



LICENSING ACT 2003

PREMISES LICENCE

Schedule 12

Part A

Part 1 Premises details

Premises licence number
CYC - 055807

Postal address of premises:

**Impossible York
3 - 5 St Helens Square**

Post town: **York**

Post code: **YO1 8QN**

Telephone number: None

Expiry date: This licence has no expiry date.

Licensable activities authorised by the licence:

Late Night Refreshment
Supply of Alcohol

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

LATE NIGHT REFRESHMENT
Indoors and Outdoors

Monday
23:00 - 00:00

Tuesday
23:00 - 00:00

Wednesday
23:00 - 00:00

Thursday
23:00 - 00:00

Friday
23:00 - 00:00

Saturday
23:00 - 00:00

Sunday
23:00 - 00:00

SUPPLY OF ALCOHOL

Monday
08:00 - 00:00

Tuesday
08:00 - 00:00

Wednesday
08:00 - 00:00

Thursday
08:00 - 00:00

Friday
08:00 - 00:00

Saturday
08:00 - 00:00

Sunday
08:00 - 00:00

The Opening Hours of the Premises

Monday
08:00 - 00:30

Tuesday
08:00 - 00:30

Wednesday
08:00 - 00:30

Thursday
08:00 - 00:30

Friday
08:00 - 00:30

Saturday
08:00 - 00:30

Sunday
08:00 - 00:30

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 premise licence:

Name: Tokyo Industries (Yorkshire) Ltd

Address: 1 City Road East
Manchester
M15 4PN

Telephone number: None

Email address: None

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

06608845

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

Name: Stephanie Jayne Powell

Address:



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:

Manchester City Council
LN138138

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 (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.

Annex 2 – Conditions consistent with the operating schedule

Licensing Objectives

General

1. This licence excludes 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.

2. The premises shall trade predominantly as a restaurant, and substantial food and non-intoxicating drinks shall be available at all times the premises are trading.

3. Off sales of alcohol will primarily be made from the delicatessen area (marked retail upon the plan).

4. All staff shall undergo relevant training prior to the initial opening of the premises and thereafter there shall be ongoing regular training. Full and detailed training manuals shall be available for inspection.

5. Tables and chairs will be laid out for a minimum of 170 customers and there shall be waiter/waitress service. Food and alcohol will be served to customers seated or to those waiting to be seated.

Prevention of Crime & Disorder

6. Staff training will include details of offences relating to the sale and supply of alcohol to persons under 18.

7. Other than the external area shown upon the deposited plan, the taking of alcoholic and other drinks from the premises in open containers shall not be permitted.

8. The pavement café area shall be no greater than 1.5 metres x 7.99 metres located directly in front of the premises and consist of no more than 4 x tables and 8 x chairs.

9. Only semi-permanent infilled barriers or fixed posts and ropes to be used to define the perimeter of the pavement café licence (subject to such determination by Highways).

10. Tables, chairs and semi-permanent barriers / fixed posts and ropes shall only be placed outside the premises, as defined on the plans, between 10:30 hours and 23:00 hours daily.

11. No parasols, awnings, planters or ornamental trees shall be used in the pavement café licensed area. This shall not apply to the existing awnings on the frontage of the building. There shall be no change to the style of those awnings without seeking further permission, other than the general refurbishment and maintenance thereof.

Public Safety

12. Staff training and manuals shall include full training in relation to accidents to staff and customers on the premise, and the requirement to detail any such problems, and also food hygiene training which is reinforced by the general introductory notes and safety notes.

13. Regular risk assessments shall be carried out.

Protection of Children from Harm

14. The premises shall operate a 'Challenge 21' policy. Any person who appears to be under 21 shall be required to produce one of the following forms of identification;

a) a full UK photo driving licence;

b) passport;

c) military ID Card;

d) a recognised proof of age card accredited under the Proof of Age Standards Scheme (PASS); or

e) any other form of ID approved by the police.

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

No hearing held

Annex 4 – Approved Plan

Plan Number L15 3609 07-00, 07-01, 07-02 & 07-03, All Rev X

For and on behalf of
The Director of Economy & Place

Licensing Services
Hazel Court EcoDepot
James Street
York
YO10 3DS

Date: 23/06/2016
01/12/2020 (Name of Name & DPS Variation)

Phone: 01904 552422
Fax: 01904 551590
Email: licensing@york.gov.uk
Website: www.york.gov.uk/licensing



PREMISES LICENCE SUMMARY

Part B

Part 1 Premises details

Premises licence number
CYC - 055807

Postal address of premises:

**Impossible York
3 - 5 St Helens Square**

Post town: **York**

Post code: **YO1 8QN**

Telephone number: None

Where the licence is time limited the date:

This licence has no expiry date.

Licensable activities authorised by the licence:

Late Night Refreshment
Supply of Alcohol

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

LATE NIGHT REFRESHMENT
Indoors and Outdoors

Monday
23:00 - 00:00

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23:00 - 00:00

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SUPPLY OF ALCOHOL

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The Opening Hours of the Premises

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Sunday
08:00 - 00:30

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

On and off the premises

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

Name: Tokyo Industries (Yorkshire) Ltd

Address: 1 City Road East
Manchester
M15 4PN

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

06608845

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

Stephanie Jayne Powell

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

No restrictions

For and on behalf of
The Director of Economy & Place

Licensing Services
Hazel Court EcoDepot
James Street
York
YO10 3DS

Date: 23/06/2016
01/12/2020 (Change of Name & DPS Variation)

Phone: 01904 552422
Fax: 01904 551590
Email: licensing@york.gov.uk
Website: www.york.gov.uk/licensing