

Licensing/Gambling Hearing

Thursday, 22 December 2022

Notice of Decision

6. **The Determination of a Section 18(3) Application by The Alchemist Bar & Restaurant Ltd for a Premises Licence in respect of The Alchemist, Nessgate, York YO1 9NF (CYC-071614)**

Hearing reconvened remotely in private session at 11:45 am on 22 December 2022.

Present: Councillors Norman (Chair), Cuthbertson and Melly

The Sub-Committee resolved to grant the licence for the following activities and timings with modified/additional conditions imposed by the sub-committee (Option 2) as set out below:

Activity	Timings
Recorded music - indoors	09:00 to 00:00 Sunday to Thursday 09:00 to 01:00 Friday & Saturday
Late night refreshment – indoors	23:00 to 00:30 Sunday to Thursday 23:00 to 01:30 Friday & Saturday
Supply of alcohol - on and off the premises	09:00 to 00:00 Sunday to Thursday 09:00 to 01:00 Friday & Saturday
Opening hours	09:00 to 00:30 Sunday to Thursday 09:00 to 01:30 Friday & Saturday
Non-standard timings	From the start time on New Year's Eve to the terminal hour for New Year's Day.

The Operating Schedule conditions numbered A 1 to 26, B 1 to 12, C 1 to 12 and D 1 to 5 contained in pages 11 to 15 of the Agenda Supplement published on 19 December 2022 shall be added to the licence SUBJECT TO the following modifications:

- (a) Condition A1 is deleted.
- (b) Condition A3 is deleted and is replaced with the following condition:

“There shall be no vertical drinking of alcohol on the premises. The supply of alcohol shall be by table service only. Alcohol must not be sold, supplied, or consumed on the premises otherwise than to seated persons who are taking substantial table meals served and consumed at the table and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.

Notwithstanding this condition at any one time up to 8 customers are permitted to be served alcohol for consumption whilst seated at the bar if they are waiting for their table to become available.”
- (c) Condition A4 is deleted and is replaced with the following condition:

“There shall be a minimum of 52 covers in the area marked green on the plan and a minimum of 60 covers provided for customer use throughout the rest of the premises at all times the premises is open and operating for business”
- (d) Condition A5 is deleted and is replaced with the following condition:

“The loose furniture layout as shown on the plan attached to the premises licence shall not be materially departed from without prior approval from the Licensing Authority.”
- (e) Condition A6 is deleted.
- (f) Condition A7 is deleted.
- (g) Condition A23 is deleted and is replaced with the following condition:

“There shall be no promotional sale of alcohol unless it is part of a food promotion.”

(h) Condition D5 is deleted.

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