

Licensing/Gambling Hearing

To: Councillors Funnell, Boyce and Pavlovic

Date: Thursday, 7 February 2019

Time: 10.00 am

Venue: The Thornton Room - Ground Floor, West Offices (G039)

AGENDA

1. Chair

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

2. Introductions

3. Declarations of Interest

At this point in the meeting, Members are asked to declare:

- any personal interests not included on the Register of Interests
- any prejudicial interests or
- any disclosable pecuniary interests

which they may have in respect of business on this agenda.

4. Minutes

To approve and sign the minutes of Licensing Hearings held on 11 October 2018 and 10 January 2019. (Pages 7 – 16)

5. The Determination of an Application by Tyrone O'Dwyer for a Premises Licence [Section 18(3)(a)] in respect of Stone Roses Bar, 4 King Street, York, YO1 9SP (CYC-063009) (Pages 17 – 107)

Democracy Officer:

Name: Angela Bielby

Contact Details:

- Telephone – (01904) 552599
- Email - a.bielby@york.gov.uk

For more information about any of the following, please contact the Democracy Officer responsible for servicing this meeting:

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

Contact details are set out above.

This information can be provided in your own language.

我們也用您們的語言提供這個信息 (Cantonese)

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

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

Bu bilgiyi kendi dilinizde almanız mümkündür. (Turkish)

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

 **(01904) 551550**

Distribution:

Members of Licensing Act 2003 Sub-Committee

Licensing Officer

Legal Services

Applicant

Representors

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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. Additional representations which do not amount to an amplification of the original representation may not be made at the hearing.

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.

City of York Council

Committee Minutes

Meeting	Licensing/Gambling Hearing
Date	11 October 2018
Present	Councillors Boyce, Pavlovic and K Taylor

11. Chair

Resolved: That Councillor Boyce be appointed to Chair the meeting.

12. Introductions**13. Declarations of Interest**

Members were asked to declare any personal interests not included on the Register of Interests, any prejudicial interests or any disclosable pecuniary interests which they may have in respect of business on the agenda. None were declared.

14. Minutes

Resolved: That the minutes of Licensing Hearing held on 6 September 2018 be approved and then signed by the chair as a correct record.

15. The Determination of an Application by Helen Heraty to Vary Premises Licence [Section 35(3)(a)] in respect of Grays Court, Chapter House Street, York, YO1 7JH (CYC-018630)

Members considered an application by Ms Helen Heraty to Vary a Premises Licence [Section 35(3)(a)] in respect of Grays Court, Chapter House Street, York, YO1 7JH.

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

1. Prevention of public nuisance

In coming to their decision, the Sub-Committee took into consideration all the evidence and submissions that were presented, and determined their relevance to the issues raised and the above licensing objectives, including:

1. The application form.
2. The Licensing Manager's report and the comments of the Senior Licensing Officer given at the Hearing. The Senior Licensing Officer outlined the report noting the nature of the application which was to extend the existing licensed hours for all licensable activities for one additional hour to closing times Sunday to Thursday (which would bring the hours in line with existing hours for Friday and Saturday) and for an amendment of Condition 1 to include the L-shaped driveway within the licensed area. She outlined the information contained within the annexes to the report. She advised that the premises were not located in the special policy area. She reported that the consultation had been carried out correctly in accordance with the Licensing Act 2003.

The Senior Licensing Officer noted the representations that had been made and she reported that there were no planning issues in relation to your application. She added that on 3 September 2018 a list of complaints received by CYC Licensing Section and Environmental Protection relating to Grays Court was circulated to Members and parties to the hearing and she noted that most of the complaints had been unsubstantiated. She ended by outlining the 4 options available to the Sub-Committee.

3. The representations made by Mrs Johnson, solicitor on behalf of the Applicant at the hearing.
4. The representations made by the Legal Adviser & Chapter Clerk, York Minster in writing and at the hearing.

5. The representations made by two Representors in writing and by one of those Representors in person at the hearing and by Mr Grunert, Solicitor on their behalf at the hearing.
6. The representations made by two further Representors in writing and by one of those Representors in person at the hearing.

Highlighting Annex 4 in light of the impact of the 2012 deregulation, Members asked the lawyers for their views on this. Mrs Johnson stated that they were two different issues and that you could play music on the driveway as it had been covered by deregulation.

At this point, the CYC Legal Services Manager clarified that the Public Protection (Environmental Protection) objection was only withdrawn if the following condition was attached to the licence if granted:

- 1) *The area referred to for the purpose of this licence is as shown edged red on the plan attached to the licence. The L-shaped driveway section shall be for alcohol only. The licensed are shall exclude the Bar Walls and the step access to the Bar Walls.*

Mrs Johnson stated that the Applicant would give an undertaking that there would only be alcohol and no playing of live or recorded music on the L shaped drive. Mr Grunert stated that this was unenforceable and there would have been no complaints if there had been no issues. He added that his clients would have no comfort from that undertaking and he noted that the perpendicular area went past his clients' bedroom. Mrs Johnson responded that the undertaking would have the desired effect.

The representors present then summed up.

7. Written representations made during the consultation period.

The representations made CYC Council Public Protection (Environmental Protection) were withdrawn prior to the Hearing, subject to the imposition of the agreement to have alcohol only in the L-shaped driveway.

In respect of the proposed licence, the Sub-Committee had to determine whether the licence application demonstrated that the premises would not undermine the licensing objectives. Having regard to the above evidence and representations received, the Sub-Committee considered the steps which were available to them to take under Section 18(4) of the Licensing Act 2003 as it considered necessary for the promotion of the Licensing Objectives:

Option 1: Grant the licence in the terms applied for.

Option 2: Grant the licence with modified/additional conditions imposed by the licensing committee.

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

Option 4: Reject the application.

In coming to their decision to choose Option 4 above to reject the application, the Sub-Committee refused the application on the grounds of public nuisance.

The Sub-Committee was satisfied that the evidence of the Representors was sufficiently compelling to show that on a balance of probabilities the inclusion of the L-shaped drive and the extension of an hour during the week would undermine the licensing objective of preventing public nuisance.

In reaching this conclusion the Sub-Committee had regard to the number of complaints made (albeit not all substantiated by EPU); the evidence of one of the Representors present at the meeting as to the proximity of the L-shaped driveway to his property; the noise that would be generated by the number of functions taking place both during the week and at weekends (which had not been referred to by the Applicant until questioned); the quiet and sensitive historic location of the specific area of York close to the Minster; and the implications of the Live Music Act 2012 in respect of the potential use of the L-Shaped driveway for unregulated entertainment.

The Sub Committee considered that the condition suggested by EPU would not be enforceable, as music could not be prevented if the L-shaped driveway were to be included within the licensed

area. The proposal by the Applicant to offer an undertaking that music would not be played in the L-shaped drive area and that it would only be used for alcohol was not of sufficient comfort to them having regard to the turbulent history between the applicant and her neighbours, as it would not be legally enforceable. It was therefore insufficient to overcome the concerns regarding the undermining of the licensing objectives of preventing public nuisance.

The Sub-Committee made this decision taking into consideration the representation, the Licensing Objectives, the City of York Council's Statement of Licensing Policy and the Secretary of State's Guidance issued under Section 182 of the Licensing Act 2003.

Cllr B Boyce, Chair

[The meeting started at 10.00 am and finished at 12.55 pm].

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Meeting	Licensing/Gambling Hearing
Date	10 January 2019
Present	Councillors Funnell, Mercer and Reid

1. Chair

Resolved: That Councillor Reid be appointed to Chair the hearing.

2. Introductions

3. Declarations of Interest

Members were asked to declare any personal interests not included on the Register of Interests, any prejudicial interests or any disclosable pecuniary interests which they may have in respect of business on the agenda. None were declared.

4. The Determination of an Application by Penny Petroleum Partnership to Vary Premises Licence [Section 35(3)(a)] in respect of Penny Petroleum, 605 Strensall Road York (CYC-009569)

Members considered an application by Penny Petroleum Partnership to Vary a Premises Licence [Section 35(3)(a)] in respect of Penny Petroleum, 605 Strensall Road, York.

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

1. The prevention of crime and disorder
2. The prevention of public nuisance

In coming to their decision, the Sub-Committee took into consideration all the evidence and submissions that were

presented, and determined their relevance to the issues raised and the above licensing objectives, including:

1. The application form.
2. The Licensing Manager's report and the comments of the Senior Licensing Officer given at the Hearing. The Senior Licensing Officer outlined the report noting the variations applied for and the information contained within the annexes to the report. She advised that the premises were not in the special policy area and that consultation had been carried out correctly. She explained that representation had been received from North Yorkshire Police on the grounds that the prevention of crime and disorder licensing objective would be undermined if the licence was granted under the terms applied for. However the representation had been withdrawn as you had mediated additional conditions with North Yorkshire Police. There had been one representation received from 'other persons' mainly on the grounds that the 'prevention of public nuisance' licensing objective would be undermined if the variation was granted. She added that there were no planning issues in relation to the application. She ended by outlining the 4 options available to the Sub-Committee.

The Senior Licensing Officer was asked and explained what the special policy area was.

3. The Applicant's representation in person at the hearing and Ms Sherratt (Agent on their behalf) in writing and at the hearing.

The Senior Licensing Officer confirmed that the premises had continually held a licence from 2005 to the present day and that there had been no complaints received about anti social behaviour or crime.

In summing up, the Agent for the Applicant explained that the application was a modernisation exercise and that it upheld the licensing objectives.

4. The representations made a Representor (local resident) in writing and represented by her father in person at the hearing.

In his summing up, the father of the Representor explained that the petrol station was a critical area for security and he noted

that there were no police in Strensall. He accepted that the petrol station needed to be on a main road and suggested that with the increase in the amount of money passing through the premises, this could lead to an increase in crime.

In respect of the proposed licence, the Sub-Committee had to determine whether the licence application demonstrated that the premises would not undermine the licensing objectives. Having regard to the above evidence and representations received, the Sub-Committee considered the steps which were available to them to take under Section 18(4) of the Licensing Act 2003 as it considered necessary for the promotion of the Licensing Objectives:

Option 1: Grant the licence in the terms applied for.

Option 2: Grant the licence with modified/additional conditions imposed by the licensing committee.

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

Option 4: Reject the application.

In coming to their decision to choose Option 2 above to Grant the licence with the additional conditions agreed with North Yorkshire Police set out at Annex 3 of the Agenda and imposed by the licensing committee. The Sub-Committee then imposed the following additional condition:

a) A direct telephone number for the duty manager at the premises shall be predominantly displayed to the public at the premises for residents to contact in respect of complaints about the operation of the premises licence.

All conditions offered by the Applicant in the application, including the operating schedule, for granting the premises licence under the Licensing Act 2003, shall be included in the licence, unless contradictory to the above conditions.

The Sub-Committee concluded that the application was acceptable with the above mandatory and additional conditions attached, which addressed the representation made in writing, as it met all the licensing objectives. The Sub-Committee made

this decision taking into consideration the representation, the Licensing Objectives, the City of York Council's Statement of Licensing Policy and the Secretary of State's Guidance issued under Section 182 of the Licensing Act 2003.

The Sub-Committee only took into account matters relevant to the licensing regime and to the promotion of the licensing objectives. The Sub-Committee noted that the history of these premises shows that it has held a licence for the sale of alcohol from 2005 to the present day and that the Licensing Authority have not received any complaints about noise disturbance, anti social behaviour or crime. They also noted that the Police objection had been withdrawn as the applicant had agreed to the imposition of an additional condition should the variation be granted and that Environmental Protection had not made any representation.

Whilst the Sub-Committee took careful account of the local resident's objection, it considered that it had received sufficient assurances from the applicant in order to be satisfied that the premises would be operated responsibly to avoid noise nuisance to local residents, particularly late at night and that there was insufficient evidence to support the view that the grant of the relatively modest variation sought would undermine the promotion of the licensing objectives relating to crime and disorder or public nuisance. Accordingly it approved the application subject to the imposition of the above-mentioned additional conditions which were appropriate, proportionate and necessary in the circumstances to promote the licensing objectives.

Cllr A Reid, Chair

[The meeting started at 10.00 am and finished at 10.51 am].



Licensing Act 2003 Sub Committee

7 February 2019

Report from the Assistant Director – Planning & Public Protection

Section 18(3) (a) Application for a premises licence for Stone Roses Bar, 4 King Street, York, YO1 9SP

Summary

1. This report seeks Members determination of an application for the grant of a premises licence, which has been made under the Licensing Act 2003.
2. Application reference number: CYC-063009
3. Name of applicant: Tyrone O'Dwyer
4. Type of authorisation applied for: Grant of Premises Licence
5. Summary of application: The proposal is to allow for the provision of the following activities:

Proposed Activity	Timings
Live Music (indoors)	Monday to Saturday 11:00 – 01:00 Sunday 11:00 to 00:00
Recorded Music (indoors)	Monday to Sunday 11:00 to 02:00
Late Night Refreshment (indoors)	Monday to Sunday 23:00 to 02:00
Sale of alcohol (on & off sales)	Monday to Sunday 11:00 to 02:00
Opening times	Monday to Sunday 11:00 to 02:30
Non-Standard Timings for all licensable activities	New years eve Sale of alcohol / Late night refreshment 11:00 to 03:30 Opening Hours 11:00 to 04:00

Background

6. A copy of the application is attached at Annex 1. A copy of the plan of the premises is attached at Annex 2.
7. This premises was previously licensed. Following the receipt of an application to vary the name of the designated premises supervisor, a check was made of the status of the licence holder on the Individual Insolvency register, this check was undertaken on the 19 December 2018. This register gave the status as 'Currently Bankrupt', with the order being made on the 11 June 2018.
8. Under Section 27 of the Licensing Act 2003, a premises licence lapses if the holder of the licence becomes insolvent; an individual becomes insolvent on being made bankrupt. As the premises licence holder was made bankrupt on the 11 June 2018, the licence lapsed on that date.
9. There are provisions within the Licensing Act to reinstate a licence within 28 days of the licence lapsing. No action was taken in relation to these provision therefore on the 19 December officers hand delivered a letter to the premises and the licence holders home address to advise that licensable activities could no longer take place.

Promotion of Licensing Objectives

10. The operating schedule submitted by the applicant shows that the licensing objectives would be met as follows:
11. General
 - 1) All full time staff to have a personal licence. Staff have training in first aid, health and safety, fire training, CCTV operation.
12. The prevention of crime and disorder
 - 1) Radiolink to Police, Council CCTV and other licensed premises.
 - 2) CCTV system installed.
13. Public Safety
 - 1) A maximum capacity of 100 persons.

- 2) Door supervisors inside and outside the premises.
- 3) CCTV Inside and outside the premises.
- 4) First Aider on site.

14. The Prevention of Public Nuisance

- 1) All doors and windows closed when entertainment is taking place
- 2) Signs at exits asking patrons to leave quietly.
- 3) DJ to request patrons to leave quietly, along side staff and door supervisors.

15. The protection of children from harm

- 1) No person under 18 years of age is allowed in the premises after 19:00 hours or on occasions where the management deem it appropriate.
- 2) PASS accredited ID scheme in place.

Special Policy Consideration

16. This premises are located within the special policy area approved by full council on 27 March 2014. A copy of the policy is attached at Annex 3.

Consultation

17. 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.
18. All procedural aspects of this application have been complied with.

Summary of Representations made by Responsible Authorities

19. North Yorkshire Police have made a representation on the grounds that the licensing objectives, prevention of crime and disorder and prevention of public nuisance will be undermined by the granting of this application. Furthermore the applicant fails to demonstrate how this application would not add to the cumulative impact of licensed premises already experienced within the CIZ
20. The Police representation is attached at Annex 4.
21. City of York Licensing Authority has made a representation on the grounds that the granting of this application would undermine the licensing objectives of both prevention of crime and disorder and prevention of public nuisance. Furthermore the applicant fails to demonstrate how this application would not add to the cumulative impact of licensed premises already experienced within the CIZ.
22. The Licensing Authority representation is attached at Annex 5.
23. City of York Council Public Protection (Environmental Protection) made a representation on the grounds that the prevention of public nuisance licensing objective would be undermined if the premises licence was to be granted in the terms applied for.
24. The Public Protection representation is attached at Annex 6.

Summary of Representations made by Other Parties

25. There have been no relevant representations received from other parties.
26. A map showing the general area around the venue is attached at Annex 7.

Planning Issues

27. There are no outstanding planning issues.

Options

28. By virtue of s18(4) of the Act, the Committee have the following options available to them in making their decision: -
29. Option 1: Grant the licence in the terms applied for.

30. Option 2: Grant the licence with modified/additional conditions imposed by the licensing committee.
31. Option 3: Grant the licence to exclude any of the licensable activities to which the application relates and modify/add conditions accordingly.
32. Option 4: Reject the application.

Analysis

33. The following could be the result of any decision made this Sub Committee:-
34. Option 1: This decision could be appealed at Magistrates Court by any of the representors.
35. Option 2: This decision could be appealed at Magistrates Court by the applicant or any of the representors.
36. Option 3: This decision could be appealed at Magistrates Court by the applicant or any of the representors.
37. Option 4: This decision could be appealed at Magistrates Court by the applicant.

Council Plan

38. 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.
39. The promotion of the licensing objectives will support the Council's Plan for a prosperous city for all and a council that listens to residents.

Implications

40.
 - **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

41. 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.
42. 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

43. Members determine the application.
Reason: To address the representations received as required by the Licensing Act 2003.

Contact Details

Author:
Lesley Cooke
Licensing Manager
01904 551515

Chief Officer Responsible for the report:
Mike Slater
Assistant Director for Planning and Public Protection.

**Report
Approved**



22.01.2019

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

Wards Affected: Guildhall



For further information please contact the author of the report

Background Papers:

- Annex 1** - Application form
- Annex 2** - Plan of premises
- Annex 3** - Special Policy
- Annex 4** - North Yorkshire Police Representation
- Annex 5** - Licensing Authority Representation
- Annex 6** - EPU Representation
- Annex 7** - Map of area
- Annex 8** - Mandatory Conditions
- Annex 9** - Legislation and Policy Considerations

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CYC- 063009

Annex 1 end reps 18/1/19



CITY OF YORK COUNCIL
Licensing Services, Hazel Court EcoDepot, James Street,
York, YO10 3DS

**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 TYRONE O'DWYER
(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			
STONE ROSES BAR 4 KING STREET			
Post town	YORK	Postcode	YO1 9SP
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£ 95,000	

Part 2 - Applicant details

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

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i as a limited company/limited liability partnership please complete section (B)
 - ii as a partnership (other than limited liability) 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 in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England 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 (by ticking yes to one box below):

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 checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname O'DWYER			First names TYRONE		
Date of birth		I am 18 years old or over <input checked="" type="checkbox"/>		Please tick yes	
Nationality BRITISH					
Current residential address if different from premises address					
Post town	YORK			Postcode	
Daytime contact telephone number					
E-mail address (optional)	stonerosesstaff@gmail.com				

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
17	01	2019

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

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

BAR, NO FOOD.

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 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- 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 late night refreshment (if ticking yes, fill in box I)

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

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for performing plays (please read guidance note 5)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 6)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			<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> (please read guidance note 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	Please give further details here (please read guidance note 4)					
Mon								
Tue								
Wed						State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5)		
Thur								
Fri								
Sat						Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sun								

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	11:00	01:00	Please give further details here (please read guidance note 4)	Both	<input type="checkbox"/>
Tue	11:00	01:00			
Wed	11:00	01:00	State any seasonal variations for the performance of live music (please read guidance note 5)		
Thur	11:00	01:00			
Fri	11:00	01:00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat	11:00	01:00			
Sun	11:00	24:00			

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	11.00	02.00	Please give further details here (please read guidance note 4)		
Tue	11.00	02.00			
Wed	11.00	02.00	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur	11.00	02.00			
Fri	11.00	02.00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat	11.00	02.00			
Sun	11.00	02.00			

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon				Both	<input type="checkbox"/>
Tue				Please give further details here (please read guidance note 4)	
Wed			State any seasonal variations for the performance of dance (please read guidance note 5)		
Thur			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 6)		
Fri					
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	11-00	02-00		<u>Please give further details here</u> (please read guidance note 4)	
Tue	11-00	02-00			
Wed	11-00	02-00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5) <i>New years eve 11-00 - 3-30</i>		
Thur	11-00	02-00			
Fri	11-00	02-00	<u>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</u> (please read guidance note 6)		
Sat	11-00	03-00			
Sun	11-00	02-00			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
Day	Start	Finish	Both <input type="checkbox"/>		
Mon	11:00	02:00	State any seasonal variations for the supply of alcohol (please read guidance note 5) New years eve 11:00 - 3:30		
Tue	11:00	02:00			
Wed	11:00	02:00			
Thur	11:00	02:00			
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		
Fri	11:00	02:00			
Sat	11:00	02:00			
Sun	11:00	02:00			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name	TYRONE O'DWYER
Date of birth	
Address	
Postcode	
Personal licence number (if known)	CYC - 012967
Issuing licensing authority (if known)	YORK

□□□□

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

None

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	New Years eve 11-00 - 04-00
Mon	11-00	02-30	
Tue	11-00	02-30	
Wed	11-00	02-30	
Thur	11-00	02-30	
Fri	11-00	02-30	
Sat	11-00	02-30	
Sun	11-00	02-30	
			<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

All my Full time staff have a personal licence. Staff have first aid training and health and safety training. Also Fire training. Trained in CCTU operation for police. Very strict under age drink policy. Zero tolerance on drugs.

b) The prevention of crime and disorder

A pass accredited I.D. Scheme in place
Radio Link connected to police, town cameras and other Licensed premises.
CCTU is installed in premises. 16 cameras in total.

c) Public safety

A maximum capacity is 100
Door Supervisors in and outside the premises
CCTU Inside and outside
First Aiders on site

d) The prevention of public nuisance

Doors and Windows closed when entertainment in progress. Signs are posted at exits saying please leave quietly. D.J also requests patrons to leave quietly, along with staff and door supervisors. People are barred for not complying with this order.

e) The protection of children from harm

Persons aged under 18 are excluded from the premises on occasions where the management appropriate and subject to the activities taking place. Gaming machines in the bar serverly.
I.D scheme in place. No under 18 after 19.00 hours

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none"> [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	
Date	20.12.18
Capacity	MANAGER

For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

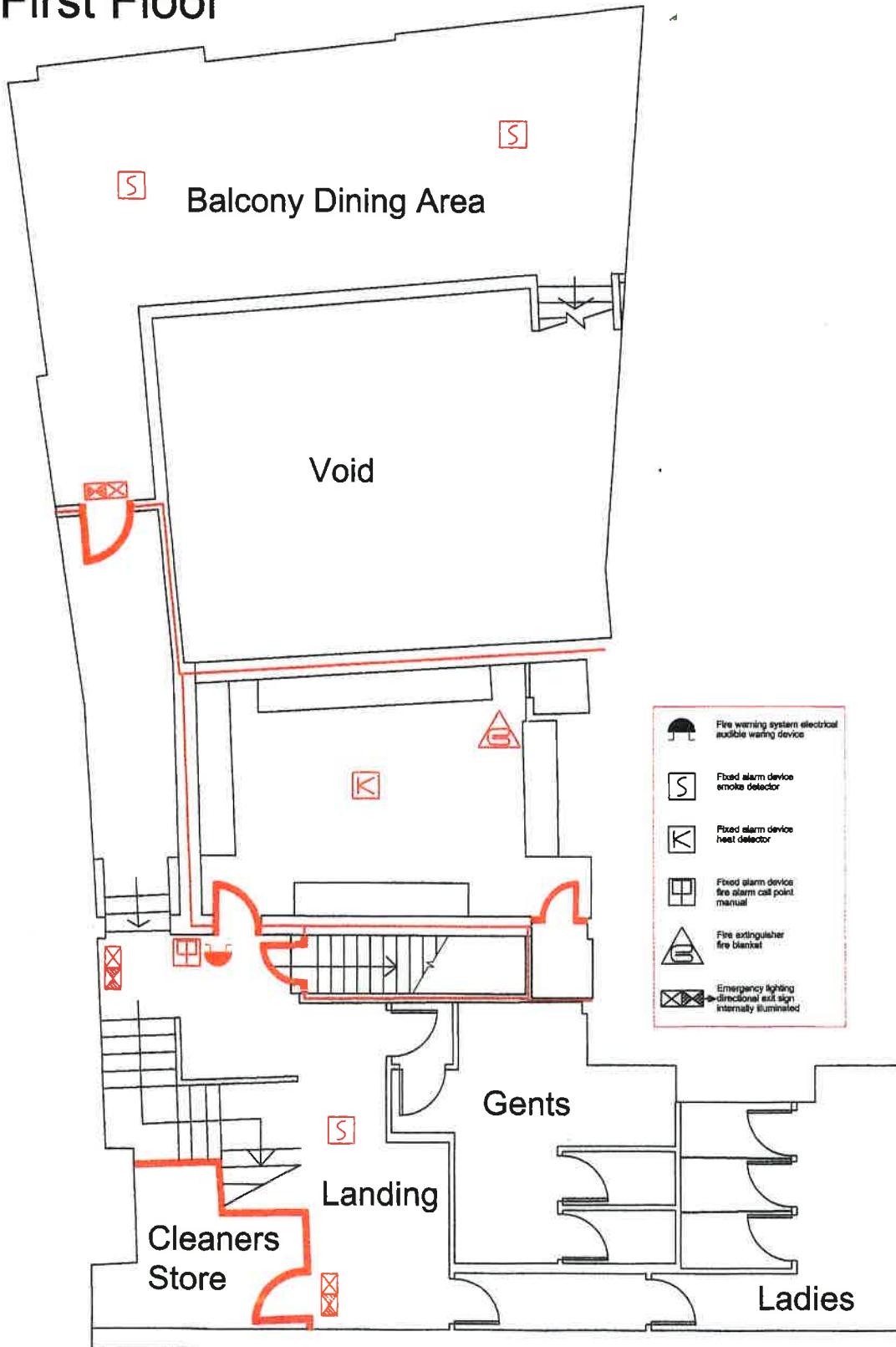
Checklist:**Please tick to indicate agreement**

- 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 designated 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.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

First Floor

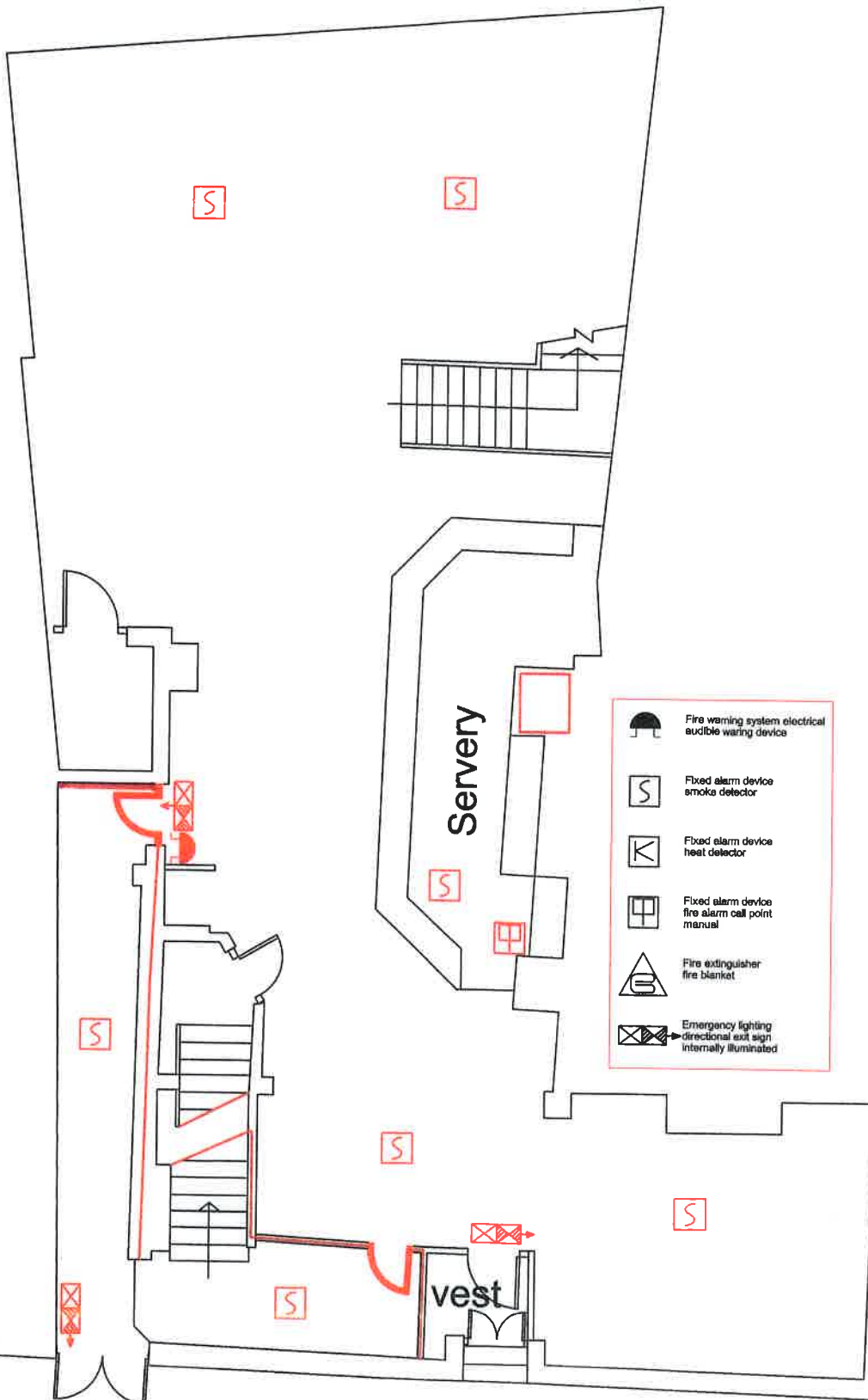


Stone Roses Bar
4 King Street
York
YO1 9SP

DATE OF FIRST ISSUE:	
CAD OPERATOR	Carje
INSPECTED BY	Hilary Hustwick
SHEET No.	2 OF 2

THIS PLAN IS NOT TO SCALE AND HAS BEEN PRODUCED FOR THE PURPOSE OF A FIRE RISK ASSESSMENT.

Ground Floor



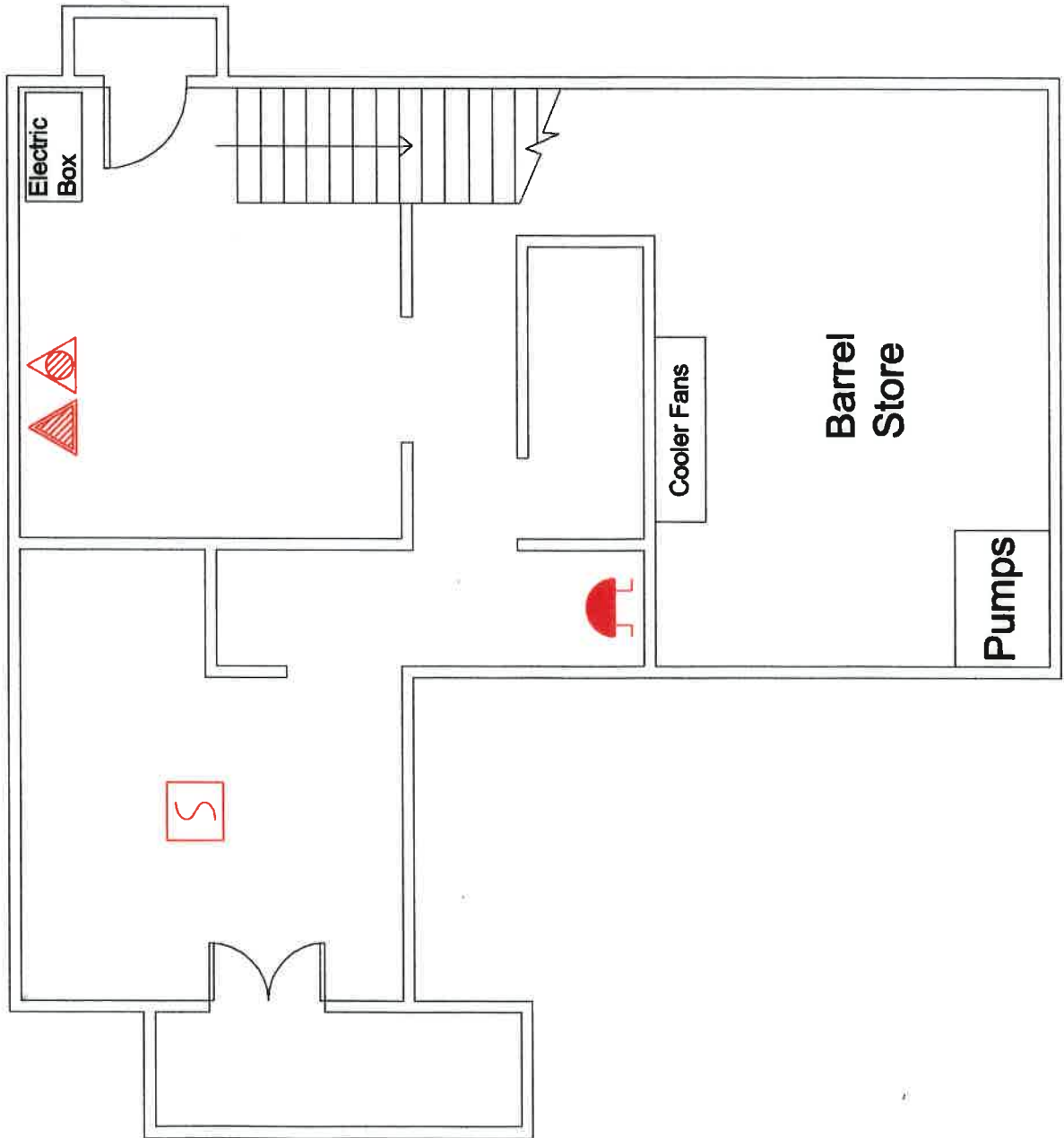
-  Fire warning system electrical audible warning device
-  Fixed alarm device smoke detector
-  Fixed alarm device heat detector
-  Fixed alarm device fire alarm call point manual
-  Fire extinguisher fire blanket
-  Emergency lighting directional exit sign internally illuminated

RAMLI FIRE CONSULTANCY
 24 Popple Road
 York, Yorkshire YO1 2AA
 Tel: 01753 811387 Email: ramli@ramlifireconsultancy.co.uk

Stone Roses Bar
4 King Street
York
YO1 9SP

DATE OF FIRST ISSUE:	
CAD OPERATOR	Carje
INSPECTED BY	Hilary Hustwick
SHEET No.	1 OF 2
THIS PLAN IS NOT TO SCALE AND HAS BEEN PRODUCED	

Cellar



Fire warning system electrical audible warning device



Fixed alarm device smoke detector



Fixed alarm device heat detector



Fixed alarm device fire alarm call point manual



Fire extinguisher fire blanket



Emergency lighting directional exit sign internally illuminated



Fire extinguisher carbon dioxide gas



Fire extinguisher foam type



The Stone Roses
4 King Street
York
YO1 9SP

DATE OF FIRST ISSUE

CAD OPERATOR **Carle**

INSPECTED BY **Hilary Humwick**

SHEET No. **1** OF **1**

THIS PLAN IS NOT TO SCALE AND HAS BEEN PRODUCED FOR THE PURPOSE OF A FIRE RISK ASSESSMENT.

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CITY CENTRE SPECIAL POLICY STATEMENT

This Special Policy was initially approved by the City of York on 12 April 2005, revised and updated and approved by full Council on 27th March 2014. and shall have effect until 2019 unless otherwise reviewed by the Council.

This Special Policy is a supplement to the Council's Statement of Licensing Policy and must be read in conjunction with that document.

This area has been identified as requiring additional licensing controls to promote the licensing objectives due to the cumulative effect of the concentration of late night drink led, refreshment and entertainment premises on crime, disorder and/or public nuisance affecting residents, visitors and other businesses.

A statistical, evidence based report was submitted by North Yorkshire Police to substantiate this statement and was considered by the City of York Council in approving this policy.

Consultation on the Special Policy was carried out in accordance with Section 5(3) of the Licensing Act 2003.

Effects of the Special Policy

1. This policy relates to applications for the grant and/or variation of premises licences or club premises certificates or the issue of provisional statements.
2. Each application will be considered on its own merits.
3. Where no representations are received any application will be granted in terms consistent with the operating schedule.
4. Applications for the grant of a new premises licence or club premises certificate or provisional statement:

Where relevant representations are received there will be a presumption against the grant of such a licence or certificate unless the applicant can rebut the presumption that the granting of such a licence or certificate would undermine the licensing objectives.

5. Application for the variation of a premises licence or club premises certificate due to a change of style of operation:

Any application for the variation of style of operation which is subject to relevant representations will be considered on its own merits having regard to the promotion of the licensing objectives.

6. Application for the variation of a premises licence or club premises certificate resulting in an extension of the premises and increased capacity:

There will be a presumption to refuse such applications, where relevant representations are received and where the increase in capacity would undermine the licensing objectives unless the applicant can rebut the presumption that the granting of such a variation would undermine the licensing objectives.

7. Application to vary the hours of operation attached to a premises licence or club premises certificate:

All applications that seek to extend the licensed hours will be considered on an individual basis. No different policy will apply in this area as opposed to the rest of the city.

NOTICE OF RELEVANT REPRESENTATION FOR A PREMISES LICENCE UNDER THE LICENSING ACT 2003



North Yorkshire Police hereby give notice of objection to the Premises Licence as listed below:

Postal Address of premises or club premises: Stone Roses Bar	
Post town: York	Post code (if known): YO1 95P

Notice of Objection relates to the following licensing objective: *(Please tick one or more boxes)*

1. The prevention of crime and disorder	<input checked="" type="checkbox"/>
2. Public safety	<input type="checkbox"/>
3. Prevention of Public Nuisance	<input checked="" type="checkbox"/>
4. The protection of children from harm	<input type="checkbox"/>

GROUNDINGS FOR RELEVANT REPRESENTATION

Please provide as much information as possible to support this relevant representation:
(e.g. please list any additional information, e.g. dates of problems which are included in the grounds for review)

This application relates to a new premises licence in respect of a bar in York's Cumulative Impact Area (CIA). An area which the Full Council at City of York Council has identified as being under stress from crime and disorder and public nuisance in its Statement of Licensing Policy. The council adopted the current policy in 2005 and the current version is effective until 26th March 2019. Cumulative Impact is an important licensing concept which, unusually, arises entirely outside of primary legislation.

Large concentrations of people are of concern in Cumulative Impact Area (CIA) because they may also increase the incidence of disorder or criminal activities in the street.

The Premises was granted a Premises Licence to conduct Licensable activities in August 2014 and has operated as a vertical drinking establishment until 19th December 2018 when it was discovered that the owner had been declared insolvent in June 2018 and the premises were forced to close, as no transfer had taken place (See Appendix 1). There is no change to the management and staff of the Premises with this application who want to continue to run Stone Roses with no change to the previous business model, of a vertical drinking establishment not serving any food.

The applicant has not provided any information as to why this application should be considered to be an exception to the CIA policy and the applicant should demonstrate specifically, how if they are to be issued a premises licence within the CIA, how they would actively promote the licensing objectives. Until this is demonstrated, the Licensing Policy advises that any application for an alcohol licence should be rejected. Crucially, in this instance the burden of proof is on the applicant to demonstrate that the licensable activities and the behaviour of the clientele once they have left the premises will not contribute to the overall Cumulative Impact in the area, and that they are promoting the four licensing objectives in line with Paragraph 8.39 of the S182 Guidance.

In 2018 North Yorkshire Police saw a 34% increase in calls for service to the premises, compared to 2017, with 16 out of the 51 calls for service being post- midnight.

Jan- Dec 2018 Total of 51 calls compared to 38 for the same period in 2017.

The below table shows the nature of the calls:-.

Nature of call	2017	2018
VIOLENCE	10	14
SEXUALCRIME RELATED	3	4
CRIME RELATED	7	2
ASB	7	8
PSW	5	4
CRIMINAL DAMAGE	0	4
THEFT	4	8
ADMIN/OTHER	2	7

North Yorkshire Police have been concerned about the increase in calls for service, particularly due to the fact that the Premise is located within the CIA and of note the increase in calls pertaining to violence. Two meetings have taken place with the police and management within the last six months to discuss the concerns, and ascertain what measures the venue are taking to promote the Licensing Objectives, and address the increase, with the most recent meeting on 12th December 2018. As such the applicants are aware of the concerns from the Police.

The operating schedule in respect of this application appears to be a generic set of conditions. It is not tailored to the unique needs of the York CIA and has made no reference to the premises being within a CIA, nor has it outlined any specific conditions in the operating schedule which will seek to promote the licensing objectives and mitigate any potential impact within the CIA. (I refer the committee members again to the above table for calls for service and the impact the premises which intends to operate the same business model will have on alcohol fuelled disorder in an area already experiencing huge difficulties in terms of the stress of the cumulative impact of premises being concerned in the sale and/or consumption of alcohol and the impact this has on residents, visitors and other businesses).

North Yorkshire Police would like to highlight the potential weaknesses of the applicant's operating schedule and ask the Committee members to also consider their obligation under Section 17 of the Crime and Disorder Act 1998 which states "it shall be the duty of each authority to which this section applies to do all it reasonably can to prevent crime and disorder in its area", when considering this application.

b) The Prevention of Crime and Disorder

"CCTV is installed in premises. 16 Cameras in total" – offer by applicant

The condition does not specify that the CCTV has to be recording, that it will be in a digital format or that it will be in colour, all of which are key factors when reviewing CCTV if it was needed in evidence. It also does not specify where the cameras will cover; it would be expected that all areas where alcohol is consumed would be covered as a minimum standard.

There is no mention of the images been of good quality if the CCTV needs to be seized. To promote the prevention of crime and disorder, CCTV has to be of good quality to be able to identify suspects, to protect both staff and customers. These recordings should be available to any responsible authority as defined in the Licensing Act 2003 upon request and the images should be stored for a period of 28 days. The condition also fails to state that the CCTV system will contain the correct date and time. Recordings with incorrect times shown are of no evidential value if a crime has occurred or that Any person left in charge of the premises must be trained in the use of any such CCTV equipment, and be able to produce CCTV images to an officer from a responsible authority upon request.

c) Public Safety

Door Supervisors in and outside the premises. – offer by applicant

There is no mention regarding the number of Door supervisors/ what times they will be operating from or if they will be on duty each day the premises is open.

York hosts 17 race days a year and it has been witnessed by North Yorkshire Police officers that on race days, visitors arrive into York already intoxicated as many arrive via public transport and consume alcohol on the way in. Racing Commences at 11am and premises need to have adequate provision to deal with the influx of patrons to the city.

d) The Protection of Children from Harm

ID scheme in place – offer by applicant

This aspect is already covered by Mandatory licensing conditions which state that the Premises Licence Holder or club premises certificate holder must ensure that an age verification policy is adopted respect of the premises in relation to the sale or supply of alcohol.

There is no mention in the operating schedule of a smoking policy (this is important as it should cover aspects that patrons should not be permitted to take glass or open vessels outside of the premises).

The premises have applied for opening times till 0230hrs, and again there is no mention of a dispersal policy, which considering the time of night and problems associated with the night time economy in an area already experiencing issues of disorder this is a key aspect.

Previous meetings between Police and management have stressed the importance of keeping an incident and refusal book, to record all ejections, incidents which take place on the premises, and refusals to drunk persons or those who are suspected to be under-age, and that these records should be kept for a minimum of twelve months and produced to a responsible authority upon request. Management have omitted any condition relating to this from the operating schedule.

The application fails to specify specifically if Recorded Music is Indoors/outdoors or both and regarding the supply of alcohol fails to specify if on premises/off premises/ or both, which requires clarification from the applicant.

North Yorkshire Police does not believe that the information provided by the applicant meets the standard to be considered an exception to the Council's Special Policy, thereby departing from the presumption of refusing the application (the evidence of the increase for calls in 2018 whilst the premises was operating contributes directly to disorder within the CIA) and NYP do not support the grant of this application.

Supplementary Documentation

Appendix 1 – Letter dated 19 December 2018 from City of York Council

Signature:

J Booth PS133

Date: 17/01/19

Contact name: PS 133 Jackie Booth

Address for correspondence: Alcohol Licensing Department Fulford Road Police Station

Post town: York

Post code: YO10 4BY

Tel. number (if any): 01609 643273

Email address if preferred option of contact: NYPLicensing@northyorkshire.pnn.police.uk

By virtue of paragraph(s) 1, 2, 3 of Part 1 of Schedule 12A
of the Local Government Act 1972.

Document is Restricted

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Stone Roses, 4 King Street, York, YO1 9SP

On behalf of the City of York Council (the Council) Licensing Authority, I am making representations to the application for the grant of a premises licence submitted by Stone Roses Bar, for a vertical drinking establishment in King Street, York.

The Council's Statement of Licensing Policy incorporates a 'Special Policy' in relation to the saturation and cumulative impact, commonly known as cumulative impact zone (CIZ). This policy was established due to the level of crime and disorder and public nuisance issues within the area due to the high concentration of licensed premises. New Street is located within the CIZ.

The effect of adopting a CIZ is to create a rebuttable presumption that applications within the CIZ will normally be refused if relevant representations are received. It is for the applicant to demonstrate that their application would not add to the cumulative impact already being experienced.

The application is for a vertical drinking establishment situated within the CIZ. The plans submitted with the application show that the premises are situated over two floors with the customer toilets being on the first floor. The opening hours applied for are 11:00 – 02:30 hours Monday to Sunday with alcohol sales ceasing at 02:00 hours Monday to Sunday.

Within the operating schedule, submitted as part of the application, the applicant fails to demonstrate that this application would not add to the cumulative impact already experienced in the CIZ.

The licensing authority believes that the granting of this application would undermine the licensing objectives of both crime and disorder and public nuisance.

If members are minded to grant the application we would recommend that the following conditions are attached:

1. Digital colour CCTV will be installed to cover the premises and will include all areas to where the public have access to consume alcohol and where licensable activities are undertaken.
2. CCTV will be maintained, working and recording at all times when the premises are open.
3. CCTV recordings shall be of an evidential quality in all lighting conditions and will be of sufficient quality to be produced in court or other such hearing.
4. Copies of the recordings will be kept available for any responsible authority for 28 days.
5. Copies of the recordings will display the correct time and date of the recording.

6. A member of staff trained to use the CCTV system shall be on duty at all times so as to ensure the recorded images are made available for inspection and downloading immediately upon request to any responsible authority.

7. All images downloaded from the CCTV system must be provided in a format that can be viewed on readily available equipment without the need for specialist software.

8. Documented staff training will be given regarding the retail sale of alcohol; the conditions attached to the premises licence; and the opening times of the venue. Training records will be maintained for a period of three years and produced on request of an authorised officer of the City of York Council or North Yorkshire Police.

9. There Shall be a minimum of two SIA licensed door supervisors on duty at the premises while it is open for licensable activities from 20:00 hrs until the venue has closed for business on Friday and Sunday evening and from 15:00hours on a Saturday afternoon; from 20:00hours when dedicated student nights are held, the evening preceding a bank holiday and on any day when York race meetings are held or such other number on such days and at such times as may be agreed in writing with the Police. When employed, door staff will wear high visibility arm bands.

10. Clear notices shall be prominently displayed at all exits to the premises requesting customers to respect local residents and leave the premises and area in a quiet and orderly manner.

11. All doors and windows shall be closed when regulated entertainment is provided (except for immediate ingress and egress).

Nigel Woodhead

Licensing Enforcement Officer

City of York Council

18th January 2019.

Dear All

Public protection object to the above application on grounds of public nuisance. We have been unable to agree conditions that will safeguard against noise and anti social behaviour and will therefore be making representations against the premises license grant.

Below are a list of conditions that we would like to attach to any approved premises license grant.

The prevention of public nuisance

1. Clear notices shall be prominently displayed requesting customers to leave the premises and the area in a quiet and orderly manner.
2. On any occasion that regulated entertainment is carried on at the premises, regular assessments of the noise emanating from the premises will be undertaken. Wherever said assessments indicate that noise is likely to cause nuisance to any local residents, remedial action will be taken. A written record will be maintained detailing the time of the noise assessments, the location where the noise monitoring took place, the identity of the person undertaking the assessment, the results of the assessment and any remedial action undertaken.
3. The management of the premises will ensure that the area immediately outside the premises is kept clean, tidy and free from litter.
4. Whenever regulated entertainment is taking place, doors and windows will be kept closed, except for the purposes of access and egress.
5. The premises will have a written dispersal policy designed to encourage patrons to leave the venue and the area quickly and quietly.

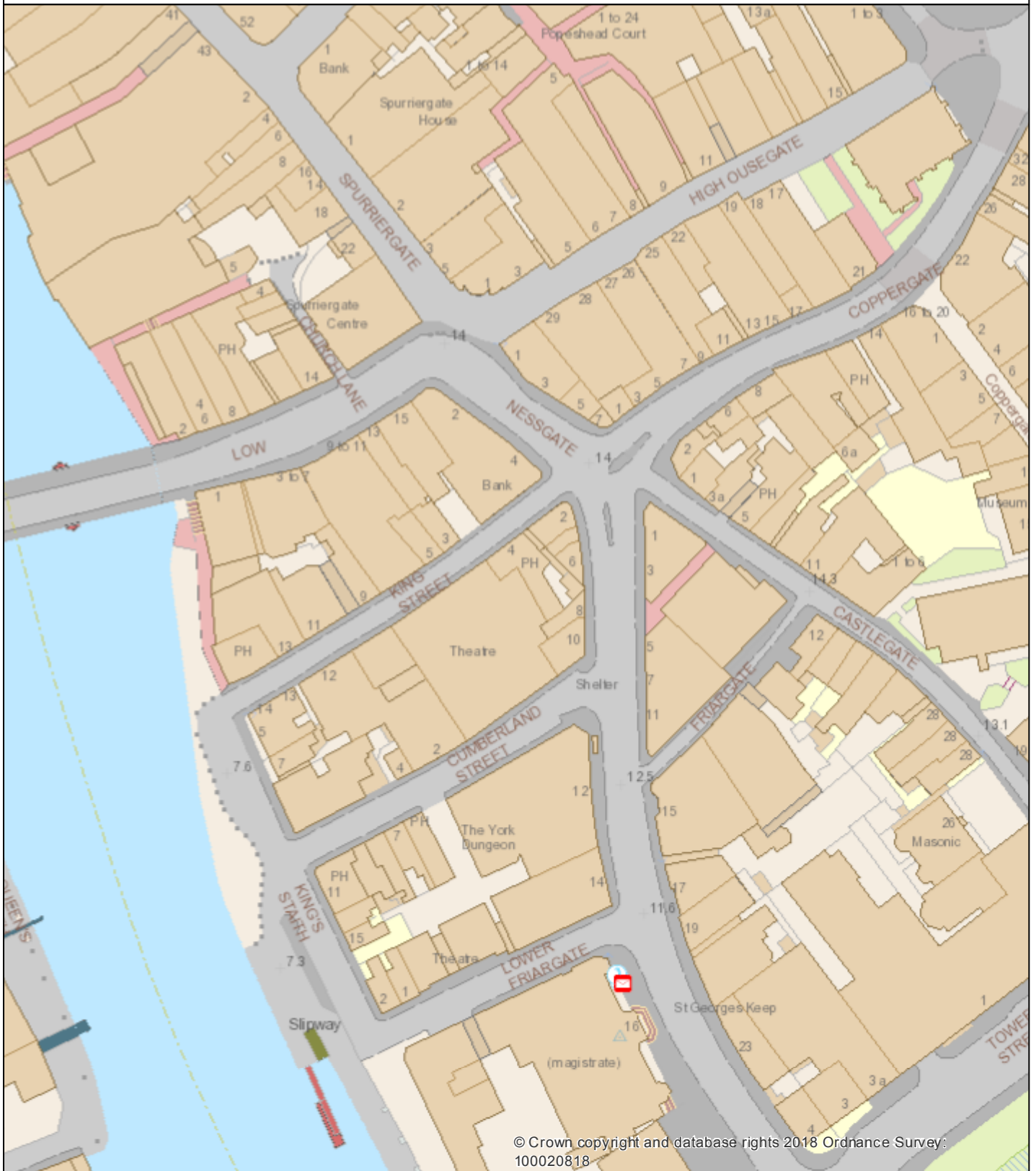
Should you have any further queries please contact me on 01904 551580.

Regards

Michael Golightly
Technical Officer

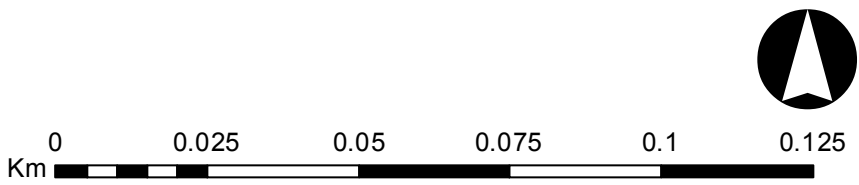
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Stone Roses Bar



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Date: 17 Jan 2019
Author: City of York Council
Scale: 1:1,250



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**MANDATORY & PROHIBITED CONDITIONS – PREMISES LICENCE
LICENSING ACT 2003**

MANDATORY CONDITIONS WHERE LICENCE AUTHORISES SUPPLY OF ALCOHOL

1. In accordance with section 19 of the Licensing Act 2003, where a premises licence authorises the supply of alcohol, the licence must include the following conditions.
2. The first condition is that no supply of alcohol may be made under the premises licence -
 - (a) at a time where there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
3. The second condition is that every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
4. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises –
 - (a) games or other activities which require or encourage, or are designed to require or encourage individuals to –
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either –

- (a) a holographic mark, or
- (b) an ultraviolet feature.

7. The responsible person must ensure that –

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures –

- (i) beer or cider: ½ pint;
- (ii) gin, rum, vodka or whisky: 25ml or 35ml; and
- (iii) still wine in a glass: 125ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

MANDATORY CONDITION: ALCOHOL PRICING

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1 –

(a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(6);

(b) “permitted price” is the price found by applying the formula –

$$P = D + (D \times V)$$

where –

- (i) P is the permitted price,
- (ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence –

- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994(7).

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

MANDATORY CONDITION: DOOR SUPERVISION

1. In accordance with section 21 of the Licensing Act 2003 (as amended by section 25 Violent Crime Reduction Act 2006), where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, the licence must include a condition that each such individual must -
 - (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
 - (b) be entitled to carry out that activity by virtue of section 4 of that Act.
2. But nothing in subsection (1) requires such a condition to be imposed -
 - (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c.12) (premises with premises licences authorising plays or films), or
 - (b) in respect of premises in relation to -
 - (i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence, or
 - (ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).
3. For the purposes of this section -
 - (a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and which is licensable conduct for the purposes of that Act (see section 3(2) of that Act), and
 - (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

MANDATORY CONDITION: EXHIBITION OF FILMS

1. In accordance with section 20 of the Licensing Act 2003, where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.
2. Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation made by that body.
3. Where -
 - (a) the film classification body is not specified in the licence, or
 - (b) the relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question, admission of children must be restricted in accordance with any recommendation made by that licensing authority.
4. In this section - 'children' means persons aged under 18; and 'film classification body' means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability of video works for classification).

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Legislation and Policy Considerations

1. The following provisions of The Licensing Act 2003 apply to this application: S4 general duties of licensing authorities; s17 application for premises licence; s18 determination of application for premises licence; s23 grant or rejection of application; ss19, 20 and 21 mandatory conditions; The Licensing Act (Mandatory Licensing Conditions) Order 2010; and The Licensing Act 2003 (Mandatory Conditions) Order 2014.
2. The following provisions of The Licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005 apply to this application: Regulation 42, Part 2 (Premises licences) and Part 4 (General) relating to applications, notices and representations and advertisement of applications
3. The following provisions of the Secretary of State's guidance apply to this application: Section 2 The Licensing Objectives; Section 9 Determining applications; Section 10 Conditions attached to premises licences and club certificates; and Section 14 Statements of licensing policy.
4. The following paragraphs of the licensing authority's statement of licensing policy apply to this application: 5.0 Applications for Premises Licences, Club Premises Certificates and Variations; 6.0 Guidelines for Applicants; 7.0 Saturation and Cumulative Impact and 8.0 Licensing Hours.
5. The Committee is reminded of their duty under the Crime and Disorder Act 1998 to consider the crime and disorder implications of their decisions and the authority's responsibility to co-operate in the reduction of crime and disorder in the city.
6. The Committee is reminded that the Human Rights Act 1998 guarantees the right to a fair hearing for all parties in the determination of their civil rights. The Act also provides for the protection of property, which may include licences in existence, and the protection of private and family life.

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**ADDITIONAL
INFORMATION FROM
NORTH YORKSHIRE
POLICE**

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Our ref: Premises Licence Application Stone Roses

Your ref:

Date: 29th January 2019



Dear Angela,

Additional Material for Hearing 7th February 2019

Please see additional material submitted in support of the Police Representation objecting to the Premises Licence Application for Stone Roses.

1. Statement of Inspector Godfrey – Appendix 1
2. Print of Stone Roses Social Media (Facebook) literature advertising drinks promotions- Appendix 2
3. Incident Schedule Summary 01/01/18 – 31/12/ 18– Appendix 3
4. North Yorkshire Police Incident Report 01/01/18 – 22/12/18 (Redacted) – Appendix 4
5. North Yorkshire Police Incident Report 01/01/19 – 29/01/19 (Redacted) – Appendix 5
6. Temporary Event Notice 09/01/19 – 13/01/19 – Appendix 6
7. Temporary Event Notice 16/01/19 – 20/01/19 – Appendix 7
8. Incident Schedule Summary 01/01/19 – 24/01/19 – Appendix 8

Yours sincerely

PS133 Booth
Force Licensing Manager
Partnership Hub
Tel 101 Ext 30133
Mobile: 07710977979
Email:- Jacqueline.booth@northyorkshire.pnn.police.uk



Statement
of
Police Inspector 1463 Andrew Godfrey
North Yorkshire Police

Re: Premises Licence Application for Stones Roses, King Street York.

1. I am Police Inspector 1463 GODFREY, the Neighbourhood Policing Inspector for York city centre, a role I have performed for the last 5 years. The majority of my 17 year policing career has been spent in both uniform and plain clothed roles within the city centre therefore I believe that I have a good understanding of the policing issues associated with the city. I am also a trained Public Order Commander and Police Bronze Incident Commander.
2. My current Neighbourhood Policing Inspector's role involves managing a team of Police officers and Police Community Support Officers (PCSO's) who are responsible for delivering policing services in the city centre. An important aspect of my role is to make sure that North Yorkshire Police is alive to issues effecting those who live, work and socialise in the city.
3. York is an attractive tourist destination. In partnership with both statutory and non-statutory agencies we work tirelessly to ensure that it stays that way. Together we resolve a diverse range of issues to keep York safe and to maintain law and order.
4. The city comprises of a wide range of shops, bars, restaurants and tourist attractions. People from all over the world visit York to experience what the city has to offer. Many of city's bars, restaurants and shops are concentrated in close proximity to one another. In recent years there has been a noticeable decline in the number of retail units, a void that has been filled by new licensed premises

and restaurant openings e.g. Robson and Cooper family leather specialist on Lendal, which after 170 years has closed and is now The House of Trembling Madness, Mali Unisex Barbers on Whip ma Whop Ma Gate which is to become a Bar, Plunketts, High Petergate which is now the Eagle and Child pub. Fellini's Italian restaurant, which is now the Hop, McDonalds Furniture store which is Cosy Club, Army and Navy Store which is Sutlers all on Fossgate. Portfolio studio's on Micklegate which is now Brewdog, Jessops camera store which is now Pavement Vaults and Mulberry Hall which is now The Botanist. Licensed premises occupying empty retail units on traditional retail streets has created a clash between shoppers / tourists and those intent on using the city centre to drink to excess. This is particularly evident during the day at weekends.

5. My team are actively engaged with partner agencies in dealing with many issues across the city centre. In the McDonalds area on Blake Street we often receive reports of anti-social behaviour & violent offences from people converging at the only 24 hour food establishment during the early hours of the morning.

6. Violence in the night-time economy is a legitimate concern for the city centre. A multi-agency group, chaired by myself, manages the night time economy with violent crime is being addressed through a multi-agency initiative called Operation SAFARI. Whilst the group meets on a regular basis the issues are difficult to tackle as the crime is so widespread, partly due to the dispersal of licensed premises throughout the city centre. The River Ouse, another 'hot spot', requires attention due to number of people who have lost their lives, a number where alcohol was a contributory factor. This continues to be an issue and people are often found in this location who are depressed and in need of help. In response to the issues with river safety a multi-agency group was formed to improve safety and address education and other physical measures to reduce vulnerability. North Yorkshire Fire and Rescue Service spearhead this initiative. Partners such as York Rescue boat have proved to be a great addition to the city. They regularly locate vulnerable people in and around the river. We do seem to be experiencing more people in need of help after drinking in the city centre. Whilst the river boat is a good addition they can only work limited hours and so are not always available.

7. In recent years York has become an attractive destination for Stag and Hen do's and groups of individual's intent on having a good time whilst drinking copious amounts of alcohol. This is particularly noticeable throughout the day at weekends. People arrive in the city, many by train having been drinking since 9am, and then continue to drink all day. The problem is that many licensed premises are located in the middle of shopping and tourist areas of the city. This is best illustrated on

a Saturday afternoon in Coney Street where you will find people under the influence of alcohol clashing with family's, shoppers and tourists. Coney Street is one of York's busiest streets and is often full of people making their way between shops. The behaviour displayed by groups include being loud, abusive and aggressive which is intimidating for others. People staggering around unsteady on their feet bumping into members of the public and into the road. The city has experienced large groups of females walking around with inappropriate inflatables often depicting genitalia for all to see. These behaviours have led to people feeling unsafe in the city and some have vowed not to return on a Saturday. I am also aware of visitors to the city having bad experiences and complaining about the change in dynamic of the city centre with more people under the influence of alcohol due to the increased number of bars in the city centre. One such couple expressed that they were so disappointed with how York had changed they said they would not return after many consecutive yearly visits.

8. The problems in York city centre regarding intoxication are further exacerbated on York race days. The levels of drunken people in the city corresponds to the marked increase in reported crime and anti-social behaviour. Granting this licence will simply add to the existing problems. The Cumulative Impact Zone is already saturated with bars.
9. In response to the issues faced in York on a Saturday a multi-agency group was formed under the Operation name "ERASE" This group set about a raft of measures to try and address the concerns of both the public and the licensed trade. The Operation has had some limited success & licensee's agreed a Code of Conduct to tackle inappropriate behaviour. However despite these efforts large groups of people still visit the city with the sole intention to drink, have a good time and cause anti-social behaviour which is having a negative impact on the quality of life for residents and tourists. I believe that many of the incidents of anti-social behaviour go unreported as the public do not feel them worthy of reporting. These people then leave York having had a bad experience leaving negative posts on social media to the detriment of the city's reputation. The Police and partner agencies stance on any ASB or crime is that it will not be tolerated, but we cannot be everywhere all of the time.
10. The Stone Roses bar markets itself as a 'party venue' related to 80's 90's indie band music. The bar is a vertical drinking venue with no hot or cold food on offer for patrons other than snacks such as crisps etc. The venue is marketed to attract patrons wishing to consume quantities of alcohol through special offers or discounted prices, including promotional student evenings, with adverts such as 4 for £10 and trebles for £2.75.

This is highly likely to attract consumers to the venue to drink copious amounts of alcohol, resulting in additional calls for service relating to alcohol fuelled disorder, in an area already experiencing high demand due to the amount of licensed premises within a condensed area.

I receive a monthly report from the Police licensing team with regards to premises in the city centre with the most calls for service, to assist me in the work I undertake for Op Erase and Op Safari, referred to above, and to address alcohol fuelled disorder within York.

The Stone Roses Bar has featured in this report every month since June 2018, with an increased rate of calls for service, many of which are in the early hours of the morning when Police resources are stretched to meet demand elsewhere. Police data shows the venue has contributed to Anti-social behaviour and Crime within the Cumulative Impact Zone within the last six months. Nothing in the current application seeks to offer any additional provision to mitigate the Prevention of Crime and disorder or Public Nuisance, thereby promoting the licensing objectives.

This application for the Premises to be granted a Licence to supply alcohol seven days a week until 0200hrs, in my opinion will continue to contribute to Alcohol fuelled disorder and crime within the city and place an increased demand on the emergency services.

Signed Inspector Andrew Godfrey

Date 28th January 2019

APPENDIX 2



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10,480 likes 77,838 visits

The Stone Roses Bar York @WeAreTheStoneRosesBarYork

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Photos



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Recommendations and reviews

Recommended by 1,306 people

- Great bar 5 + + + + + always a pleasure to visit ... 16 January
Great bar good atmosphere nice friendly staff 28 November 2018
Used to love this place now I've 180'd. In short bar staff last night were unnecessarily rude & fuck... See more 2 August 2018

See All

Videos

WYSIWYG via @e Agem... NONE OF THE BLUE SHIT.

See more of The Stone Roses Bar York on Facebook

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DRINKS PROMOTIONS →

The Stone Roses Bar, Leeds

Posts

The Stone Roses Bar
27 January at 00:58 ·
Blue shit. Ready ✓
£2.75 trebles. Stocked up ✓
4 for £10 drinks. Ready ✓
Live Music. Booked In ✓
Best jukebox in town. Updated ✓

Oasis Mania
News and media website

Evil Eye Bar
Wine, beer and spirits shop

The Lowther
Bar & Grill

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The Sherlocks

The Stone Roses Bar York
21 January at 07:30 ·

Little bit of bad news. We won't be open until Feb. We'll keep you updated on here. Sorry... See more

Places York Bar Sports bar The Stone Roses Bar York
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The Stone Roses Bar York
16 January at 12:01 ·

Open as normal

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4 shares



1w



1w

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The Stone Roses Bar York
31 December 2018 at 08:48 ·
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Live Acoustic set from 6:30pm, playing all the favourite indie tunes.. followed by our..

THIS IS ENGLAND PARTY.
DJ dave knowles playing all the best ska/soul/Motown/indie/80s. ...
See more

10.480 likes

Most relevant



4w



The Total Stone Roses
Idan/band



4w

1 Reply



The Stone Roses Bar, Leeds
Bar

View 5 more comments



The Stone Roses Bar York
29 December 2018 at 04:36



Oasis Mania
News and media website

Yes. We're back open



Evil Eye Bar
Wine, beer and spirits shop

Most relevant



Peter Ritchie



Bar & Grill



4w

Facebook © 2018



4w

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The Stone Roses Bar York
9 December 2018 ·

NEW YEARS EVE..

THIS IS ENGLAND PARTY.

✓ FREE ENTRY See more

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or

Create New Account



10.480 likes

4 shares



6w



6w

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Musclan/band



The Stone Roses Bar, Leeds Bar



Oasis Mania News and media website



Evil Eye Bar Wine, beer and spirits shop



The Lowther Bar & Grill

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The Sherlocks

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Stone Roses Incident Schedule: January - December 2018

	<u>Incident Number</u>	<u>Type of Incident</u>	<u>Time/Date Reported</u>	<u>Summary</u>
1.	1218000836	Crime Violence	02/01/2018 14:06	Crime created in accordance with crime recording standards as victim identified from fight on 27/12/17 did not wish to pursue formal complaint.
2.	12180003375	Crime Violence	06/01/18 19:04	Door-staff report domestic between male and female party. Male arrested.
3.	12180004561	ASB Nuisance	09/01/18 00:10	Report from off duty door-staff requesting assistance to remove large group drunken males from venue. Officers attend no complaints forthcoming.
4.	12180015107	Crime Sexual offence	27/01/18 00:58	Report from female of allegation of sexual touching in bar. Female does not wish to pursue complaint.
5.	12180017469	Crime Theft General	30/01/18 21:02	Report of employees stealing cash from bar at venue.
6.	12180017542	ASB Nuisance	31/01/18 00:39	CCTV report staffing shouting up on radio link of fight 10 persons. Officers attend someone has been punched but no complaints forthcoming.
7.	12180020581	ASB Nuisance	04/02/18 22:31	Male ejected from venue believed to be under influence of drink or drugs trying to start fights with persons, CCTV monitoring male.
8.	12180027376	Crime Theft General	16/02/18	Female reports theft of bag whilst in bar and bank cards

			10:27	used.
9.	12180032749	Crime Violence	24/02/18 17:42	Request from CCTV and separate call member of public of fight outside premises. Officers attend persons refuse to disclose what has happened.
10.	12180033363	Crime Violence	25/02/18 18:22	Female reports assault within premises. Lines of enquiry unable to identify offender.
11.	12180033430	Crime Violence	25/02/18 22:00	Request from staff that female is drunk and urinating in premises no door-staff to deal request police assistance. Officers attend and female arrested.
12.	12180036775	Crime Criminal Damage	25/02/18 22:00	Female in above related incident causes damage to police vehicle upon arrest.
13.	12180046151	PSW Domestic Incident	18/03/18 01:39	Call regarding domestic. Officers establish not associated with Premises:- DISCOUNT.
14.	12180049192	Crime Theft General	22/03/18 23:09	Male reports theft of wallet whilst he was in premises.
15.	12180052144	Admin Contact Record	24/03/18 17:02	Male alleges bouncer at premises has ripped his shirt. No officers available to attend. Follow up male does not want to pursue complaint.
16.	12180055849	Crime Theft General	02/04/18 21:28	Female reports theft of handbag. States offender still present in bar.
17.	12180055860	Admin Duplicate	02/04/18 21:30	Off duty police officer detains offender for above incident, until officers attend.
18.	12180071113	Crime Theft General	25/04/18 18:42	Female reports theft of bag from within premises.

19.	12180076703	ASB Personal	03/05/18 23:08	Male ejected from premises for being drunk, alleges damage to phone. Officers attend establish phone dropped.
20.	12180087420	Crime Theft General	19/05/18 00:05	Report of passport pickpocketed whilst in bar.
21.	12180089413	Crime Violence	22/05/18 02:36	Officers attend location following report of fight. Victim states has been punched whilst leaving venue but not wanting to pursue complaint.
22.	12180089530	Crime Sexual Assault	22/05/18 03:45	Two males report sexual assault by unknown male within premises. Victim declines to pursue an investigation.
23.	12180090085	Crime Sexual Assault	22/05/18 22:48	X reference with above report. Second Victim makes allegation of sexual assault but declines to pursue an investigation.
24.	12180092797	Crime Other	26/05/18 23:51	Request from Door-staff to assist with male detained who was kicking off inside premises. Officers attend; door-staff did not want to pursue a complaint but wanted the male removed due to being drunk.
25.	12180098379	ASB Nuisance	03/06/18 23:19	Report of brawl outside premises officers attend and group dispersed no complaints forthcoming.
26.	12180104743	PSW Suspicious Circumstances	12/06/18 23:01	Reportee states whilst walking past premises she overheard bouncer from venue shout out to a female that he had drugs to get rid of.

27.	12180107405	Crime Violence	16/06/18 20:02	Male reports assaulted in premises. Offender Identified and interviewed.
28.	12180119538	PSW Suspicious Circumstances	30/06/18 20:02	Male alleges assault by door-staff. Attempts to contact reportee regarding a complaint prove negative.
29.	12180147232	Crime Arson(recorded incorrectly should be theft)	09/08/18 11:09	Theft of bag reported from within premises.
30.	12180152912	Crime Sexual Offence	17/08/18 01:49	Report of sexual assault which has taken place in toilets. Police investigation conducted and incident not as first reported.
31.	12180157859	PSW Concern for Safety	24/08/18 03:59	Report of two friends missing last seen Stone Roses believed to be drunk.
32.	12180160474	Admin Contact Record	28/08/18 11:49	Male reports had his drink spiked in Stone Roses states wasn't drinking and will go to his GP.
33.	12180163284	Crime Criminal Damage	01/09/18 01:36	Door-staff report have male detained on floor for smashing a window at the premises. Male arrested.
34.	12180166324	Crime Theft General	05/09/18 14:24	Theft of bike helmet reported from outside the premises.- DISCOUNT
35.	12180173825	Crime Violence	16/09/18 16:01	Male reports whilst inside Premises had a bottle thrown at his head. CCTV did not capture incident no offenders identified.
36.	12180182234	Crime Violence	29/09/18 02:20	Allegation that male was punched by bouncer when ejected. Declined to make formal complaint.
37.	12180182236	ASB Nuisance	29/09/18 02:43	Allegation that door-staff whilst ejecting persons swung a punch at unknown female.

				Report made by a 3 rd party and no formal complaints forthcoming.
38.	12180182346	ASB Nuisance	29/09/18 17:05	Male asked to leave premises arguing with Street Rangers outside.
39.	12180185429	Crime Violence	03/10/18 23:19	Male alleges assault by bouncers from premises whilst being ejected. Declined to make formal complaint.
40.	12180196630	Admin Duplicate	20/10/18 20:30	Report that security have been glassed and fight ongoing.
41.	12180196663	Crime Violence	20/10/18 20:31	X reference to above incident report of large scale fight involving 15 persons and two glassed. Two victims with minor cuts. CCTV unable to identify offenders from large scuffle at entrance to premises.
42.	12180197125	Admin Contact Record	20/10/18 00:46	3 rd party reports friend beaten up by bouncer at premises. No Formal complaint received.
43.	12180197334	Crime Violence	21/10/18 20:22	Incident created to record details of 2 nd victim's injury as per crime recording rules in relation to No41 above.
44.	12180206526	Admin Contact Record	04/11/18 18:33	Concern for female last seen Stone Roses (from Newcastle area) officers locate female.
45.	12180210774	Crime Violence	11/11/18 00:21	Bouncer states assaulted by two females. Officers attend x2 arrest, both released no further actions. Allegation that he had not identified himself as door-staff and grabbed females.
46.	12180210778	Admin Duplicate	11/11/18 00:09	X ref with above incident female caller states hit in face by bouncer.





47.	12180215365	Crime Violence	17/11/18 21:48	Male reports he has been head-butted by manager in premises. Declines to make formal complaint.
48.	12180215368	Crime Related Incident	17/11/18 21:40	X Reference with above incident door-staff report male attempted to assault staff after friend ejected. Officers attend no complaints forthcoming.
49.	12180226085	Crime Criminal Damage	05/12/18 01:55	Drunk female has put window through at location. Officers attend and she agrees to pay for damage.
50.	12180233080	ASB Nuisance	15/12/18 21:36	Report of fight at location. Officers attend no complaints forthcoming, parties dispersed.
51.	12180237524	Crime Theft General	22/12/18 18:02	Report of jacket containing passport and bank cards stolen from premises.

APPENDIX 4

Results -- Detailed find: Occurrence

Occ #	Dom	Type	Time	Score	Notes
1) 1218000836 [O]	NYP	Crime Violence [CR14.NYP]	02/01/2018 14:06		Assigned to CMU - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK)
2) 12180003375 [O]	NYP	Crime Violence [CR14.NYP]	06/01/2018 19:04		Assigned to CMU - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) DOMESTIC INCIDENT
3) 12180004561	NYP	ASB Nuisance [AS18.NYP]	09/01/2018 00:10		Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) ASB NUISANCE / CSH 1796
2180015107	NYP	Crime Sexual Offence [CR08.NYP]	27/01/2018 00:58		Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) SEXUAL OFFENCE
5) 12180017469	NYP	Crime Theft General [CR09.NYP]	30/01/2018 21:02		Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) THEFT GENERAL
6) 12180017542	NYP	ASB Nuisance [AS18.NYP]	31/01/2018 00:39		Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) ASB NUISANCE / CSH 1796
7) 12180020581	NYP	ASB Nuisance [AS18.NYP]	04/02/2018 22:31		Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK)
8) 12180027376	NYP	Crime Theft General	16/02/2018 10:27		Assigned to CMU - 4 KING STREET, YORK, UK YO1

			[CR09.NYP]			9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) THEFT GENERAL
9)	12180032749	NYP	Crime Violence [CR14.NYP]	24/02/2018 17:42		Assigned to CMU - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK)
10)	12180033363	NYP	Crime Violence [CR14.NYP]	25/02/2018 18:22		Assigned to CMU - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) VIOLENCE
11)	12180033430 [O]	NYP	Crime Violence [CR14.NYP]	25/02/2018 22:00		Assigned to CMU - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK)
12)	12180036775 [O]	NYP	Crime Criminal Damage [CR04.NYP]	25/02/2018 22:00		Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK)
13)	12180046151	NYP	PSW Domestic Incident [PS11.NYP]	18/03/2018 01:39		Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) DOMESTIC INCIDENT
14)	12180049192 [O]	NYP	Crime Theft General [CR09.NYP]	22/03/2018 23:09		New - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) THEFT GENERAL
15)	12180052144	NYP	Admin Contact Record [AD14.NYP]	24/03/2018 17:02		Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) SUSPECT CIRCUMSTANCES
16)	12180055849	NYP	Crime Theft	02/04/2018		Closed by CMU - 4 KING

[O]		General [CR09.NYP]	21:28	STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) ATTEMPT
		Admin Duplicate [AD05.NYP]	02/04/2018 21:30	Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) THEFT GENERAL
18)	12180071113 	NYP Crime Theft General [CR09.NYP]	25/04/2018 18:42	Assigned to CMU - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) THEFT GENERAL
19)	12180076703 	NYP ASB Personal [AS17.NYP]	03/05/2018 23:08	Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) ASB PERSONAL / CSH 937
20)	12180087420	NYP Crime Theft General [CR09.NYP]	19/05/2018 00:05	Assigned to CMU - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) THEFT GENERAL
21)	12180089413	NYP Crime Violence [CR14.NYP]	22/05/2018 02:36	Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) VIOLENCE
22)	12180089530 [O]	NYP Crime Sexual Offence [CR08.NYP]	22/05/2018 03:45	Assigned to CMU - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) SEXUAL OFFENCE
23)	12180090085 [O] 	NYP Crime Sexual Offence [CR08.NYP]	22/05/2018 22:48	Assigned to CMU - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) SEXUAL OFFENCE
24)	12180092797	NYP Crime Other	26/05/2018	Filed - 4 KING STREET,

		Offences [CR15.NYP]	23:51	YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) VIOLENCE / 937
25)	12180098379	NYP ASB Nuisance [AS18.NYP]	03/06/2018 23:19	██████████ Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) VIOLENCE
26)	12180104743	NYP PSW Suspicious Circumstances/Insecure Premises/Vehicle [PS36.NYP]	12/06/2018 23:01	██████████ Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK)
27)	12180107405	NYP Crime Violence [CR14.NYP]	16/06/2018 20:02	██████████ Assigned to CMU - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) VIOLENCE
28)	12180119538	NYP PSW Suspicious Circumstances/Insecure Premises/Vehicle [PS36.NYP]	30/06/2018 20:06	Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) SUSPECT CIRCUMSTANCES
29)	12180147232 [O]	NYP Crime Arson [CR01.NYP]	09/08/2018 11:09	Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) THEFT GENERAL
30)	12180152912 [O]	NYP Crime Sexual Offence [CR08.NYP]	17/08/2018 01:49	Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK)
31)	12180157859	NYP PSW Concern for Safety/Collapse/Injury/Illness/Trapped [PS35.NYP]	24/08/2018 03:59	██████████ Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector:

32)	12180160474	NYP	Admin Contact Record [AD14.NYP]	28/08/2018 11:49	00FFXE, District: YORK) OBS PLEASE / [REDACTED] [REDACTED] Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK)
33)	12180163284	NYP	Crime Criminal Damage [CR04.NYP]	01/09/2018 01:36	[REDACTED] Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) CRIMINAL DAMAGE
34)	12180166324 [O]	NYP	Crime Theft General [CR09.NYP]	05/09/2018 14:24	Assigned to CMU - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) AUTOCRIME TUMV
35)	12180173825	NYP	Crime Violence [CR14.NYP]	16/09/2018 16:01	Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) VIOLENCE
36)	12180182234 [O]	NYP	Crime Violence [CR14.NYP]	29/09/2018 02:20	Assigned to CMU - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) VIOLENCE
37)	12180182236 [O]	NYP	ASB Nuisance [AS18.NYP]	29/09/2018 02:43	Assigned to CMU - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) DISTRICT
38)	12180182346	NYP	ASB Nuisance [AS18.NYP]	29/09/2018 17:05	Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) VIOLENCE [REDACTED]

39)	12180185429 [REDACTED]	NYP	Crime Violence [CR14.NYP]	03/10/2018 23:19	Assigned to CMU - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) VIOLENCE / [REDACTED]
40)	12180196630 [REDACTED]	NYP	Admin Duplicate [AD05.NYP]	20/10/2018 20:30	Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) VIOLENCE
41)	12180196663 [O]	NYP	Crime Violence [CR14.NYP]	20/10/2018 20:31	Assigned to CMU - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) VIOLENCE [REDACTED]
42)	12180197125	NYP	Admin Contact Record [AD14.NYP]	20/10/2018 00:46	Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) VIOLENCE
43)	12180197334 [O]	NYP	Crime Violence [CR14.NYP]	21/10/2018 20:22	Assigned to CMU - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: [REDACTED])
44)	12180206526 [O]	NYP	Admin Contact Record [AD14.NYP]	04/11/2018 18:33	Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) CONTACT RECORD
45)	12180210774 [O]	NYP	Crime Violence [CR14.NYP]	11/11/2018 00:21	Assigned to CMU - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) VIOLENCE
46)	12180240000 [O]	NYP	Admin Duplicate [AD05.NYP]	11/11/2018 00:09	Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: [REDACTED])

47)	12180215365 [O]	NYP	Crime Violence [CR14.NYP]	17/11/2018 21:48	00FFXE, District: YORK) VIOLENCE Assigned to CMU - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) VIOLENCE
48)	12180215368 [O]	NYP	Crime Crime related incident [CR16.NYP]	17/11/2018 21:40	Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) VIOLENCE
49)	12180226085	NYP	Crime Criminal Damage [CR04.NYP]	05/12/2018 01:55	Under investigation - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) CRIMINAL DAMAGE
50)	12180233080 [O]	NYP	ASB Nuisance [AS18.NYP]	15/12/2018 21:36	Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) VIOLENCE
51)	12180237524	NYP	Crime Theft General [CR09.NYP]	22/12/2018 18:02	Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) THEFT GENERAL

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APPENDIX 5

Results -- Detailed find: Occurrence

Occ #	Dom	Type	Time	Score	Notes
1) 12190006615	NYP	Crime Theft General [CR09.NYP]	11/01/2019 15:27		New - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) THEFT GENERAL
2) 12190010360	NYP	Crime Violence [CR14.NYP]	17/01/2019 22:54		Closed by CMU - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) VIOLENCE
3) 12190014756	NYP	PSW Suspicious Circumstances/Insecure Premises/Vehicle [PS36.NYP]	24/01/2019 05:07		Filed - 4 KING STREET, YORK, UK YO1 9SP (THE STONE ROSES BAR) (Ward: 00FFNP, Command: YORK, FSC: 12YK, Sector: 00FFXE, District: YORK) SUSPECT CIRCUMSTANCES



CITY OF YORK COUNCIL
Licensing Services, Hazel Court EcoDepot, James Street,
York, YO10 3DS

Temporary Event Notice

Before completing this notice, please read the guidance notes at the end of the notice. If you are completing this notice by hand, please write legibly in block capitals. In all cases, ensure that your answers are inside the boxes and written in black ink or typed. Use additional sheets if necessary. You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgement of the receipt of the notice.

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

1. The personal details of premises user (Please read note 1)	
1. Your name	
Title	Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)
Surname	O'DWYER,
Forenames	THOMAS
2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)	
Title	Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)
Surname	
Forenames	
3. Your date of birth	Day _____ Month _____ Year _____
4. Your place of birth	
5. National Insurance Number	
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)	
Post town	York
Postcode	YO1 1E
7. Other contact details	
Telephone numbers	
Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail address (if available)	stoverasesstaff@gmail.com

8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)	
Post town	Postcode
9. Alternative contact details (if applicable)	
Telephone numbers: Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail address (if available)	
2. The premises	
Please give the address of the premises where you intend to carry on the licensable activities or, if it has no address, give a detailed description (including the Ordnance Survey references) (Please read note 2)	
Stone Rases Bar 4 King street York YO1 9SP	
Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.	
Premises licence number	LYC/023725
Club premises certificate number	
If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)	
Please describe the nature of the premises below. (Please read note 4)	
Public House No Food	

Please describe the nature of the event below. (Please read note 5)

3. The licensable activities		
Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on). (Please read note 6)		
The sale by retail of alcohol	<input checked="" type="checkbox"/>	
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club	<input type="checkbox"/>	
The provision of regulated entertainment (Please read note 7)	<input checked="" type="checkbox"/>	
The provision of late night refreshment	<input checked="" type="checkbox"/>	
Are you giving a late temporary event notice? (Please read note 8)	<input type="checkbox"/>	
Please state the dates on which you intend to use these premises for licensable activities. (Please read note 9)		
WED 9 th Jan, Thu 10 th Jan, Fr. 11 th Jan, Sat 12 th Jan Sun 13 th Jan, Sat 14th Jan Thu 15th Jan		
Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 10)		
All 12-00 - 02-30 except Sun 13 th close 24-00		
Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 11)		
100		
If the licensable activities will include the sale or supply of alcohol, please state whether these will be for consumption on or off the premises, or both (please tick as appropriate). (Please read note 12)	On the premises only	<input checked="" type="checkbox"/>
	Off the premises only	<input type="checkbox"/>
	Both	<input checked="" type="checkbox"/>

Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment (including, but not limited to lap dancing and pole dancing). (Please see note 13)

4. Personal licence holders (Please read note 14)	
Do you currently hold a valid personal licence? (Please tick)	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
If "Yes" please provide the details of your personal licence below.	
Issuing licensing authority	York
Licence number	CYC/012967
Date of issue	26/4/07
Any further relevant details	

5. Previous temporary event notices you have given (Please read note 15 and tick the boxes that apply to you)	
Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?	Yes <input type="checkbox"/> No <input type="checkbox"/>
If answering yes, please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year	
Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/> No <input type="checkbox"/>

6. Associates and business colleagues (Please read note 16 and tick the boxes that apply to you)		
Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year.		
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your business colleague(s) have given for events in the same calendar year.		
Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input type="checkbox"/>

7. Checklist (Please read note 17)	
I have: (Please tick the appropriate boxes, where applicable)	
Sent at least one copy of this notice to the licensing authority for the area in which the premises are situated	<input type="checkbox"/>
Sent a copy of this notice to the chief officer of police for the area in which the premises are situated	<input type="checkbox"/>
Sent a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	<input type="checkbox"/>
If the premises are situated in one or more licensing authority areas, sent at least one copy of this notice to each additional licensing authority	<input type="checkbox"/>
If the premises are situated in one or more police areas, sent a copy of this notice to each additional chief officer of police	<input type="checkbox"/>
If the premises are situated in one or more local authority areas, sent a copy of this notice to each additional local authority exercising environmental health functions	<input type="checkbox"/>
Made or enclosed payment of the fee for the application	<input type="checkbox"/>
Signed the declaration in Section 9 below	<input type="checkbox"/>

8. Condition (Please read note 18)
It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the sale or supply of alcohol that all such supplies are made by or under the authority of the premises user.

9. Declarations (Please read note 19)	
The information contained in this form is correct to the best of my knowledge and belief.	
I understand that it is an offence:	
(i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine of any amount; and	
(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine of any amount, or to imprisonment for a term not exceeding six months, or to both.	
Signature	
Date	20.12.18
Name of Person signing	T O'DWYER

For completion by the licensing authority

10. Acknowledgement (Please read note 20)	
I acknowledge receipt of this temporary event notice.	
Signature	On behalf of the licensing authority
Date	
Name of Officer signing	



CITY OF YORK COUNCIL
Licensing Services, Hazel Court EcoDepot, James Street,
York, YO10 3DS

Temporary Event Notice

Before completing this notice, please read the guidance notes at the end of the notice. If you are completing this notice by hand, please write legibly in block capitals. In all cases, ensure that your answers are inside the boxes and written in black ink or typed. Use additional sheets if necessary. You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgement of the receipt of the notice.

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

1. The personal details of premises user (Please read note 1)	
1. Your name	
Title	Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)
Surname	O'DWYER
Forenames	TYRONE
2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)	
Title	Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)
Surname	
Forenames	
3. Your date of birth	Day Month Year
4. Your place of birth	
5. National Insurance Number	
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)	
Post town	York
Postcode	
7. Other contact details	
Telephone numbers	
Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail address (if available)	stonerosestaff@gmail.com

8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)

Post town	Postcode
-----------	----------

9. Alternative contact details (if applicable)

Telephone numbers: Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail address (if available)	

2. The premises

Please give the address of the premises where you intend to carry on the licensable activities or, if it has no address, give a detailed description (including the Ordnance Survey references) (Please read note 2)

Stone Roses Bar
4 King street
York YO1 9SP

Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.

Premises licence number	CYC/023725
Club premises certificate number	

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)

Please describe the nature of the premises below. (Please read note 4)

Public House No Food

Please describe the nature of the event below. (Please read note 5)

3. The licensable activities		
Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on). (Please read note 6)		
The sale by retail of alcohol		<input checked="" type="checkbox"/>
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club		<input type="checkbox"/>
The provision of regulated entertainment (Please read note 7)		<input checked="" type="checkbox"/>
The provision of late night refreshment		<input checked="" type="checkbox"/>
Are you giving a late temporary event notice? (Please read note 8)		<input type="checkbox"/>
Please state the dates on which you intend to use these premises for licensable activities. (Please read note 9)		
WED 16/1/19, THURS 17/1/19 Fri 18 th Jan, Sat 19 th Jan, Sun 20 th , Thurs 24, Fri 25 th Sat 26th Jan Sun 27th Jan		
Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 10)		
All 12:00 - 02:30 Except Sun 27 th Jan close at 24:00		
Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 11)		100
If the licensable activities will include the sale or supply of alcohol, please state whether these will be for consumption on or off the premises, or both (please tick as appropriate). (Please read note 12)	On the premises only	<input checked="" type="checkbox"/>
	Off the premises only	<input type="checkbox"/>
	Both	<input type="checkbox"/>

Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment (including, but not limited to lap dancing and pole dancing). (Please see note 13)


4. Personal licence holders (Please read note 14)	
Do you currently hold a valid personal licence? (Please tick)	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
If "Yes" please provide the details of your personal licence below.	
Issuing licensing authority	York
Licence number	CYC/012967
Date of issue	26/04/07
Any further relevant details	

5. Previous temporary event notices you have given (Please read note 15 and tick the boxes that apply to you)	
Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
If answering yes, please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year	
Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

6. Associates and business colleagues (Please read note 16 and tick the boxes that apply to you)		
Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year.		
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your business colleague(s) have given for events in the same calendar year.		
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7. Checklist (Please read note 17)	
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Sent a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	<input type="checkbox"/>
If the premises are situated in one or more licensing authority areas, sent at least one copy of this notice to each additional licensing authority	<input type="checkbox"/>
If the premises are situated in one or more police areas, sent a copy of this notice to each additional chief officer of police	<input type="checkbox"/>
If the premises are situated in one or more local authority areas, sent a copy of this notice to each additional local authority exercising environmental health functions	<input type="checkbox"/>
Made or enclosed payment of the fee for the application	<input type="checkbox"/>
Signed the declaration in Section 9 below	<input type="checkbox"/>

<p>8. Condition (Please read note 18)</p> <p>It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the sale or supply of alcohol that all such supplies are made by or under the authority of the premises user.</p>

<p>9. Declarations (Please read note 19)</p> <p>The information contained in this form is correct to the best of my knowledge and belief.</p> <p>I understand that it is an offence:</p> <p>(i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine of any amount; and</p> <p>(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine of any amount, or to imprisonment for a term not exceeding six months, or to both.</p>	
Signature	
Date	20.12.18
Name of Person signing	T O'DWYER

For completion by the licensing authority

<p>10. Acknowledgement (Please read note 20)</p> <p>I acknowledge receipt of this temporary event notice.</p>	
Signature	On behalf of the licensing authority
Date	
Name of Officer signing	

Stone Roses Incident Schedule: January - 2019

	<u>Incident Number</u>	<u>Type of Incident</u>	<u>Time/Date Reported</u>	<u>Summary</u>
1.	12190006615	Crime Theft General	11/01/19 15:27	Report of theft of jacket which contained passport from within premises.
2.	12190010360	Crime Violence	17/01/19 22:54	Lone Door-staff reports assault after detaining male for drugs search. Officers attend and male arrested.
3.	12190014756	PSW Suspicious Circumstances	24/01/19 05:07	Male alleges his drink spiked in Stone Roses. Was advised by officers to seek medical advice. Failed to attend follow up appointment to make complaint.

