVE TO THE START OF PERMITTED HOURS ON NEW YEAR'S DAY.		

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon	23.00	01.30	<b>Please give further details here</b> (please read guidance note 3)		
Tue	23.00	01.30			
Wed	23.00	01.30	<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)		
Thur	23.00	03.00			
Fri	23.00	03.00	<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 5)		
Sat	23.00	03.00	IN RELATION TO THE MORNING UPON WHICH BRITISH SUMMER TIME BEGINS AN ADDITIONAL HOUR FOR THAT DAY.		
Sun	23.00	03.00	NEW YEAR'S EVE - FROM THE END OF PERMITTED HOURS ON NEW YEAR'S EVE TO THE START OF PERMITTED HOURS ON NEW YEAR'S DAY.		



M

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption (Please tick box)</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)		
Mon	10.00	00.30			
Tue	10.00	00.30			
Wed	10.00	00.30			
Thur	10.00	02.00			
Fri	10.00	02.00			
Sat	10.00	02.00			
Sun	10.00	02.00			
			<b>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</b> (please read guidance note 5)		
			IN RELATION TO THE MORNING UPON WHICH BRITISH SUMMER TIME BEGINS AN ADDITIONAL HOUR FOR THAT DAY.		
			NEW YEAR'S EVE - FROM THE END OF PERMITTED HOURS ON NEW YEAR'S EVE TO THE START OF PERMITTED HOURS ON NEW YEAR'S DAY.		

**State the name and details of the individual whom you wish to specify on the licence as premises supervisor**

<b>Name</b> JOHN ALEXANDER MCDONALD	
<b>Address</b> 19 BUCKLOW VIEW PARK ROAD ROAD BOWDON	
<b>Postcode</b>	WA14 3JP
<b>Personal Licence number (if known)</b> PA0292	
<b>Issuing licensing authority (if known)</b> TAMESIDE MBC	

**N**

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 8)  
 THESE PREMISES WILL NOT PARTAKE IN ANY ACTIVITY OF AN ADULT NATURE.

**O**

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)
Day	Start	Finish	<p><b>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</b> (please read guidance note 5)                  IN RELATION TO THE MORNING UPON WHICH BRITISH SUMMER TIME BEGINS AN ADDITIONAL HOUR FOR THAT DAY.</p> <p>NEW YEAR'S EVE - FROM THE END OF PERMITTED HOURS ON NEW YEAR'S EVE TO THE START OF PERMITTED HOURS ON NEW YEAR'S DAY.</p>
Mon	09.00	01.30	
Tue	09.00	01.30	
Wed	09.00	01.30	
Thur	09.00	03.00	
Fri	09.00	03.00	
Sat	09.00	03.00	
Sun	09.00	03.00	

**P** Describe the steps you intend to take to promote the four licensing objectives:

**a) General – all four licensing objectives (b,c,d,e)** (please read guidance note 9)

1. The licence holder shall ensure prompt compliance with any written report received from the City Council.
2. The licence holder shall ensure prompt compliance with any written report received from North Yorkshire Fire and Rescue Service.

**b) The prevention of crime and disorder**

1. When door staff are used they shall be SIA approved and operate in accordance with security industry guidelines.
2. A zero tolerance towards illegal drugs will be enforced at all times.
3. All instances of crime and disorder will be reported to the police and will be kept in an incident log book.
4. If the premises opens past 02.00 hours door supervisors shall be employed.

**c) Public safety**

1. A health and safety policy is in place.
2. The policy is fully briefed and trained to all management and staff. Continued training of staff is undertaken to the standards required by relevant legislation.
3. Free drinking water will be available at all times.

**d) The prevention of public nuisance**

1. There shall be no external speakers
2. All external doors to the riverside of the premises shall be closed at 21.00.
3. The main entrance doors will be kept closed at all times and used only for ingress and egress.
4. If a DJ is used on any night they will ask customers to leave quietly.
5. Notices are displayed at exits asking customers to respect neighbours when leaving the premises.
6. No noise nuisance is to be caused by noise emanating from the premises.
7. No sound reproduction or amplification equipment (mechanical or electrical) shall be used in, or adjacent to any part of the building at anytime for the purpose of external use.
8. All doors and windows shall be closed after 23.00 hours when regulated entertainment is taking place.
9. The use of the beer garden shall be restricted to 23.00 hours Monday - Sunday.

**e) The protection of children from harm**

When children are allowed upon the premises, any entertainment offered within the premises will be suitable for young persons.

Please tick yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 4 – Signatures** (please read guidance note 10)

**Signature of applicant or applicant’s solicitor or other duly authorised agent** (See guidance note 11). **If signing on behalf of the applicant please state in what capacity.**

Signature	<i>Kevin Reinart Levy</i>
Date	<i>2/11/07</i>
Capacity	SOLICITORS AND AUTHORISED AGENTS

**For joint applications signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant’s solicitor or other authorised agent.** (please read guidance note 12). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	
Capacity	

<b>Contact name (where not previously given) and postal address for correspondence associated with this application</b> (please read guidance note 13) KUIT STEINART LEVY 3 ST MARY'S PARSONAGE			
<b>Post town</b>	MANCHESTER	<b>Post code</b>	M3 2RD
<b>Telephone number (if any)</b>	0161 838 7888		
<b>If you would prefer us to correspond with you by e-mail your e-mail address (optional)</b>			

### Notes for Guidance

1. 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 for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example the 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.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. 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.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. 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, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

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## Proposed Operating Hours - Revolution

LICENSABLE ACTIVITY	DAYS	TIMES
<b>Supply of alcohol:</b>	Monday to Wednesday Thursday to Sunday  <b>Seasonal variations and non-standard timings:</b> In relation to the morning upon which British Summertime begins an additional hour for that day.  From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.	10:00-00:30 10:00-02:00
<b>Regulated Entertainment:</b>		
<b>a) Plays</b>		
<b>b) Films</b>	As supply of alcohol	
<b>c) Indoor Sporting Events</b>		
<b>d) Boxing or Wrestling</b>		
<b>e) Live music</b>	As supply of alcohol	
<b>f) Recorded music</b>	As supply of alcohol	
<b>g) Performance of dance</b>	As supply of alcohol	
<b>h) Anything of similar description to (e), (f) or (g)</b>	As supply of alcohol	
<b>Provision of entertainment facilities:</b>		
<b>i) Making music</b>	As supply of alcohol	
<b>j) Dancing</b>	As supply of alcohol	
<b>k) Entertainment of similar description to (i) or (j)</b>	As supply of alcohol	
<b>Provision of late night refreshment:</b>	Monday to Wednesday Thursday to Sunday	23:00-01:30 23:00-03:00
<b>Hours premises open to public:</b>	Monday to Wednesday Thursday to Sunday  <b>Seasonal variations and non-standard timings:</b> In relation to the morning upon which British Summertime begins an additional hour for that day.  From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.	09:00-01:30 09:00-03:00

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**LICENSING ACT 2003  
PREMISES LICENCE**

**Schedule 12  
Part A**

Premises licence number CYC - 009047
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**Part 1 Premises details**

Postal address of premises:

**Bar 38  
Coney Street**

Post town: **York**

Post code: **YO1 9QL**

Telephone number: 01904 674428

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

**Licensable activities authorised by the licence:**

Live Music  
Recorded Music  
Performances of Dance  
Activities like music/dance  
Facility for making music  
Facilities for dancing  
Facility like music/dance  
Late Night Refreshment  
Supply of Alcohol

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

LIVE MUSIC  
Indoors

Monday  
10:00 - 00:30

Tuesday  
10:00 - 00:30

Wednesday  
10:00 - 00:30

Thursday  
10:00 - 02:00

Friday 10:00 - 02:00	Saturday 10:00 - 02:00	Sunday 10:00 - 02:00
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## RECORDED MUSIC

Indoors

Monday 10:00 - 00:30	Tuesday 10:00 - 00:30	Wednesday 10:00 - 00:30	Thursday 10:00 - 02:00
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Friday 10:00 - 02:00	Saturday 10:00 - 02:00	Sunday 10:00 - 02:00
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## PERFORMANCE OF DANCE

Monday 10:00-23:00	Tuesday 10:00-23:00	Wednesday 10:00-23:00	Thursday 10:00-24:00
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Friday 10:00-24:00	Saturday 10:00-24:00	Sunday 12:00-24:00
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## ACTIVITY LIKE MUSIC/DANCE

Indoors

Monday 10:00 - 00:30	Tuesday 10:00 - 00:30	Wednesday 10:00 - 00:30	Thursday 10:00 - 02:00
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Friday 10:00 - 02:00	Saturday 10:00 - 02:00	Sunday 10:00 - 02:00
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## FACILITY FOR MAKING MUSIC

Monday 10:00-23:00	Tuesday 10:00-23:00	Wednesday 10:00-23:00	Thursday 10:00-24:00
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Friday 10:00-24:00	Saturday 10:00-24:00	Sunday 12:00-24:00
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## FACILITIES FOR DANCING

Indoors

Monday 10:00 - 00:30	Tuesday 10:00 - 00:30	Wednesday 10:00 - 00:30	Thursday 10:00 - 02:00
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Friday 10:00 - 02:00	Saturday 10:00 - 02:00	Sunday 10:00 - 02:00
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## FACILITY LIKE MUSIC/DANCE

Monday 10:00-23:00	Tuesday 10:00-23:00	Wednesday 10:00-23:00	Thursday 10:00-24:00
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Friday 10:00-24:00	Saturday 10:00-24:00	Sunday 12:00-24:00
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**LATE NIGHT REFRESHMENT**

Indoors

Monday 23:00 - 01:30	Tuesday 23:00 - 01:30	Wednesday 23:00 - 01:30	Thursday 23:00 - 03:00
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Friday 23:00 - 03:00	Saturday 23:00 - 03:00	Sunday 23:00 - 03:00
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**SUPPLY OF ALCOHOL**

Monday 10:00 - 00:30	Tuesday 10:00 - 00:30	Wednesday 10:00 - 00:30	Thursday 10:00 - 02:00
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Friday 10:00 - 02:00	Saturday 10:00 - 02:00	Sunday 10:00 - 02:00
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Non Standard Timings for LIVE MUSIC, RECORDED MUSIC, ACTIVITY LIKE MUSIC/DANCE, FACILITIES FOR DANCING, LATE NIGHT REFRESHMENT, and SUPPLY OF ALCOHOL:

St David's Day, St Patrick's Day, St George's Day and St Andrew's Day 10:00 - 02:00 with seven days notice and agreement with the police.

Christmas Eve 10:00 - 02:00

From the end of permitted hours New Year's Eve to the start of permitted hours New Year's Day.

**The Opening Hours of the Premises**

Monday 09:00 - 01:30	Tuesday 09:00 - 01:30	Wednesday 09:00 - 01:30	Thursday 09:00 - 03:00
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Friday 09:00 - 03:00	Saturday 09:00 - 03:00	Sunday 09:00 - 03:00
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St David's Day, St Patrick's Day, St George's Day and St Andrew's Day 09:00 - 03:00 with seven days notice and agreement with the police.

Christmas Eve 09:00 - 03:00

From the end of permitted hours New Year's Eve to the start of permitted hours New Year's Day.

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

On and off the premises

**Part 2****Name, (registered) address, telephone number and email (where relevant) of holder of premises licence**

Name: TCG Acquisitions Limited

Address: Regus House  
Windmill Hill Business Park  
Whitehill Way  
Swindon  
Wiltshire  
SN5 6QR

Telephone number: None

Email address: None

**Registered number of holder, for example company number, charity number (where applicable):**

Private Limited Company 05562644

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

Name:

Address:

Telephone number:

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol:**

City of York Council  
CYC-011911

**Annex 1 – Mandatory conditions****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.

**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**

For Regulated Entertainment consisting of Music and Dancing

- a) The licence holder shall attach a copy of the City Council's Rules for the Management of Places of Public Entertainment to the valid licence. This document shall form part of the licence.
- b) The licence holder shall ensure prompt compliance with any written report received from the City Council.
- c) The licence holder shall ensure prompt compliance with any written report received from North Yorkshire Fire and Rescue Service.
- d) The maximum occupancy of the licensed premises shall not exceed the following numbers at any time:  
  
Ground Floor - 300 persons  
First Floor - 100 persons
- e) There shall be no external speakers.
- f) All external doors to the riverside of the premises will be closed at 21:00.
- g) The main entrance doors will be kept closed at all times and only used for ingress and egress.

### **Licensing Objectives**

#### General

1. The premise will respect the Managements Companies Approach to Responsible Drinking

#### Prevention of Crime & Disorder

2. When door staff are used they be Security Industry Authority approved and operate in accordance with security industry guidelines.
3. A zero tolerance towards illegal drugs will be enforced at all times.
4. If a DJ is used on any night they will ask customers to leave quietly.
5. All instances of crime and disorder will be reported to the police and will be kept in an incident log book.
6. If the premise opens past 02:00 hours door supervisors shall be employed.

#### Public Safety

7. A health and safety policy is in place.
8. The policy is fully briefed and trained to all management and staff. Continued training of staff is undertaken to the standards required by relevant legislation.
9. Free drinking water will be available at all times.

Public Nuisance

10. Additional patrols will take place by members of staff, internally and externally to limit any noise pollution when entertainment is being offered within the premise.
11. Notices are displayed at exits asking customers to respect neighbours when leaving the premise.
12. No noise nuisance is to be caused by noise emanating from the premise.
13. No sound reproduction or amplification equipment (mechanical or electrical) shall be used in, or adjacent to any part of the building at anytime for the purpose of external use.
14. All doors and windows shall be closed after 23:00 hours when regulated entertainment is taking place.
15. The use of the beer garden shall be restricted to 23:00 hours Monday - Sunday.

Protection of Children from Harm

16. When children are allowed upon the premise, any entertainment offered within the premise will be suitable for young persons.
17. Children will be required to be supervised by accompanying adult at all times.
18. A no smoking area is provided.
19. A recognised proof of age policy is in place.

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

None

For and on behalf of  
The Director of Neighbourhood Services

Date: 20/09/2005  
1/11/2006 (DPS Variation)

Licensing & Regulatory Services  
9 St Leonard's Place  
York  
Y01 7ET

Phone: 01904 551521  
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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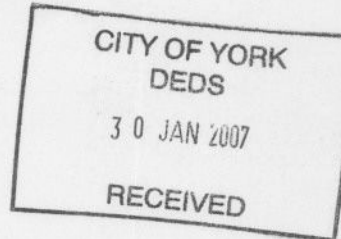




# City Screen

Coney Street • York • YO1 9QL Tel: 08707 58 32 19 • Fax: 01904 54 11 66  
Web: www.picturehouses.co.uk Email: cityscreenyork@picturehouses.co.uk

Lesley Cooke  
Senior Licensing Officer  
Licensing & Regulatory Services  
City of York Council  
9 St Leonard's Place  
York  
YO1 7ET



29<sup>th</sup> January 2007

Dear Lesley

**Re: Revolution (CYC/012627)**

I write to make a representation about Inventive Leisure Ltd's application for the grant of a premises license on grounds of prevention of public nuisance.

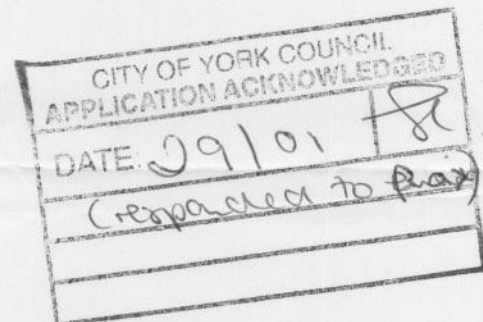
Bar 38 (the current occupiers of the premises) have recorded music regularly on Fridays, Saturdays and Sundays and regularly cause nuisance to cinema customers, particularly with the vibrations of the music.

We do not wish to impede Revolution's application for their licence but we would wish to see the Licensing Authority ensuring that there are adequate safeguards to prevent noise nuisance to customers in adjoining buildings.

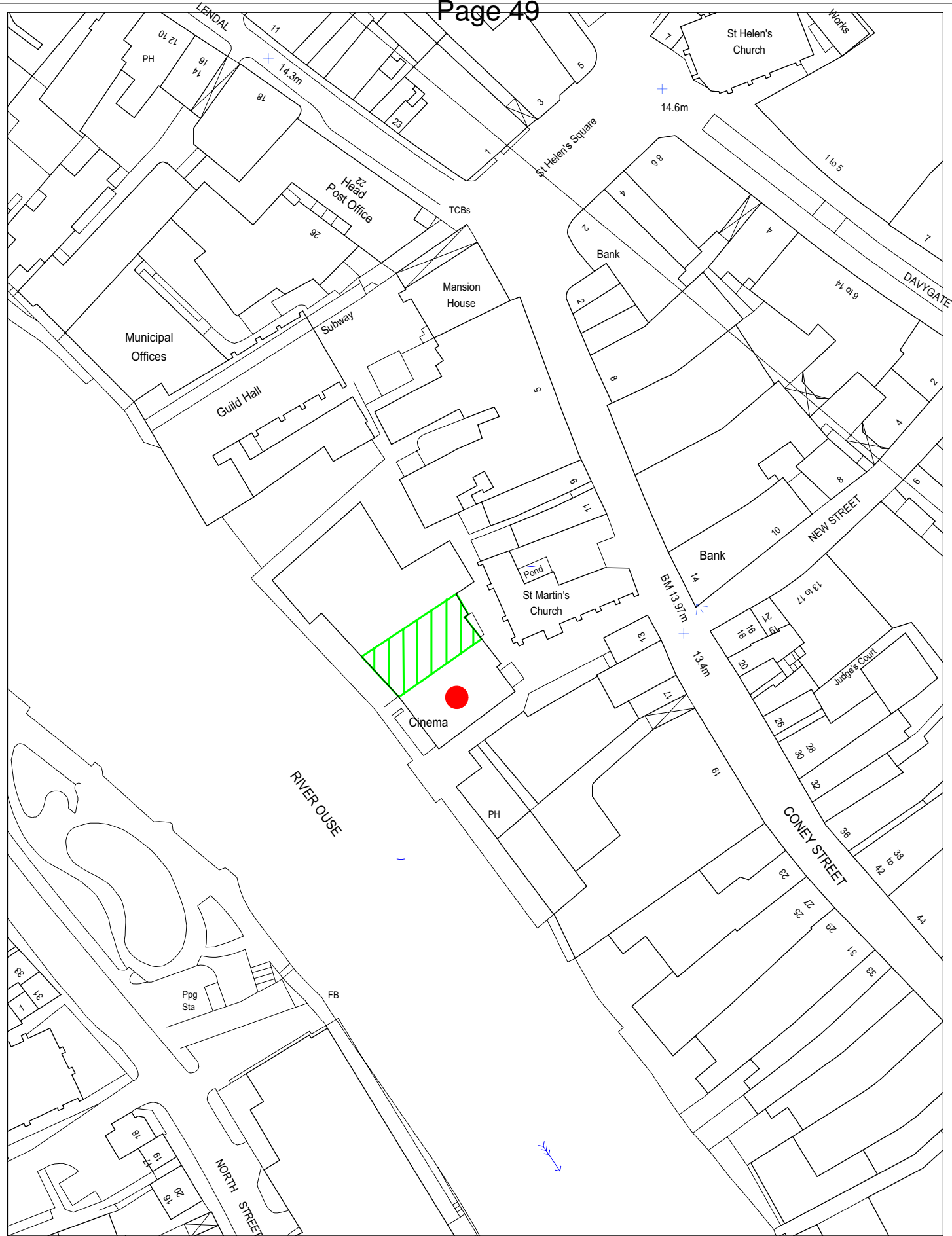
Yours sincerely

*Anthony S-Clarke*

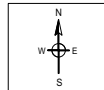
Tony Clarke  
General Manager  
Tel: 01904 612940  
Fax: 01904 541166  
Email: tony.c@picturehouses.co.uk



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Site Plan : Revolution (formerly Bar 38) Coney Street York.



SCALE 1:1000  
 Originating Group  
 Organisation

DRAWN BY JB  
 Project  
 DATE 7/2/2007  
 Drawing No. JC 14

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**MANDATORY 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.

**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).

**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).

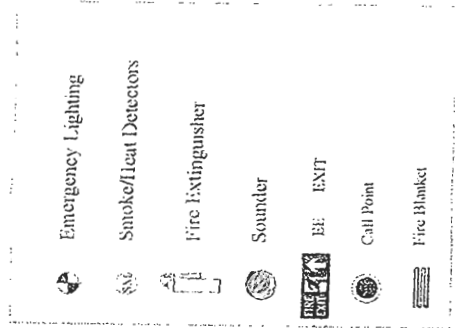
- (3) For the purposes of this section –
  - (a) “security activity” means an activity to which paragraph 2(1)(a) of that Schedule applies,  
and
  - (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as  
it applies in relation to paragraph 8 of that Schedule.

**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; and ss19, 20 and 21 mandatory conditions.
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: Paragraphs 5.47 Steps to promote the licensing objectives.
4. The following paragraphs of the licensing authority's statement of licensing policy apply to this application: 3.2 Crime and Disorder; 4.1 Consultation on New Premises Applications, Club Premises Certificates, Variations and Provisional Statements; 4.2 General Principles for Determination of Applications; 5.0 Guidelines for Applicants; 7.0 Licensing Hours and Appendix D Pool Conditions.
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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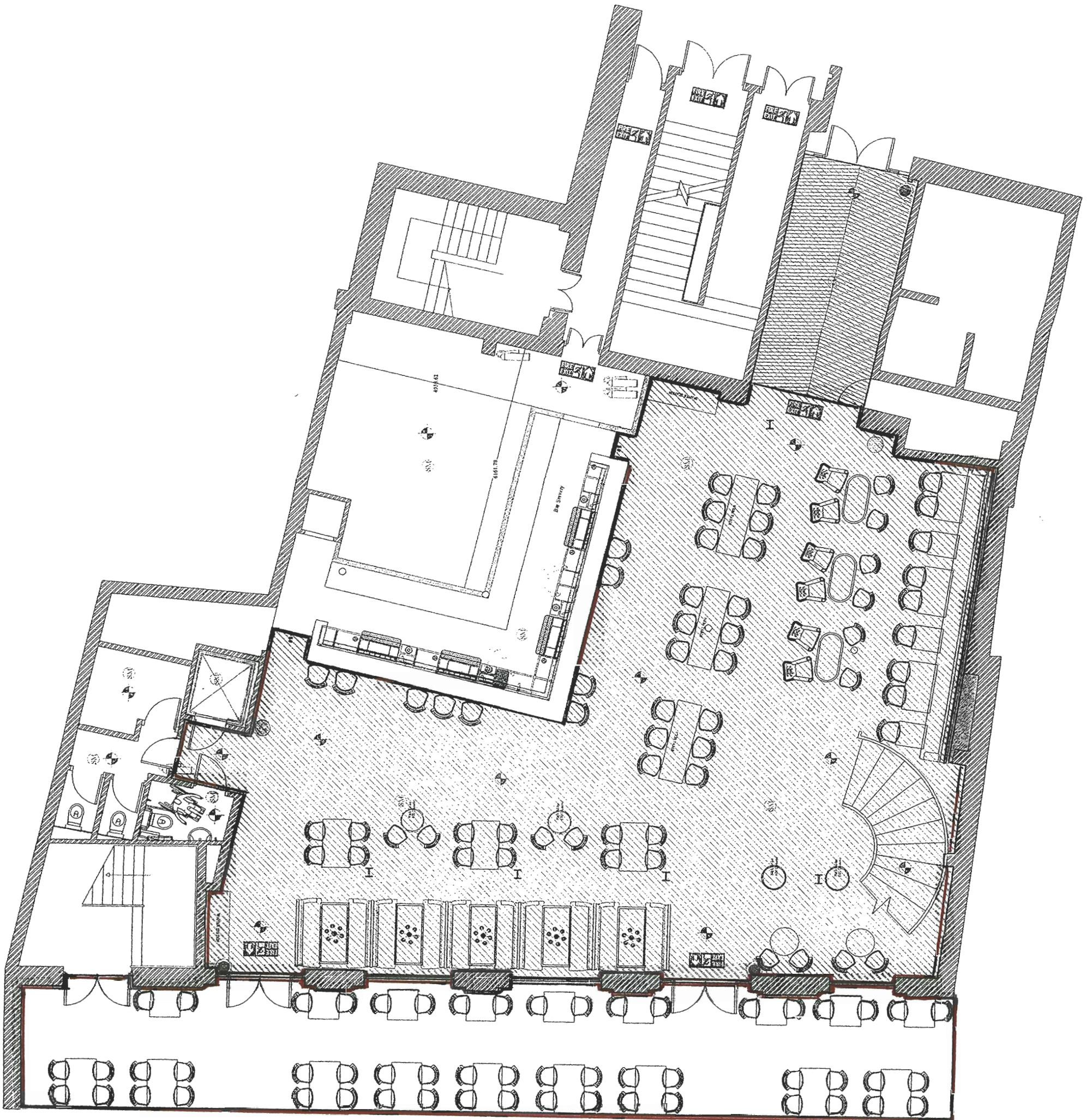
**INVENTIVE LEISURE  
PLC**

DOC No.    SCALE    DATE  
REV 501    1:100    NOV.2006

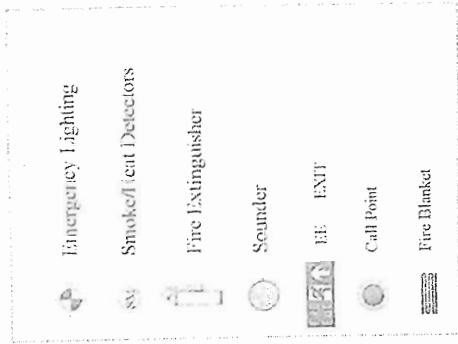
**PI  
REVOLUTION BAR  
YORK**


**GR.FL.LICENSING**

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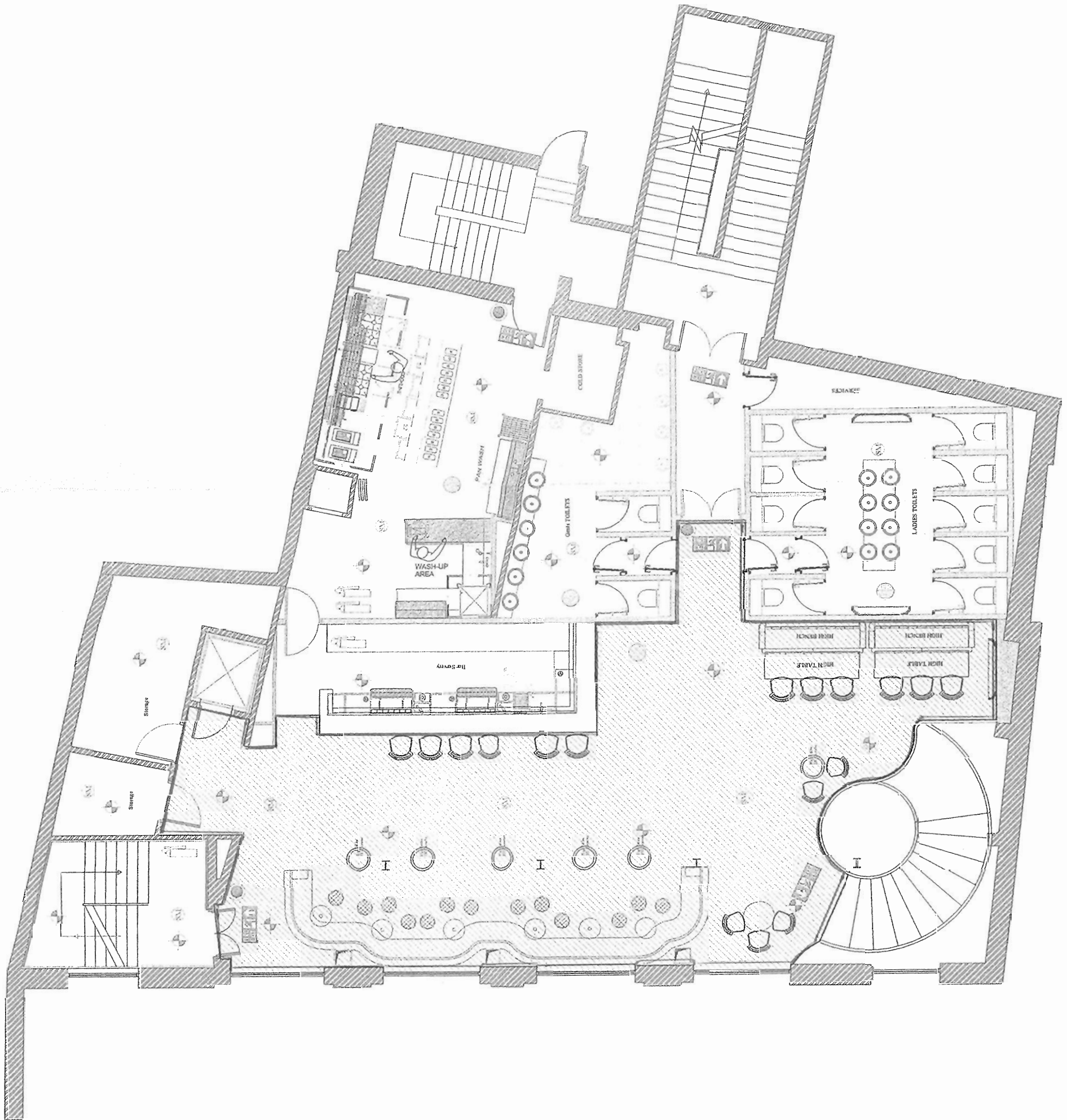
**INVENTIVE LEISURE  
PLC**

DOC No.	SCALE	DATE
REV Y002	1:50	NOV 2006

**REVOLUTION BAR  
YORK**

**PROPOSED 1st.FL.LAYOUT**

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