

## Licensing/Gambling Hearing

**To:** Councillors Baxter, Hook and Nicholls

**Date:** Monday, 20 October 2025

**Time:** 11.00 am

**Venue:** West Offices, York

### AGENDA

#### 1. Chair

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

#### 2. Apologies for Absence

To receive and note apologies for absence.

#### 3. Introductions

#### 4. Declarations of Interest

At this point in the meeting, Members and co-opted members are asked to declare any disclosable pecuniary interest, or other registerable interest, they might have in respect of business on this agenda, if they have not already done so in advance on the Register of Interests. The disclosure must include the nature of the interest.

An interest must also be disclosed in the meeting when it becomes apparent to the member during the meeting.

*[Please see attached sheet for further guidance for Members].*

## **5. Exclusion of Press and Public**

To consider excluding the Press and Public during the sub-committee's deliberations and decision-making at the end of the hearing, on the grounds that the public interest in excluding the public outweighs the public interest in that part of the meeting taking place in public, under Regulation 14 of the Licensing Act 2003 (Hearings) Regulations 2005.

## **6. The Determination of an Application by Dr Graham Dykes for a Temporary Events Notice (TEN) [Section 105] in respect of Little J, Chapel House, North Street, York, YO1 6JD (CYC 079604) (pages 15 – 76)**

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 Democratic Services officer responsible for servicing this meeting:

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

Contact details are set out above.

### Alternative formats

If you require this document in an alternative language or format (e.g. large print, braille, Audio, BSL or Easy Read) you can:



Email us at: [cycaccessteam@york.gov.uk](mailto:cycaccessteam@york.gov.uk)



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**We can also translate into the following languages:**

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 (ہولی) میں بھی میا کی جاسکتی ہیں۔ (Urdu)



**ANNEX 1 – GENERAL LICENSING SUB – COMMITTEE AND  
TAXI LICENSING SUB COMMITTEE  
PROCEDURE FOR LICENSING HEARINGS**

1. The procedure adopted at licensing hearings is at the discretion of the Sub-Committee but will normally follow the pattern outlined below.
2. The Council's licensing hearings procedure is based on regulations made under the Licensing Act 2003. The procedure is intended as a general framework to ensure natural justice and a fair hearing. The Sub-Committee will be guided by legal principles in determining whether evidence is both relevant and fairly admitted. Sub-Committee Members have a duty to view all evidence presented before them impartially. No matter how strong local opinion may be, Sub-Committee Members can only make decisions in the context of the licensing objectives as set out in legislation as follows:
  - The prevention of crime and disorder
  - Public safety
  - The prevention of public nuisance
  - The protection of children from harm
3. The licensing hearing will be in public session and this involves the publication of all paperwork relevant to the hearing on the Council's website. This includes letters of representation either in support or objection. Name and address details of those making representations will be made public. Telephone numbers, email addresses and signatures will be omitted. 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.
4. In view of the requirement to hold hearings within specified timescales (usually 20 working days from the last date for representations), the Council is unable to enter into discussions to identify dates convenient to all parties concerned. In exceptional circumstances, the Council will consider applications to hold hearings at a later date.
5. The Council will provide a record of the hearing in a permanent and intelligible form and keep it for 6 years from the date of determination

or disposal of any Appeal. The live stream of the Hearing will be recorded and the recording placed on the Council's website.

### **Representations at Licensing Hearings**

6. The Applicant is permitted to speak at the hearing. Ward Councillors, responsible Authorities and Representors are only permitted to speak if they have made written submissions during the consultation period. 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.
7. 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 and question each other. Each party will have 15 minutes to address the Sub-Committee and call any witnesses and 5 minutes for questions.
8. However, where there are groups of individuals with a common interest, for example local residents making similar representations either for or against an application, consideration should be given to nominating a spokesperson. Otherwise the Sub-Committee may impose a time limit for such representations where there is pressure on the Sub-Committee to hear numerous applications in a short period of time or for any other valid reason.
9. The Sub-Committee may take into account any documentary evidence or other information in support of the application or representations either before the hearing or, with the consent of all other parties, at the hearing. For remote meetings the procedure set out in paragraphs 14 to 18 below will be followed.
10. If any Representors fail to attend the hearing, the Sub-Committee will normally proceed but will consider their written representation. 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.
11. 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 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 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.

12. A Representor **may not** introduce any new ground or objection not referred to in their written submission. Additional representations which do not amount to an amplification of the original representation will not be considered by the Sub-Committee.
13. Any person behaving in a disruptive manner will be asked to leave the hearing. However, if this occurs, that person will be entitled to submit in writing any information they would have been entitled to give orally.

#### **Procedure prior to the Hearing - remote and hybrid meetings**

14. Where the meeting is held remotely or in hybrid form the Sub-Committee will use a video-conferencing platform when the hearing is in public session. Clear instructions will be provided to participants on how to join the remote hearing. The Sub-Committee may exclude the public from all or part of a hearing if it considers it is in the public interest to do so. Should any part of the hearing need to be held in private session, a separate private online meeting will be convened by the Sub-Committee using a secure video-conferencing platform. This video-conferencing platform will also be used for decision making in private.
15. All paperwork relevant to the hearing will be published online on the Council's website, 5 working days before the remote hearing. The documents will be produced in PDF format and will be paginated to permit ease of reference during the remote hearing. Name and address details of those making representations will be made public. Telephone numbers, email addresses and signatures will be omitted.

16. 5 working days before the remote hearing is due to take place, the Council will contact the parties with a list of issues they would like any party to specifically address them on or clarify at the hearing.
17. If in light of the Council's list of issues any party wishes to produce any further documentary evidence they should submit this to the Council by email three working days before the hearing.
18. Any documentary evidence that is not submitted to the Council by email three working days before the hearing will not be admitted without the agreement of all parties. If it is essential to a party's case that the material be admitted, then the Sub-Committee will consider adjourning the remote hearing to allow all parties a fair opportunity to consider it.
19. Should any party wish to rely on any points of law, specific references in the s.182 Guidance, specific references in the Council's Policy or any other external resources, these should be set down in an electronic document and submitted to the Council by email three working days before the hearing.

### **Procedure prior to the Hearing – Physical Meetings**

20. The Members sitting on the Sub-Committee will have a briefing prior to the hearing, usually in the meeting room where the hearing is to take place. They will only be accompanied by the Democratic Services Officer and the Council's Legal Advisor. During the briefing, attention will only be drawn to the nature of the application and the premises or person to which it relates and any procedural matters.
21. 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 called into the meeting room. Please arrive 15 minutes before the advertised start time.

### **Procedure at the Hearing**

22. The Chair introduces the Sub-Committee Members and Officers and welcomes the Applicant and Representors (or their representatives), and establishes the identity of all who will be taking part.

23. The Chair will outline the procedure to be followed.

24. The Chair will proceed with the order of business on the agenda.

### **Licensing Officer**

25. When the agenda item relating to the application is reached, the Chair will invite the Licensing Officer to present the application.

26. The Chair will invite all parties (who have registered to speak) and/or their representative to ask questions of the Licensing Officer [maximum 5 minutes each party] in the following order:

- Applicant
- Police
- Other Responsible Authority [each in turn]
- Ward Councillors [each in turn]
- Interested Parties [each in turn]
- Sub-Committee Members [each in turn]

### **The Application**

27. The Chair will invite the Applicant and/or their representative to address the Sub-Committee, present information in support of the application and call any witnesses to support their application, one witness at a time [*maximum 15 minutes*].

28. The Chair will invite the Representors (who have registered to speak) and/or their representative to ask questions of the Applicant and/or their representative in the following order [*maximum 5 minutes each party*]

- (i) Police
- (ii) Other Responsible Authorities [each in turn]
- (iii) Ward Councillors [each in turn]
- (iv) Interested Parties [each in turn]
- (v) Sub-Committee Members [each in turn]

29. The Applicant and each of their witnesses may be questioned by:

- Members of the Sub-Committee;
- The Sub-Committee's legal adviser.

### **The Representations**

30. The Chair will invite the Representors (who have registered to speak) and/or their representatives to address the Sub-Committee, present information and call any witnesses in support of their representation *[maximum 15 minutes each party]* in the following order:

- (i) Police
- (ii) Other Responsible Authorities [each in turn]
- (iii) Ward Councillors [each in turn]
- (iv) Interested Parties [each in turn]

31. After each presentation the Chair will invite questions from the Applicant and Representors (who have registered to speak) *[maximum 5 minutes per party]* in the following order:

- Applicant
- Police
- Other Responsible Authority [each in turn]
- Ward Councillors [each in turn]
- Interested Parties [each in turn]
- Sub-Committee Members [each in turn]

32. Where there are groups of individuals with a common interest, for example local residents, presentation through an appointed spokesperson is preferred but not mandated.

### **Cross-examination**

33. Cross-examination of another party is not normally permitted. However, the Sub-Committee will consider any application for permission to cross examine another party should any party wish to make such an application.

## Summaries

34. The Chair will invite the Applicant and Representors (who have registered to speak) or their representative to summarise their case [*maximum 5 minutes each party*] in the following order:

- (i) Police
- (ii) Other Responsible Authorities [each in turn]
- (iii) Ward Councillors [each in turn]
- (iv) Interested Parties [each in turn]
- (v) Applicant

35. The Chair will provide the Sub-Committee members 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 on law and jurisdiction.

36. The Sub-Committee's legal adviser may seek points of clarification from the Applicant, Representors or their representative.

## Determination

37. 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 the Sub-Committee will consider the evidence. Where the meeting is being held remotely or in hybrid form the Sub-Committee will withdraw to consider their decision in a separate private on line meeting.

38. The Legal Adviser and Democratic Services Officer will remain present during the decision making process. 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.

39. Unless expressly stated by the Sub-Committee in the hearing, the Sub-Committee will not invite the parties back into the committee room or return to the public online meeting to announce their decision. The Sub-Committee will provide an outline of their decision in writing to the Applicant and Representors on the day of the hearing concluding,

unless further time is required to deliberate. The decision will then be communicated in full, in writing, including the reasons for the Sub-Committee's decision, to the Applicant and Representors, usually within 5 working days of the hearing concluding. The full decision letter will include information about the rights of appeal against the determination made.

40. In the event that the Sub-Committee do return to the public online meeting to announce their decision, the Sub-Committee will only announce an outline of their decision. There can be no further questions or statements from any party. The decision will then be communicated in full, in writing, including the reasons for the Sub-Committee's decision, to the Applicant and Representors, usually within 5 working days of the hearing concluding. The full decision letter will include information about the rights of appeal against the determination made.

### Declarations of Interest – guidance for Members

- (1) Members must consider their interests, and act according to the following:

Type of Interest	You must
Disclosable Pecuniary Interests	Disclose the interest, not participate in the discussion or vote, and leave the meeting <u>unless</u> you have a dispensation.
Other Registrable Interests (Directly Related) <b>OR</b> Non-Registrable Interests (Directly Related)	Disclose the interest; speak on the item <u>only if</u> the public are also allowed to speak, but otherwise not participate in the discussion or vote, and leave the meeting <u>unless</u> you have a dispensation.
Other Registrable Interests (Affects) <b>OR</b> Non-Registrable Interests (Affects)	Disclose the interest; remain in the meeting, participate and vote <u>unless</u> the matter affects the financial interest or well-being: (a) to a greater extent than it affects the financial interest or well-being of a majority of inhabitants of the affected ward; and (b) a reasonable member of the public knowing all the facts would believe that it would affect your view of the wider public interest. In which case, speak on the item <u>only if</u> the public are also allowed to speak, but otherwise do not participate in the discussion or vote, and leave the meeting <u>unless</u> you have a dispensation.

- (2) Disclosable pecuniary interests relate to the Member concerned or their spouse/partner.
- (3) Members in arrears of Council Tax by more than two months must not vote in decisions on, or which might affect, budget calculations,

and must disclose at the meeting that this restriction applies to them. A failure to comply with these requirements is a criminal offence under section 106 of the Local Government Finance Act 1992.



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**Licensing Act 2003 Sub Committee****20 October 2025**

Report from the Director – Environment &amp; Regulatory Services

**Section 100 Licensing Act 2003, The Licensing Act 2003 (Permitted Temporary Activities) (Notices) Regulations 2005 as amended by The Licensing Act 2003 (Permitted Temporary Activities) (Notices) (Amendment) Regulations 2016 and the Police Reform and Social Responsibility Act 2011:****Submission of a Temporary Event Notice (TEN) for Little J's, Chapel House, North Street, York, YO1 6JD****Summary**

1. This report seeks Members determination of a Temporary Event Notice (TEN) submitted under the Licensing Act 2003 to authorise the sale by retail of alcohol and the provision of regulated entertainment for a two-day event scheduled to take place on 31 October and 1 November 2025.
2. Reference number: CYC- 79604
3. Name of premises user: Graham Dykes
4. Type of authorisation applied for: Temporary Event Notice
5. Summary of application: The nature of the TEN is to allow for the sale by retail of alcohol and the provision of regulated entertainment, for a music, poetry, storytelling, drag, etc at "Moral Panic" York's trans-friendly LGBTQI+ open-mic cabaret with pop-up bar for the LGBTQI+ community. The event is scheduled to take place Little J's, Chapel House, North Street, York on 31 October and 1 November from 16:00 hours 31 October until 02:00 hours on 1 November for an occupancy of 99 people. This premises does not hold a premises licence.

**Background**

6. A TEN authorises the provision of licensable activities on a temporary basis without the need for a premises licence or club premises

certificate. A TEN is submitted by a 'premises user' who is an individual aged over 18 years. A TEN is subject to various restrictions, one of which includes limiting the maximum number of people attending the event at any one time to less than 499.

7. The Police and Environmental Protection Officers can object to a TEN on the grounds that it would undermine any of the four licensing objectives;
  - The prevention of crime and disorder;
  - Public safety;
  - The prevention of public nuisance; and
  - The protection of children from harm.
8. A copy of the TEN is attached at Annex 1.

### **Promotion of Licensing Objectives**

9. There is no requirement for a premises user to indicate how the licensing objectives will be met and there is no provision on the TEN application form to allow for this information to be entered.

### **Special Policy Consideration**

10. This premises is located within the cumulative impact assessment area which was approved by full council on 27 March 2025. Section 9 of the Statement of Licensing Policy which deals with Cumulative Impact can be found at Annex 2.

### **Consultation**

11. Consultation was carried out by the premises user in accordance with S100 Licensing Act 2003 and The Licensing Act 2003 (Permitted Temporary Activities) (Notices) Regulations 2005 as amended by The Licensing Act 2003 (Permitted Temporary Activities) (Notices) (Amendment) Regulations 2012. The premises user complied with all statutory requirements.
12. All procedural aspects concerning the submission of the TENs and the submission of the notices of objection have been complied with.

### **Summary of Objections**

13. The Environmental Protection Team have mediated with the applicant and an agreement has been reached. The agreement can be found at Annex 3.

14. An objection to the TEN has been received from North Yorkshire Police on the grounds the prevention of crime and disorder, prevention of public nuisance, public safety and protection of children from harm licensing objectives will be undermined if the event is to take place. A copy of the objection is attached at Annex 4.

### **Options**

15. By virtue of s106 of the Act, the Committee have the following options available to them in making their decision: -
16. Option 1: Modify the terms of the TEN.
17. Option 2: Issue a counter notice refusing authorisation of the TEN.
18. Option 3: Choose not to issue a counter notice

### **Analysis**

19. The following could be the result of any decision made this Sub Committee:-
20. Option 1: This decision could be appealed at Magistrates Court by the premises user or the objector.
21. Option 2: This decision could be appealed at Magistrates Court by the premises user.
22. Option 3: This decision could be appealed at Magistrates Court by the objector.

### **Council Plan**

23. 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.
24. By taking the statutory requirements of the Licensing Act into consideration, as well as the four licensing objectives when determining licensing applications, the Council are supporting the new and existing licence trade, as well as local residents and businesses. The functions support the Council's Plan commitments to make York a healthier, fairer, more accessible place, where everyone feels valued, creating more regional opportunities to help today's residents and benefit future generations. It supports the particular priority for a fair, thriving, green economy for all.

## Implications

25.

- **Financial** - N/A
- **Human Resources (HR)** – N/A
- **Equalities** – The Council recognises, and needs to take into account its Public Sector Equality Duty under Section 149 of the Equality Act 2010 – to have due regard to the need to eliminate discrimination, harassment, victimisation and any other prohibited conduct; advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it and foster good relations between persons who share a relevant protected characteristic and persons who do not share it in the exercise of a public authority's functions.

An Equalities Impact Assessment can be found at Annex 5.

- **Legal** – This decision could be appealed at Magistrates Court by the applicant or any of the objectors.
  - **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

26. 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.

27. 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**

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

### **Contact Details**

**Author:**

Lesley Cooke  
Licensing Manager

Tel No. 01904 551515

**Chief Officer Responsible for the report:**

Dave Atkinson  
Director Environment & Regulatory Services

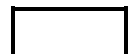
**Report  
Approved**



**Date** 14/10/2025

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

**Wards Affected: Micklegate**



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

### **Background Papers:**

- Annex 1** - Copy of TEN
- Annex 2** - Cumulative Impact Assessment
- Annex 3** - Agreement
- Annex 4** - Copy of objection
- Annex 5** - Equalities Impact Assessment
- Annex 6** - Legislation and Policy Considerations

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Annesc 1



**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.

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

8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)	
Little J, Chapel House, North Street,	
Post town York	Postcode YO1 6JD
9. Alternative contact details (if applicable)	
Telephone numbers: Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail address (if available)	

<b>2. The premises</b>	
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)	
Little j, Chapel House, York, YO1 6JD, as defined by the title number NYK241937	
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	n/a
Club premises certificate number	n/a
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)	
n/a	
Please describe the nature of the premises below. (Please read note 4)	
Purpose-built community centre, formerly a church hall, used now for LGBTQI+ services and LGBTQI+ activities.	

Please describe the nature of the event below. (Please read note 5)
Music, poetry, story-telling, drag etc at "Moral Panic" York's trans-friendly LGBTQI+ open-mic cabaret with pop-up bar for the LGBTQI+ community.

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 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)	
31st October - 1st November 2025	
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)	
16.00 31/10/25 to 02.00 1/11/25	
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)	99
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)

No

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	City of York Council	
Licence number	CYC-079312	
Date of issue	25/2/2025	
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 checked="" 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	4	
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"/>

<b>8. Condition (Please read note 18)</b>
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.

<b>9. Declarations (Please read note 19)</b>	
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	7th October 2025
Name of Person signing	Graham Dykes

For completion by the licensing authority

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

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 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 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 checked="" 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 checked="" type="checkbox"/>
Sent a copy of this notice to the chief officer of police for the area in which the premises are situated	<input checked="" 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 checked="" 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 checked="" type="checkbox"/>
Signed the declaration in Section 9 below	<input checked="" type="checkbox"/>

See details of Licensing Act 2003 statutory fees for temporary events notices:  
[www.york.gov.uk/LicensingAct2003StatutoryFees](http://www.york.gov.uk/LicensingAct2003StatutoryFees).

## Notes for Guidance

### General

In these notes, a person who gives a temporary event notice is called a “premises user”.

The police and local authority exercising environmental health functions may intervene on the grounds of any of the four licensing objectives (the prevention of crime and disorder, public safety, the prevention of public nuisance, and the protection of children from harm) to prevent the occurrence of an event at which permitted temporary activities are to take place or to agree a modification of the arrangements for such an event. However, the licensing authority will intervene of its own volition in the cases described below.

First, it will issue a counter notice if there is an objection to a late temporary event notice (see note 8 below).

Secondly, it may issue a notice in relation to its decision to impose conditions on a temporary event notice (see note 2 below).

Thirdly, it will issue a counter notice if the first, second, third and fifth of the limits set out below would be exceeded. If any of the limits below are breached or if a counter notice has been issued, any licensable activities taking place would be unauthorised and the premises user would be liable to prosecution. The limitations apply to:

- the number of times a person may give a temporary event notice (50 times per year for a personal licence holder and 5 times per year for other people);
- the number of times a person may give a late temporary event notice (10 times per year for a personal licence holder and 2 times per year for other people);
- the number of times a temporary event notice may be given in respect of any particular premises (15 times in a calendar year);
- the length of time a temporary event may last for these purposes (168 hours or 7 days);
- the maximum aggregate duration of the periods covered by temporary event notices at any individual premises (21 days per calendar year); and
- the scale of the event in terms of the maximum number of people attending at any one time (a maximum of 499).

For the purposes of determining the overall limits of 50 temporary event notices per personal licence holder (in a calendar year) and of 5 for a non-personal licence holder (in a calendar year), temporary event notices given by an associate or a person who is in business with a premises user (and that business involves carrying on licensable activities) count towards those totals. The limits applying to late temporary event notices are included within the overall limits applying to the total number of temporary event notices. Note 16 below sets out the definition of an “associate”.

When permitted temporary activities take place, a premises user must ensure that either:

- a copy of the temporary event notice is prominently displayed at the premises; or
- the temporary event notice is kept at the premises either in his own custody or in the custody of a person present and working at the premises and whom he has nominated for that purpose.

Where the temporary event notice is in the custody of a nominated person, a notice specifying that fact and the position held by that person must be displayed prominently at the premises.

Where the temporary event notice or a notice specifying the nominated person is not displayed, a constable or an authorised person (for example, a licensing officer, fire officer or environmental health officer) may require the premises user to produce the temporary event notice for examination. Similarly, where the nominated person has the temporary event notice in his custody, a constable or authorised person may require that person to produce it for examination. Failure to produce the temporary event notice without reasonable excuse would be an offence.

It should also be noted that the following, among other things, are offences under the Licensing Act 2003:

- the sale or supply of alcohol to children under 18 years of age (subject to an unlimited fine on conviction);
- allowing the sale of alcohol to children under 18 ( subject to an unlimited fine on conviction);
- knowingly allowing the consumption of alcohol on the premises by a person aged under 18 (subject to an unlimited fine, on conviction );
- allowing disorderly behaviour on the premises (subject to a fine not exceeding level 3 on the standard scale, on conviction);
- the sale of alcohol to a person who is drunk (subject to a fine not exceeding level 3 on the standard scale, on conviction);
- obtaining alcohol for a person who is drunk (subject to a fine not exceeding level 3 on the standard scale, on conviction);
- knowingly allowing a person aged under 18 to make any sale or supply of alcohol unless the sale or supply has been specifically approved by the premises user or any individual aged 18 or over who has been authorised for this purpose by the premises user (subject to a fine not exceeding level 1 on the standard scale, on conviction); and
- knowingly keeping or allowing to be kept on the premises any smuggled goods which have been imported without payment of duty or which have otherwise been unlawfully imported (subject to a fine not exceeding level 3 on the standard scale, on conviction).

In addition, where the premises are to be used primarily or exclusively for the sale or supply of alcohol for consumption on the premises, it is an offence to allow children under 16 to be present when the premises are open for that purpose unless they are accompanied by an adult. In the case of any premises at which sales or supplies of alcohol are taking place at all, it is an offence for a child under 16 to be present there between the hours of midnight and 5am unless accompanied by an adult. In both instances, the penalty on conviction is a fine not exceeding level 3 on the standard scale, currently £1,000.

#### Note 1

A temporary event notice may only be given by an individual and not, for example, by an organisation or club or business. The individual giving the notice is the proposed "premises user". Within businesses, clubs or organisations, one individual will therefore need to be identified as the proposed premises user.

If you include an e-mail address in section 1(7) or 1(9), the licensing authority may send to this the acknowledgement of receipt of your notice or any notice or counter notice it is required to give under sections 104A, 106A or 107 of the Licensing Act 2003.

Note 2

For the purposes of the Licensing Act 2003, “premises” means any place. Premises will therefore not always be a building with a formal address and postcode. Premises can include, for example, public parks, recreation grounds and private land.

If a premises licence or club premises certificate has effect in relation to the premises (or any part of the premises) which you want to use to carry on licensable activities, it is possible that any conditions which apply to the licence or certificate may be imposed on the temporary event notice if certain pre-conditions are met. These pre-conditions are that the police or the local authority exercising environmental health functions object to the notice and the licensing authority decides:

- not to give a counter notice under section 105 of the Licensing Act 2003;
- the conditions apply to the licence or certificate; and
- the imposition of the conditions on the notice would not be inconsistent with the carrying on of the licensable activities under the notice.

Note 3

A temporary event notice can be given for part of a building, such as a single room or a plot within a larger area of land. You should provide a clear description of the area in which you propose to carry on licensable activities. This is important as any licensable activities conducted outside the area of the premises protected by the authority of this temporary event notice would be unlawful and could lead to prosecution.

In addition, when holding the proposed event, the premises user would need to be able to restrict the number of people on the premises at any one time when licensable activities are taking place to less than 500. If more than 499 are on the premises when licensable activities are being carried on, the licensable activities would be unlawful and the premises user would be liable to prosecution. The maximum figure of 499 includes, for example, staff, organisers, stewards and performers.

Note 4

A description of the nature of the premises assists the chief officer of police and local authority exercising environmental health functions in deciding if any issues relating to the licensing objectives are likely to arise. You should state clearly that the premises to be used are, for example, a public house, a restaurant, an open field, a village hall or a beer tent.

Note 5

A description of the nature of the event similarly assists the chief officer of police and local authority exercising environmental health functions in making a decision as to whether or not to make an objection. You should state clearly that the event taking place at the premises would be, for example, a wedding with a pay bar, the supply of beer at a particular farmers’ market, a discotheque, the performance of a string quartet, a folk group or a rock band.

Note 6

The licensable activities are:

- the sale by retail of alcohol;
- the supply of alcohol by or on behalf of a club to, or to the order of, a member of a club;
- the provision of regulated entertainment; and
- the provision of late night refreshment.

Note 7

Regulated entertainment, subject to specified conditions and exemptions, includes:

- (a) a performance of a play;
- (b) an exhibition of a film;
- (c) an indoor sporting event;
- (d) a boxing or wrestling entertainment;
- (e) a performance of live music;
- (f) any playing of recorded music;
- (g) a performance of dance; and
- (h) entertainment of a similar description to that falling within (c), (f) or (g).

In terms of specific regulated entertainments please note that:

- Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.

- any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
- any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

If you are uncertain whether or not the activities that you propose are licensable, you should contact your licensing authority for further advice.

#### Note 8

Late notices can be given no later than 5 working days but no earlier than 9 working days before the event in relation to which the notice is given. A late notice given later than 5 working days before the event to which it relates will be returned as void and the activities described in it will not be authorised.

The number of late notices that can be given in any one calendar year is limited to 10 for personal licence holders and 2 for non-personal licence holders. These count towards the total number of temporary event notices (i.e. 50 temporary event notices per year for personal licence holders and 5 temporary event notices for non-personal licence holders).

If there is an objection from either the police or local authority exercising environmental health functions, the event will not go ahead and a counter notice will be issued.

#### Note 9

The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days.

#### Note 10

You should state here the times during the event period, for example 48 hours, when you intend to carry on licensable activities. For example, you may not intend to carry on licensable activities throughout the entire 48 hour event period, and may intend to sell alcohol between 8.00 hrs and 23.00 hrs on each of the two days.

Note 11

No more than 499 may be on the premises for a temporary event at any one time when licensable activities are being carried on. If you intend to have more than 499 attending the event, you should obtain a premises licence for the event. Your licensing authority should be able to advise you. The maximum figure of 499 includes not only the audience, spectators or consumers but also, for example, staff, organisers, stewards and performers who will be present on the premises.

Note 12

If you indicate that alcohol will be supplied only for consumption on the premises, you would be required to ensure that no person leaves the premises with alcohol supplied there. If such a supply takes place, the premises user may be liable to prosecution for carrying on an unauthorised licensable activity. Similarly, if the premises user gives notice that only supplies of alcohol for consumption off the premises will take place, he/she must ensure that alcohol supplied is not consumed on the premises. The premises user is free to give notice that he/she intends to carry on both types of supplies. For this purpose, the supply of alcohol includes both of the first two licensable activities listed in note 6 above.

Note 13

Relevant entertainment is defined in the Local Government (Miscellaneous Provisions) Act 1982 ("the 1982 Act") as *any live performance or any live display of nudity which is of such a nature that, ignoring financial gain, it must reasonably be assumed to be provided solely or principally for the purpose of sexually stimulating any member of the audience (whether by verbal or other means)*. Relevant entertainment therefore includes, but is not limited to, lap dancing and pole dancing.

The 1982 Act requires premises which provide relevant entertainment to be licensed under that Act for this purpose. Premises at which there have not been more than eleven occasions on which such entertainment has been provided within a period of 12 months, no such occasion has lasted for more than 24 hours and there has been a period of at least one month between each such occasion are exempt from the requirement to obtain a licence under the 1982 Act. Such premises are likely instead to require an authorisation under the Licensing Act 2003 to be used for such activities as these are a licensable activity (the provision of regulated entertainment — see note 6 above). A temporary event notice may be given for this purpose.

Note 14

The holder of a valid personal licence issued under the Licensing Act 2003 may give up to 50 temporary event notices in any calendar year subject to the other limitations in the 2003 Act. A proposed premises user who holds such a licence should give the details requested.

Note 15

As stated under Note 14, a personal licence holder (issued under the Licensing Act 2003) may give up to 50 temporary event notices (including 10 late notices) in any calendar year. An individual who does not hold a personal licence may only give 5 temporary event notices (including 2 late notices) in England and Wales in any calendar year. A calendar year is the period between 1st January to 31st December inclusive in any year.

If an event straddles two calendar years, it will count against the limits on temporary event notices (15 for each premises, 21 days for each premises, 50 per personal licence holder and 5 for non-holders) for each year. However, only one notice needs to be given.

For the purposes of determining the overall limits of 50 temporary event notices per personal licence holder (in a calendar year) and of 5 for a non-personal licence holder (in a calendar year), temporary event notices given by an associate or a person who is in business with a premises user (and that business involves carrying on licensable activities) count towards those totals. Note 16 below sets out the definition of an "associate".

If a temporary event notice has been given for the same premises, by the same premises user, and would have effect within 24 hours before the start of the event period under the current proposal or within 24 hours after the end of that period, the temporary event notice given would be void and any licensable activities carried on under it would therefore be unlicensed.

For the purposes of determining whether or not the required gap of 24 hours is upheld, temporary event notices given by an associate or a person who is in business with a premises user (and that business involves carrying on licensable activities) count as if they had been given by the premises user. Note 16 below sets out the definition of an “associate”.

Note 16

An “associate” of the proposed premises user is:

- a. the spouse or civil partner of that person;
- b. a child, parent, grandchild, grandparent, brother or sister of that person;
- c. an agent or employee of that person; or
- d. the spouse or civil partner of a person within (b) or (c).

For these purposes, a person living with another as that person’s husband or wife is to be treated as that person’s spouse.

Note 17

It is a requirement that you send at least one copy of this notice to the licensing authority at least ten working days (or five working days for a late notice) before the commencement of the proposed licensable activities. The authority will give you written acknowledgement of the receipt of the notice. This will be important proof that you gave the notice and when you gave it for the purposes of the Act. Some premises may be situated in two licensing authority areas, for example, where a building or field straddles the local authority boundary. Where this is the case, at least one copy of the notice must be sent to each of the licensing authorities identified, together with the appropriate fee in each case. In such circumstances, you will receive acknowledgements from all the relevant licensing authorities.

One copy must be sent to each of the chief officer of police and the local authority exercising environmental health functions for the area in which the premises is situated at least ten working days for a standard notice (or five working days for a late notice) before the commencement of the proposed licensable activities. Where the premises are situated in two police areas or environmental health areas, a further copy will need to be sent to the further police force and local authority exercising environmental health functions.

Note 18

Under the Licensing Act 2003, all temporary event notices are given subject to a mandatory condition requiring that where the licensable activities involve the supply of alcohol, all such supplies must be made by or under the authority of the named premises user. If there is a breach of this condition, the premises user and the individual making the supply in question would be liable to prosecution. For this purpose, the supply of alcohol includes both of the first two licensable activities listed in note 6 above.

Note 19

It is an offence knowingly or recklessly to make a false statement in, or in connection with, a temporary event notice. (A person is to be treated as making a false statement if he produces, furnishes, signs or otherwise makes use of a document that contains a false statement.) To do so could result in prosecution and an unlimited fine.

Note 20

You should not complete section 10 of the notice, which is for use by the licensing authority. It may complete this section as one means of giving you written acknowledgement of its receipt of the notice.



## 9. Cumulative Impact

- 9.1 Cumulative impact has been included within the Section 182 guidance issued by the Home Office since the commencement of the Act. Cumulative impact assessments were introduced at Section 5A of the Act by the Police and Crime Act 2017. Cumulative impact is the potential impact on the promotion of the licensing objectives of a significant number of licensed premises concentrated in one area.
- 9.2 Section 5A of the Act provides provision for licensing authorities to publish a document, cumulative impact assessment, stating that the licensing authority considers that a number of relevant authorisations in respect of premises in one or more parts of its area, described in the assessment, is such that it is likely that it would be inconsistent with the authority's duty under the Act to grant any further relevant authorisations in respect of premises in that part or those parts. Relevant authorisations means:
- premises licence
  - club premises certificate
- 9.3 Prior to the introduction of Section 5A of the Act, the Council included a Cumulative Impact Policy within its Statement of Licensing Policy since 2005, in relation to an area within York city centre. The Council published its first Cumulative Impact Assessment (assessment) in March 2019, following a review the second assessment was published in March 2022.

### Cumulative Impact Assessment

- 9.4 As required by the Act the Council has reviewed the cumulative impact area following the receipt of evidence provided by the Police and the Councils Public Protection Service (noise). The Council has published its third assessment in relation to an area that has been identified in York city centre. A map showing the area can be found in the assessment.
- 9.5 As required by the Act the Council has formally consulted on the assessment.
- 9.6 The Council will review the assessment at least every three years as required by the Act. The assessment is available on the Council's website.

- 9.7 By publishing the assessment the Council is setting down a strong statement of intent about its approach to considering applications for grant and variation of premises licences or club premises certificates in the area described. The Council must have regard to the assessment when determining or revising this Statement of Licensing Policy.

### **Cumulative Impact Area**

- 9.8 The published assessment relates to an area within York city centre. This area has been identified because evidence shows that the cumulative impact of the number and concentration of licensed premises in this area continue to adversely affect residents, visitors and other businesses and therefore adversely affecting the promotion of the licensing objectives:

- prevention of crime and disorder
- prevention of public nuisance

- 9.9 The Police and Public Protection have provided information that the nature of this area is such that the problems and cumulative impact directly relates to the style of businesses operating in the area and their clientele, due to the concentration of:

- pubs, bars, nightclubs, restaurants, cafes, hotels (with bars open to the general public), late night refreshment premises (takeaways) and off-licensed premises (including supermarkets and convenience stores);
- especially in the night-time economy; and
- especially at weekends (day and night-time economy).

### **Applications within the Cumulative Impact Area**

- 9.10 Applications for new premises licences or variations for premises situated within the cumulative impact area, that are likely to add to the cumulative impact already experienced, will normally be refused if relevant representations are received. The applicant will be expected to demonstrate through the operating schedule, the steps that they intend to take to promote the licensing objectives, so that the Council and responsible authorities can be satisfied that granting a new or varied licence will not add to the cumulative impact already being experienced.

- 9.11 The onus is on the applicant to demonstrate to the responsible authorities the suitability of how their proposal will not add to the cumulative impact. To assist this process the Council recommends early consultation with responsible authorities; this can be done directly with those authorities or through the Council's Licensing Section. Applicants should also have regard to the guidance issued by the Home Office under Section 182 of the Act.
- 9.12 The assessment does not relieve the responsible authorities or any other person the need to make relevant representations where they consider the licensing objectives would be undermined by if the application was granted. Anyone making a representation may base their evidence on the published assessment, or the fact that an assessment has been published for the area. As with all licensing applications under the Act, if no relevant representations are received an application within the cumulative impact area will be granted in terms consistent with the operating schedule.
- 9.13 The assessment does not change the fundamental way that a licensing decision is made, each application will be considered on its own merits. It is open for the Council to grant an application where it is considered appropriate and where the applicant can demonstrate in the operating schedule that they would not be adding to the cumulative impact. Where relevant representations are received and the Council determines to grant an application, reasons for granting the application will be given to the applicant, the Chief Officer of Police and all parties who made a relevant representation, with the reasons for departing from the Policy. If the Council decides that an application should be refused, reasons for the refusing the application will be given to the applicant and all parties who made a relevant representation.
- 9.14 Application for the grant or variation of a premises licence in the cumulative impact area may be considered more favourably if the applicant can demonstrate through the operating schedule that if:
- the application relates to the 'on-sale' of alcohol, that the premises is going to be predominantly food led with:
    - alcohol being sold/supplied ancillary to a meal, with substantial\* food being served throughout the duration of the operating hours;
    - no vertical drinking, all customers seated at tables;
    - set number of table covers;
    - table service only, no customers at the bar;
    - no drinks promotion, unless they are in line with a food promotion.
- \*something more substantial than a bag of crisps or a bowl of olives or nuts.

- the application relates to the 'off-sale' of alcohol, that the premises does not:
  - do drinks promotions;
  - offer single cans of –
    - beer
    - lager
    - cider
    - spirits with a mixer
    - wine
  - offer small bottles of wine (200ml or less);
  - offer small bottles of spirit (50ml or less);
  - high strength (above 5% ABV) beer/lager/cider;
  - promote alcohol outside or inside the premises;
  - display alcohol near entrance doors.

**Cooke, Lesley**

Amex 3

**From:** Golightly, Michael  
**Sent:** 10 October 2025 14:09  
**To:** licensing@york.gov.uk  
**Subject:** FW: Temporary event notice for the Moral Panic event on 31 October 2025 at Little J, Chapel House, North Street, York, YO1 6JD

Hi All

Environmental Protection objected to the temporary event notice for the Moral Panic event on 31 October 2025 at Little J, Chapel House, North Street, York, YO1 6JD on the grounds of the prevention of public nuisance and the protection of children from harm. I have, however, mediated with the applicant and so long as the following agreements are attached our representation is withdrawn:

1. All regulated entertainment shall stop at no later than 23:00 hours on Friday 31 October 2025 and there shall be no regulated entertainment on 1 November 2025.
2. A Challenge 25 Age Verification Policy shall be implemented at the premises. The only acceptable proof of age identification shall be a current Passport, photo card Driving Licence, Military ID card, or identification carrying the PASS logo (until other effective identification technology e.g thumb print or pupil recognition, is adopted by the Premises Licence Holder).

Regards

Michael Golightly  
**Technical Officer**

**From:** Dr Graham Dyker  
**Sent:** 09 October 2025 14:10  
**To:** Golightly, Michael <[michael.golightly@york.gov.uk](mailto:michael.golightly@york.gov.uk)>  
**Subject:** Re: Temporary event notice for the Moral Panic event on 31 October 2025 at Little J, Chapel House, North Street, York, YO1 6JD

This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Dear Michael,

Thank you for your email.

I'm happy to agree to all proposed conditions by responsible authorities for this TEN.

Therefore, I agree to Public Protection conditions (1) and (2):

1. All regulated entertainment shall stop at no later than 23:00 hours on Friday 31 October 2025 and there shall be no regulated entertainment on 1 November 2025.
2. A Challenge 25 Age Verification Policy shall be implemented at the premises. The only acceptable proof of age identification shall be a current Passport, photo card Driving Licence, Military ID card, or identification carrying the PASS logo (until other effective identification technology e.g thumb print or pupil recognition, is adopted by the Premises Licence Holder).

Kind regards,  
Graham

Sent from my iPhone

On 8 Oct 2025, at 10:26, Golightly, Michael <[michael.golightly@york.gov.uk](mailto:michael.golightly@york.gov.uk)> wrote:

Hi Graham

As per our previous agreements. I would like to agree the following for the moral panic event on 31 October 2025 at Little J, Chapel House, North Street, York, YO1 6JD:

1. All regulated entertainment shall stop at no later than 23:00 hours on Friday 31 October 2025 and there shall be no regulated entertainment on 1 November 2025.
2. A Challenge 25 Age Verification Policy shall be implemented at the premises. The only acceptable proof of age identification shall be a current Passport, photo card Driving Licence, Military ID card, or identification carrying the PASS logo (until other effective identification technology e.g thumb print or pupil recognition, is adopted by the Premises Licence Holder).

Please reply to let me know whether you agree to these being attached by no later than Friday 10 October 2025 or I may be obliged to make representation on the grounds of the prevention of public nuisance and the protection of children from harm.

Regards

Michael Golightly  
**Technical Officer**

**Email:** [public.protection@york.gov.uk](mailto:public.protection@york.gov.uk) / **Telephone:** [01904 551525](tel:01904551525) / **Website:** [www.york.gov.uk/RegulatoryAdvice](http://www.york.gov.uk/RegulatoryAdvice)

**City of York Council weekly business newsletter contains the latest advice, events, and training. Sign up here:** [www.york.gov.uk/form/EmailUpdates](http://www.york.gov.uk/form/EmailUpdates)

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Amex 4



Our Ref: 25/02461/133 Little J – Chapel House YO1 6JD

Email: NYPLicensing@northyorkshire.police.uk

Address: Licensing Services  
Hazel Court  
EcoDepot  
York  
YO10 3DS

Date: 9 October 2025

**Notice of Objection**

**Temporary Event Notice for  
Little J Chapel House North Street  
York**

Dear Licensing Authority,

I acknowledge receipt of the Temporary Event Notice (TEN) submitted by Dr Graham Dykes for Little J Chapel House North Street York YO1 6JD, received by North Yorkshire Police on 7 October 2025 which relates to licensable activities at Little J Chapel House York between the following times: -

- 1600hrs 31/10/25 to 0200hrs 1/11/25

The purpose of this letter is to serve notice on you under Section 104(2) Licensing Act 2003 of my objection to Dr Dykes Temporary Event Notice.

I believe that granting the TEN would undermine the following licensing objectives: -

- The Prevention of Crime and Disorder
- The Prevention of Public Nuisance
- Public Safety
- Protection of Children from Harm

The reasons for my objection are outlined below: -

Little J is located in York's cumulative impact area, identified as such due to the concentration of licensed premises and the alcohol fuelled crime and disorder and anti-social behaviour already experienced in the vicinity. The current policy came into effect on 27<sup>th</sup> March 2025. It is imperative that venues who wish to operate licensable activities within this area under an authorisation have

due regard to the promotion of all four licensing objectives and ensure risk mitigation measures are implemented.

Little J does not currently have a premise licence issued under the Licensing Act 2003. An application has been submitted for a premise licence and the matter is to be determined by way of a hearing before the licensing sub-committee scheduled for 13 November 2025.

As such the venue is not the subject of any current premise licence which would include mandatory and potentially additional bespoke conditions and is therefore able to operate without a legal requirement to adhere to conditions. North Yorkshire Police would not support any premises operating in the cumulative impact area with no conditions whatsoever.

Upon receipt of this temporary event notice PC Hollis emailed Dr Dykes, the applicant, asking what "provisions" the venue would have in place for the event. Mr Dykes replied making reference to SIA door staff and challenge 25. (Appendix 1 – refers).

The statutory 182 guidance para 7.28 states; -

***"If the licensing authority receives an objection notice from the police or EHA that is not withdrawn, it must (in the case of a standard TEN only) hold a hearing to consider the objection unless all parties agree that this is unnecessary. The licensing committee may decide to allow the licensable activities to go ahead as stated in the notice. If the notice is in connection with licensable activities at licensed premises, the licensing authority may also impose one or more of the existing licence or certificate conditions on the TEN (insofar as such conditions are not inconsistent with the event) if it considers that this is appropriate for the promotion of the licensing objectives. If the authority decides to impose conditions, it must give notice to the premises user which includes a statement of conditions (a "notice (statement of conditions)") and provide a copy to each relevant party. Alternatively, it can decide that the event would undermine the licensing objectives and should not take place. In this case, the licensing authority must give a counter notice."***

The police have no legal remit to agree conditions regarding a temporary event notice. It is a matter for the licensing committee, to determine if a temporary event notice does not undermine the licensing objectives and whether to issue a counter notice in respect of the application.

Regarding the reply from Dr Dykes although he has stated his provisions would include SIA doorstaff and a challenge 25 there is nothing legally binding requiring him to comply with this.

Whilst he has mentioned provision of SIA door staff/challenge 25 there is no reference to any other provisions such as: -

- Risk assessment for the venue (what are capacity numbers/is the event ticketed?)
- Staff training (what training will staff undertake regarding challenge 25, licensing objectives, offences of selling to someone who is drunk)
- Incident/refusals book
- Dispersal policy
- Smoking policy (will persons be able to bring glasses outside onto the public highway whilst smoking).

The absence of robust measures is of concern to the police. North Yorkshire Police strongly believe that if licensable activities were to be permitted under a temporary event notice for an event with licensable activities from 1600hrs-0200hrs on a Friday evening without control measures in place in the cumulative impact area with a terminal hour of 0200hrs, the licensing objectives of The Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance and Protection of Children From Harm would be undermined. Consequently, North Yorkshire Police do not support this Temporary Event Notice.

The following documents are attached to this letter: -

Appendix 1 – Email correspondence with applicant

Yours Sincerely,

Jackie

PS133 Booth  
Licensing Manager  
Local Policing Support  
Tel 101 Ext 30133  
Mobile: 07710977979  
Email: - [Jacqueline.booth@northyorkshire.police.uk](mailto:Jacqueline.booth@northyorkshire.police.uk)



**Appendix 1**

**From:**

**Sent:** 08 October 2025 16:12

**To:** Hollis, Kimberley <[Kimberley.Hollis@northyorkshire.police.uk](mailto:Kimberley.Hollis@northyorkshire.police.uk)>

**Subject:** Re: Temporary event notice - Little J's Friday 31st October

Dear Kim,

Thank you for your email.

Please may we politely refer you to all the recent correspondence with NYP setting out promotion of the licensing objectives at Little j, particularly contained in the email to Jackie Booth of 20/8/25 22:20 and in negotiating Conditions.

In accordance with our risk assessment, we will be employing 2 SIA door staff for this event, and of course operating the agreed Challenge 25.

Please let me know if there's anything specific you'd like to know.

Kind regards,  
Graham

On 8 Oct 2025, at 14:12, Hollis, Kimberley  
<[Kimberley.Hollis@northyorkshire.police.uk](mailto:Kimberley.Hollis@northyorkshire.police.uk)> wrote:

Good Afternoon Graham,

I'm contacting you regarding the TEN which has been submitted by yourself for an event at Little J's on 31<sup>st</sup> October -1<sup>st</sup> November, 16:00hrs-02:00hrs.

As you will be aware North Yorkshire Police review each temporary event notice and have three working days to respond if required.

With the licence application process still being underway for the venue and, as such, there are no conditions attached to the premises regarding licensable activities, please can you provide any further information regarding any provisions you will have in place to ensure promotion of the licensing objectives in order for us to review the notice submitted. I would like to note that this evening is a Friday evening and is also Halloween and that does mean it's likely to be a busier evening in the city in terms of the night time economy and potential risk.

I look forward to hearing from you.

Kind Regards,  
Kim

**PC 1671 Kim HOLLIS**  
**Alcohol Licensing Officer (York)**  
**North Yorkshire Police**  
**Mobile 07802 385220**  
**Tel: 101**

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Thank you for your co-operation.

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**City of York Council  
Equalities Impact Assessment**

**Who is submitting the proposal?**

<b>Directorate:</b>	Environment and Regulatory Services		
<b>Service Area:</b>	Public Protection (Licensing)		
<b>Name of the proposal:</b>	Determination of a Temporary Event Notice for Little J's, Chapel House, North Street, York, YO1 6JD		
<b>Lead officer:</b>	Lesley Cooke		
<b>Date assessment completed:</b>	15 October 2025		
<b>Names of those who contributed to the assessment:</b>			
<b>Name</b>	<b>Job title</b>	<b>Organisation</b>	<b>Area of expertise</b>

**Step 1 – Aims and intended outcomes**

<p><b>1.1</b></p>	<p><b>What is the purpose of the proposal?</b> Please explain your proposal in Plain English avoiding acronyms and jargon.</p>
	<p>To determine a Temporary Event Notice (TEN) for Little J’s, Chapel House, North Street, York, in accordance with Section 100 of the Licensing Act 2003 and The Licensing Act 2003 (Permitted Temporary Activities) (Notices) Regulations 2005 as amended by The Licensing Act 2003 (Permitted Temporary Activities) (Notices) (Amendment) Regulations 2016 and the Police Reform and Social Responsibility Act 2011. Within the notice the description of the premises is – purpose-built community event venue, formerly a church hall, used for LGBTQI+ services and LGBTQI+ activities.</p> <p>The nature of the event – music, poetry, story-telling, drag etc at “Moral Panic” York’s trans-friendly LGBTQI+ open-mic cabaret with pop-up bar for the LGBTQI+ community.</p> <p>The licensable activities – sale by retail of alcohol and provision of regulated entertainment.</p> <p>Dates and times – 16:00 hrs on 31 October – 02:00 hrs on 1 November 2025.</p> <p>Maximum permitted numbers of people at any one time – 99</p> <p>As an objection has been received this application is to be determined by a Sub-Committee of the Licensing and Regulatory Committee.</p> <p>The TEN and objection have been received and processed in line with the requirements of the Licensing Act 2003.</p>

<b>1.2</b>	<b>Are there any external considerations?</b> (Legislation/government directive/codes of practice etc.)
	<p>When determining an application, the licensing authority must have regard to the:</p> <ul style="list-style-type: none"> <li>• Licensing Act 2003 - <a href="#">Section 182 Guidance</a> for Local Authorities (last updated February 2025)</li> <li>• the licensing objectives as set out in <a href="#">Section 4 of the Act</a>. The licensing objectives are: <ul style="list-style-type: none"> <li>○ the prevention of crime and disorder;</li> <li>○ public safety;</li> <li>○ the prevention of public nuisance; and</li> <li>○ the protection of children from harm</li> </ul> </li> <li>• City of York Council <a href="#">Statement of Licensing Policy</a> and <a href="#">Cumulative Impact Assessment</a> published in March 2025.</li> <li>• Objection received from responsible authorities, in writing and any verbal submissions given at the Sub-Committee hearing.</li> </ul>

<b>1.3</b>	<b>Who are the stakeholders and what are their interests?</b>
	In relation to this TEN, the stakeholders are the applicant and responsible authorities who have objected.

<b>1.4</b>	<b>What results/outcomes do we want to achieve and for whom?</b> This section should explain what outcomes you want to achieve for service users, staff and/or the wider community. Demonstrate how the proposal links to the Council Plan (2019- 2023) and other corporate strategies and plans.
	The determination of TEN, in accordance with the requirements of the Licensing Act 2003, determining each TEN on its own merits, having regards to the promotion of the licensing objectives and taking into account the licensing policy, cumulative impact assessment (if premises fall within the CIA defined area) and guidance issued under Section 182, supports the council’s plan ‘One City For All’.

## Step 2 – Gathering the information and feedback

2.1	<b>What sources of data, evidence and consultation feedback do we have to help us understand the impact of the proposal on equality rights and human rights?</b> Please consider a range of sources, including consultation exercises, surveys, feedback from staff, stakeholders, participants, research reports, the views of equality groups, as well your own experience of working in this area etc.	
<b>Source of data/supporting evidence</b>		<b>Reason for using</b>
Licensing Act 2003 and Section 182 Guidance		Licensing authorities must take the Act and Guidance into consideration when determining a TEN. The Act states that any decisions taken by the licensing authority should aim to promote the licensing objectives: <ul style="list-style-type: none"> <li>• Prevention of crime and disorder</li> <li>• Public safety</li> <li>• Prevention of public nuisance</li> <li>• Protection of children from harm</li> </ul>
City of York Council Statement of Licensing Policy (Policy)		When determining a TEN licensing authorities should have regard to the Policy. As stated above the Act states that any decision taken by the licensing authority should aim to promote the licensing objectives.
City of York Council Cumulative Impact Assessment (CIA)		When determining a TEN relating to premises located within the area identified within the CIA, the licensing authority should have regard to the CIA. As stated above the Act states that any decision taken by the licensing authority should aim to promote the licensing objectives.
The TEN		When determining a TEN the licensing authority should have regards to the details submitted by the applicant within the notice (responsible authorities should also have regards to this prior to submitting an objection. As stated above the Act states that any decision taken by the licensing authority should aim to promote the licensing objectives.

Objections received from responsible authorities, and any verbal submissions given at a Sub-Committee hearing

When determining a TEN licensing authorities should have regards to objection received from responsible authorities. As stated above the Act states that any decision taken by the licensing authority should aim to promote the licensing objectives.

### Step 3 – Gaps in data and knowledge

3.1	<b>What are the main gaps in information and understanding of the impact of your proposal? Please indicate how any gaps will be dealt with.</b>	
<b>Gaps in data or knowledge</b>		<b>Action to deal with this</b>
None – the statutory requirements with regards to the TEN were undertaken by the applicant and the licensing authority.		

### Step 4 – Analysing the impacts or effects.

4.1	<b>Please consider what the evidence tells you about the likely impact (positive or negative) on people sharing a protected characteristic, i.e. how significant could the impacts be if we did not make any adjustments?</b> Remember the duty is also positive – so please identify where the proposal offers opportunities to promote equality and/or foster good relations.		
<b>Equality Groups and Human Rights.</b>	<b>Key Findings/Impacts</b>	<b>Positive (+) Negative (-) Neutral (0)</b>	<b>High (H) Medium (M) Low (L)</b>
<b>Age</b>	The Policy states ‘in determining a licence application the overriding principle will be that each application must be considered on its own merits, having regard to the promotion of the licensing objectives and taking into account the licensing policy and guidance issued under Section 182. Where it is necessary to depart from the guidance or this	Positive	Low

	<p>policy the council will give clear and cogent reasons for doing so.'</p> <p>The CIA also states, 'The Assessment does not change the fundamental way that a licensing decision is made, each application will be considered on its own merits.'</p> <p>With regards to Age the Policy recommends that the age verifications policy, operated by premises licensed to sell alcohol, is 'Challenge 25'.</p> <p>The Policy also advises that the council will carefully consider the effects of alcohol sale and alcohol marketing on children, young people and family life. As well as carefully considering the need for alcohol been sold/supplied at premises that are predominately used for activities targeted at children.</p> <p>In the CIA, the onus is on new applicants to demonstrate how they will not add to the existing impact that licensed premises in that area are having on the community, including the supply of alcohol to under 18's.</p> <p>Through the Policy we encourage a diverse city, with offerings for all age groups.</p> <p>Even though under 18's are not allowed to purchase and consume alcohol, one of the licensing objectives is to 'protect children from harm', the policy encourages family friendly</p>		
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	<p>premises where younger children can be free to go with the family.</p> <p>The Policy encourages a variety and mix of high quality licensed premises that will appeal to a broad spectrum of people, including a well-used city centre, day and night, that is safe and accessible to all.</p>		
<b>Disability</b>	<p>The Policy states ‘in determining a licence application the overriding principle will be that each application must be considered on its own merits, having regard to the promotion of the licensing objectives and taking into account the licensing policy and guidance issued under Section 182. Where it is necessary to depart from the guidance or this policy the council will give clear and cogent reasons for doing so.’</p> <p>The CIA also states, ‘The Assessment does not change the fundamental way that a licensing decision is made, each application will be considered on its own merits.’</p> <p>Through the Policy we encourage a diverse city with offerings for everyone.</p> <p>The Policy encourages a variety and mix of high quality licensed premises that will appeal to a broad spectrum of people, including a well-used city centre, day and night, that is safe and accessible to all.</p>	Positive	Low

	<p>Through the Policy we encourage consideration for disabled people or people with other additional needs.</p> <p>The Purple Pound provides information on the value of being inclusive and explains the loss of income to businesses when disabled people walk away due to lack of accessibility.</p> <p>Paragraph 4.17 of the Policy references hate crimes, levels of which York is below the national average. York Hate Crime Partnership is working to deter this behaviour and encourage reporting.</p> <p>CYC Licensing and Community Safety, with partners launch the 'Choose Respect Not Regret' campaign in 2024. The policy encourages that applicants and licence holders engage with local schemes such as this campaign.</p>		
<b>Gender</b>	<p>The Policy states 'in determining a licence application the overriding principle will be that each application must be considered on its own merits, having regard to the promotion of the licensing objectives and taking into account the licensing policy and guidance issued under Section 182. Where it is necessary to depart from the guidance or this policy the council will give clear and cogent reasons for doing so.'</p> <p>The CIA also states, 'The Assessment does not change the fundamental way that a licensing decision is made, each application will be considered on its own merits.'</p>	Positive	Low

	<p>Through the Policy we encourage a diverse city with offerings for everyone.</p> <p>The Policy encourages a variety and mix of high quality licensed premises that will appeal to a broad spectrum of people, including a well-used city centre, day and night, that is safe and accessible to all.</p> <p>Paragraph 4.17 of the policy references hate crimes, levels of which York is below the national average. York Hate Crime Partnership is working to deter this behaviour and encourage reporting.</p> <p>CYC Licensing and Community Safety, with partners launch the 'Choose Respect Not Regret' campaign in 2024. The policy encourages that applicants and licence holders engage with local schemes such as this campaign.</p>		
<p><b>Gender Reassignment</b></p>	<p>The Policy states 'in determining a licence application the overriding principle will be that each application must be considered on its own merits, having regard to the promotion of the licensing objectives and taking into account the licensing policy and guidance issued under Section 182. Where it is necessary to depart from the guidance or this policy the council will give clear and cogent reasons for doing so.'</p> <p>The CIA also states, 'The Assessment does not change the fundamental way that a licensing decision is made, each application will be considered on its own merits.'</p>	<p>Positive</p>	<p>Low</p>

	<p>Through the Policy we encourage a diverse city with offerings for everyone.</p> <p>The Policy encourages a variety and mix of high quality licensed premises that will appeal to a broad spectrum of people, including a well-used city centre, day and night, that is safe and accessible to all.</p> <p>Paragraph 4.17 of the policy references hate crimes, levels of which York is below the national average. York Hate Crime Partnership is working to deter this behaviour and encourage reporting.</p> <p>CYC Licensing and Community Safety, with partners launch the 'Choose Respect Not Regret' campaign in 2024. The Policy encourages that applicants and licence holders engage with local schemes such as this campaign, and national schemes such as 'Ask for Angela' and violent against women and girls. The Police advocate The WAVE (Welfare and Vulnerability Engagement) training, which they provide for free.</p> <p>There is a lack of dedicated LGBTQI+ spaces within the authority area.</p>		
<b>Marriage and civil partnership</b>	The Policy states 'in determining a licence application the overriding principle will be that each application must be considered on its own merits, having regard to the promotion of the licensing objectives and taking into account the	Positive	Low

	<p>licensing policy and guidance issued under Section 182. Where it is necessary to depart from the guidance or this policy the council will give clear and cogent reasons for doing so.'</p> <p>The CIA also states, 'The Assessment does not change the fundamental way that a licensing decision is made, each application will be considered on its own merits.'</p> <p>Through the Policy we encourage a diverse city with offerings for everyone.</p> <p>The Policy encourages a variety and mix of high quality licensed premises that will appeal to a broad spectrum of people, including a well-used city centre, day and night, that is safe and accessible to all.</p>		
<p><b>Pregnancy and maternity</b></p>	<p>The Policy states 'in determining a licence application the overriding principle will be that each application must be considered on its own merits, having regard to the promotion of the licensing objectives and taking into account the licensing policy and guidance issued under Section 182. Where it is necessary to depart from the guidance or this policy the council will give clear and cogent reasons for doing so.'</p> <p>The CIA also states, 'The Assessment does not change the fundamental way that a licensing decision is made, each application will be considered on its own merits.'</p>	<p>Positive</p>	<p>Low</p>

	<p>Through the Policy we encourage a diverse city with offerings for everyone.</p> <p>The Policy encourages a variety and mix of high quality licensed premises that will appeal to a broad spectrum of people, including a well-used city centre, day and night, that is safe and accessible to all.</p> <p>CYC Licensing and Community Safety, with partners launch the 'Choose Respect Not Regret' campaign in 2024. The Policy encourages that applicants and licence holders engage with local schemes such as this campaign, and national schemes such as 'Ask for Angela' and violent against women and girls. The Police advocate The WAVE (Welfare and Vulnerability Engagement) training, which they provide for free.</p>		
<b>Race</b>	<p>The Policy states 'in determining a licence application the overriding principle will be that each application must be considered on its own merits, having regard to the promotion of the licensing objectives and taking into account the licensing policy and guidance issued under Section 182. Where it is necessary to depart from the guidance or this policy the council will give clear and cogent reasons for doing so.'</p> <p>The CIA also states, 'The Assessment does not change the fundamental way that a licensing decision is made, each application will be considered on its own merits.'</p>	Positive	Low

	<p>Through the Policy we encourage a diverse city with offerings for everyone.</p> <p>The policy encourages a variety and mix of high quality licensed premises that will appeal to a broad spectrum of people, including a well-used city centre, day and night, that is safe and accessible to all.</p> <p>Paragraph 4.17 of the policy references hate crimes, levels of which York is below the national average. The Council and Police are aware of a pattern of racial hate crime linked to the night-time economy, some incidents are directed to those who work in support, e.g. door staff, bar staff and taxi drivers. York Hate Crime Partnership is working to deter this behaviour and encourage reporting.</p> <p>CYC Licensing and Community Safety, with partners launch the 'Choose Respect Not Regret' campaign in 2024. The policy encourages that applicants and licence holders engage with local schemes such as this campaign, and national schemes such as 'Ask for Angela' and violent against women and girls. The Police advocate The WAVE (Welfare and Vulnerability Engagement) training, which they provide for free.</p>		
<b>Religion and belief</b>	The Policy states 'in determining a licence application the overriding principle will be that each application must be considered on its own merits, having regard to the promotion of the licensing objectives and taking into account the licensing policy and guidance issued under Section 182.	Positive	Low

	<p>Where it is necessary to depart from the guidance or this policy the council will give clear and cogent reasons for doing so.'</p> <p>The CIA also states, 'The Assessment does not change the fundamental way that a licensing decision is made, each application will be considered on its own merits.'</p> <p>Through the Policy we encourage a diverse city with offerings for everyone.</p> <p>The Policy encourages a variety and mix of high quality licensed premises that will appeal to a broad spectrum of people, including a well-used city centre, day and night, that is safe and accessible to all.</p> <p>Paragraph 4.17 of the policy references hate crimes, levels of which York is below the national average. York Hate Crime Partnership is working to deter this behaviour and encourage reporting.</p> <p>CYC Licensing and Community Safety, with partners launch the 'Choose Respect Not Regret' campaign in 2024. The policy encourages that applicants and licence holders engage with local schemes such as this campaign, and national schemes such as 'Ask for Angela' and violent against women and girls. The Police advocate The WAVE (Welfare and Vulnerability Engagement) training, which they provide for free.</p>		
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<p><b>Sexual orientation</b></p>	<p>The Policy states ‘in determining a licence application the overriding principle will be that each application must be considered on its own merits, having regard to the promotion of the licensing objectives and taking into account the licensing policy and guidance issued under Section 182. Where it is necessary to depart from the guidance or this policy the council will give clear and cogent reasons for doing so.’</p> <p>The CIA also states, ‘The Assessment does not change the fundamental way that a licensing decision is made, each application will be considered on its own merits.’</p> <p>Through the Policy we encourage a diverse city with offerings for everyone.</p> <p>The Policy encourages a variety and mix of high quality licensed premises that will appeal to a broad spectrum of people, including a well-used city centre, day and night, that is safe and accessible to all.</p> <p>Paragraph 4.17 of the policy references hate crimes, levels of which York is below the national average. York Hate Crime Partnership is working to deter this behaviour and encourage reporting.</p> <p>CYC Licensing and Community Safety, with partners launch the ‘Choose Respect Not Regret’ campaign in 2024. The policy encourages that applicants and licence holders</p>	<p>Positive</p>	<p>Low</p>
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	engage with local schemes such as this campaign, and national schemes such as 'Ask for Angela' and violent against women and girls. The Police advocate The WAVE (Welfare and Vulnerability Engagement) training, which they provide for free.  There is a lack of dedicated LGBTQI+ spaces within the authority area.		
<b>Other Socio-economic groups including :</b>	<b>Could other socio-economic groups be affected e.g. carers, ex-offenders, low incomes?</b>		
<b>Carer</b>	There are no known findings/impacts specific to this group	Positive	Low
<b>Low income groups</b>	There are no known findings/impacts specific to this group	Positive	Low
<b>Veterans, Armed Forces Community</b>	There are no known findings/impacts specific to this group	Positive	Low
<b>Other</b>	There are no known findings/impacts specific to this group		
<b>Impact on human rights:</b>			
List any human rights impacted.	None		

**Use the following guidance to inform your responses:**

Indicate:

- Where you think that the proposal could have a POSITIVE impact on any of the equality groups like promoting equality and equal opportunities or improving relations within equality groups
- Where you think that the proposal could have a NEGATIVE impact on any of the equality groups, i.e. it could disadvantage them
- Where you think that this proposal has a NEUTRAL effect on any of the equality groups listed below i.e. it has no effect currently on equality groups.

It is important to remember that a proposal may be highly relevant to one aspect of equality and not relevant to another.

<p><b>High impact</b> (The proposal or process is very equality relevant)</p>	<p>There is significant potential for or evidence of adverse impact The proposal is institution wide or public facing The proposal has consequences for or affects significant numbers of people The proposal has the potential to make a significant contribution to promoting equality and the exercise of human rights.</p>
<p><b>Medium impact</b> (The proposal or process is somewhat equality relevant)</p>	<p>There is some evidence to suggest potential for or evidence of adverse impact The proposal is institution wide or across services, but mainly internal The proposal has consequences for or affects some people The proposal has the potential to make a contribution to promoting equality and the exercise of human rights</p>
<p><b>Low impact</b> (The proposal or process might be equality relevant)</p>	<p>There is little evidence to suggest that the proposal could result in adverse impact The proposal operates in a limited way The proposal has consequences for or affects few people The proposal may have the potential to contribute to promoting equality and the exercise of human rights</p>

## Step 5 - Mitigating adverse impacts and maximising positive impacts

5.1	<b>Based on your findings, explain ways you plan to mitigate any unlawful prohibited conduct or unwanted adverse impact. Where positive impacts have been identified, what is been done to optimise opportunities to advance equality or foster good relations?</b>
<p>The Policy states ‘in determining a licence application the overriding principle will be that each application must be considered on its own merits, having regard to the promotion of the licensing objectives and taking into account the licensing policy and guidance issued under Section 182. Where it is necessary to depart from the guidance or this policy the council will give clear and cogent reasons for doing so.’</p> <p>The CIA also states, ‘The Assessment does not change the fundamental way that a licensing decision is made, each application will be considered on its own merits.’</p>	

## Step 6 – Recommendations and conclusions of the assessment

6.1	<b>Having considered the potential or actual impacts you should be in a position to make an informed judgement on what should be done. In all cases, document your reasoning that justifies your decision. There are four main options you can take:</b>
<p>- <b>No major change to the proposal</b> – the EIA demonstrates the proposal is robust. There is no potential for unlawful discrimination or adverse impact and you have taken all opportunities to advance equality and foster good relations, subject to continuing monitor and review.</p>	

- **Adjust the proposal** – the EIA identifies potential problems or missed opportunities. This involves taking steps to remove any barriers, to better advance quality or to foster good relations.
- **Continue with the proposal** (despite the potential for adverse impact) – you should clearly set out the justifications for doing this and how you believe the decision is compatible with our obligations under the duty
- **Stop and remove the proposal** – if there are adverse effects that are not justified and cannot be mitigated, you should consider stopping the proposal altogether. If a proposal leads to unlawful discrimination it should be removed or changed.

**Important:** If there are any adverse impacts you cannot mitigate, please provide a compelling reason in the justification column.

<b>Option selected</b>	<b>Conclusions/justification</b>
No major change to the proposal	<p>The Policy states ‘in determining a licence application the overriding principle will be that each application must be considered on its own merits, having regard to the promotion of the licensing objectives and taking into account the licensing policy and guidance issued under Section 182. Where it is necessary to depart from the guidance or this policy the council will give clear and cogent reasons for doing so.’</p> <p>The CIA also states, ‘The Assessment does not change the fundamental way that a licensing decision is made, each application will be considered on its own merits.’</p>

**Step 7 – Summary of agreed actions resulting from the assessment**

<b>7.1 What action, by whom, will be undertaken as a result of the impact assessment.</b>			
<b>Impact/issue</b>	<b>Action to be taken</b>	<b>Person responsible</b>	<b>Timescale</b>
None			

**Step 8 - Monitor, review and improve**

<b>8.1</b>	<p><b>How will the impact of your proposal be monitored and improved upon going forward?</b> Consider how will you identify the impact of activities on protected characteristics and other marginalised groups going forward? How will any learning and enhancements be capitalised on and embedded?</p>
	<p>The council will continue to process and determine applications in line with the legal requirements of the Licensing Act 2003.</p> <p>As stated in the Policy and the CIA, applications will continue to be consider on their own merits, having regard to the promotion of the licensing objectives, taking into account the Policy and CIA (if premises fall within the CIA defined area) and the Section 182 guidance.</p>

### **Legislation and Policy Considerations**

1. The following provisions of the Licensing Act 2003 apply to this application: Section 4 General Duties of Licensing Authorities; Sections 104 to 106 Objections.
2. The following provisions of the Police Reform and Social Responsibility Act 2011 which amended the Licensing Act 2003 apply to this application; Part 2 Licensing, Chapter 1 Amendments of the Licensing Act 2003, Temporary Event Notices.
3. The following provisions of Regulation 2918, Licensing Act 2003 (Permitted Temporary Activities) (Notices) Regulations 2005: Submission of a Temporary Event Notice (TEN as amended by The Licensing Act 2003 (Permitted Temporary Activities) (Notices) (Amendment) Regulations 2016;
4. The following provisions of the Secretary of State's guidance apply to this application: Chapter 2 The Licensing Objectives, Chapter 3 Licensable Activities and Chapter 7 Temporary Event Notices (TENs).
5. The following paragraphs of the licensing authority's statement of licensing policy apply to this application: 5.2 General Principles for Determination of Applications; 12 Temporary Event Notices (TENs).
6. 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.
7. 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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