

Licensing/Gambling Hearing

To: Councillors Kilbane, Mason and Nicholls

Date: Monday, 13 July 2026

Time: 10.00 am

Venue: West Offices - Station Rise, York YO1 6GA

A G E N D A

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 Futuresound Events Ltd for a Premises Licence (Section 18(3) (a) in respect of York Museum Gardens, Museum Street, York (CYC-084107) (pages 15 – 101)

Democratic Services Officer:

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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

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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) OR 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) OR 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.



Licensing Act 2003 Sub Committee

13 July 2026

Report from the Director – Environment and Regulatory Services

Section 18(3) (a) Application for a premises licence for York Museum Gardens, Museum Street, York

Summary

1. This report seeks Members determination of an application for the grant of a premises licence, which has been made under the Licensing Act 2003.
2. Application reference number: CYC 084107
3. Name of applicant: Futuresound Events Ltd
4. Type of authorisation applied for: Grant of Premises Licence
5. Summary of application:

The proposal is to allow for the provision of the following activities at a park/open space within the centre of York.

Proposed Activity	Timings
Live music – indoors and outdoors	11:00 to 22:30 Thurs/Fri/Sat 12:00 to 22:30 Sun
Recorded music – indoors and outdoors	11:00 to 22:30 Thurs/Fri/Sat 12:00 to 22:30 Sun
Performance of Dance – indoors and outdoors	11:00 to 22:30 Thurs/Fri/Sat 12:00 to 22:30 Sun
Other entertainment – indoors and outdoors	11:00 to 22:30 Thurs/Fri/Sat 12:00 to 22:30 Sun
Supply of Alcohol – On the premises	11:00 to 22:30 Thurs 11:00 to 23:00 Fri/Sat 12:00 to 23:00 Sun
Opening Hours	Unrestricted Mon to Sun

Background

6. A copy of the application can be found at Annex 1, including a plan of the premises.
7. The premises is described in the application as: More than 10 acres of gardens in the heart of York.
8. An overview of the circumstances in which entertainment activities are not licensable can be found at Annex 2.
9. For information, the gardens currently hold an existing premises licence, held by York Museums Trust, which was first granted by the Licensing Authority in September 2005. This licence, if granted, would run alongside the current licence, so in effect there could be two premises licences operating at the same time.

Promotion of Licensing Objectives

10. The operating schedule submitted by the applicant shows that the licensing objectives would be met as follows:

11. General

11.1 This licence shall be valid for a period of no more than twelve days per annum.

11.2 The Premises Licence Holder (PLH) shall give notice to the Licensing Authority (LA) of any event date/s no later than four months before the first day of the event.

11.3 Attendance within the premises will be monitored and will not exceed 6000 persons or the maximum safe occupancy figure indicated by a Fire Safety Risk Assessment under the provisions of the Regulatory Reform (Fire Safety) Order 2005, whichever figure is the lesser.

11.4 All licensable activities provided at the event will take place in accordance with the relevant operational document within the Event Safety Management Plan (ESMP).

11.5 The PLH will participate, where invited, in at least two SAG meetings (minimum of one advance meeting and one de-brief

meeting) that may be convened each year in line with the LA's schedule

11.6 A draft ESMP shall be submitted to the LA no less than four calendar months in advance of the event. The ESMP shall give due regard to the Purple Guide and shall include references to:-

- Adverse weather plan
- Alcohol management plan
- Anti-drugs policy
- Crowd management, security and stewarding policies and plans (including, but not limited to search policy and procedure, drug control, weapons, eviction, ejection and deflection, counterterrorism)
- Emergency response plan
- Event schedule (to include operating hours of all licensable activities)
- Fire safety plan
- Medical plan
- Sound management plan (to include operating hours, how off site and front of house sound levels will be monitored and how any complaints of sound will be dealt with)
- Risk assessment
- Site map
- Traffic management plan
- Contact details of key personnel.
- The location of the rendezvous points for Responsible Authorities
- The location of free water dispensing points
- Glass management within the VIP area & prevention from leaving the area
- CCTV coverage, including details of data holder, data storage, accessibility to recordings, monitoring responsibility and reporting.
- Any other detailed plans agreed with the LA

11.7 The final published ESMP shall be Submitted to the LA at least 14 days before the first day of the event. The final ESMP will account for advice received via the SAG consultation process and have changes clearly logged. This version will only be amended in the 14 days prior to the event or during the event in the case of emergency or where the changes are typographical in nature. Such changes will be notified to the LA as soon as reasonably practicable.

11.8 The ESMP provisions will be taken as requirements of the licence in so far as they relate to a licensable activity and are not relevant to an existing statutory provision.

11.9 The PLH will ensure that Event Liaison Team (ELT) meetings are held daily during the event to allow dissemination of relevant information; to identify any threat or risk to the event; and to enable prompt decision making. Representatives from LA and Responsible Authorities will be invited to join ELT meetings

11.10 The PLH shall require the Event Control to keep an 'Event Control Log' in which data relating to all incidents are recorded. Report forms (including time, date and named person completing the form) will be completed as soon as is reasonably practicable.

11.11 All alcohol sales will be made or authorised by a Personal Licence Holder.

11.12 No glassware or glass bottles will be permitted in the audience areas save for within VIP areas.

12. The Prevention of Crime and Disorder

12.1 A reputable and experienced SIA accredited security and stewarding company will be appointed to ensure public safety and to prevent crime and disorder. The details of the anticipated provider will be given to the Police

12.2 Event security and stewarding will be provided with a briefing, which shall include access and egress, emergency procedures, illegal substance use, vigilance and identification of suspicious behaviour and the need to take appropriate action to assist in the prevention of theft and robbery and the prevention of crime and disorder within the premises. Event security representatives and key event management personnel will attend any agreed counter-terrorism training delivered by the LA in advance of the event.

12.3 A Crowd Management Plan and an Access and Egress Plan shall be prepared, which shall be referenced in the ESMP. These plans shall be implemented whilst licensable activities are taking place and until 30 minutes after the premises close.

12.4 Representatives from the appointed security company/s used during events shall be contractually required by the PLH to attend event liaison team meetings during the live event.

12.5 The organiser will use screening on the entry points to the event to exercise the right to refuse entry to any unauthorised or disorderly person.

12.6 To ensure security and integrity of the site, a search policy shall be prepared and implemented.

12.7 The PLH will have a clear and definitive policy on the use or possession of illegal substances at the event and will cooperate fully with other authorities to implement this.

12.8 The PLH will provide anti-crime and drugs awareness advice to ticket holders. Security will not permit substances into the venue. Any illegal substances found will be confiscated where possible.

12.9 Prior notification that the event organisers operate a strictly no drugs policy shall be provided to ticket holders, including details of the bag policy for that event.

12.10 Anyone who appears to be drunk or intoxicated shall be refused entry to the event site.

12.11 CCTV cameras shall be installed and maintained throughout the duration of the event days. A plan detailing the location, number and viewpoint of the CCTV cameras, the operator and data holder shall be included within the ESMP. Footage recorded from the cameras shall be retained for a period of no less than 30 days from recording and shall be made available upon request to a responsible authority, subject to the requirements of data protection legislation and the tests for disclosure being met.

12.12 Organisers will ensure that clear entry terms and conditions including prohibited items are displayed at the entry points to the event.

12.13 Admission shall be by ticket or wristband only.

13. Public Safety

13.1 All matters of public safety are governed by :

- The Health and Safety at Work etc Act 1974
- The Regulatory Reform (Fire Safety) Order 2005

In view of the provisions, no additional conditions are considered to be necessary, but the ESMP will contain relevant references to the measures in place to comply with this legislation

14. The Prevention of Public Nuisance

14.1 The PLH shall hold at least one consultation meeting for local residents, local business and stakeholders. An email address published on any event website will be available to enable local residents, local businesses and stakeholders to request information about the event.

14.2 Prior to the event, information will be shared to residents in the direct locality of the venue, including a dedicated number and email address that can be used to contact the event during the live show.

14.3 A suitable qualified and experienced acoustic consultant shall be engaged no later than 28 days prior to any live music event. The competent person shall liaise with all necessary persons responsible for controlling sound before and during each event (For the purpose of the above all necessary persons includes the licensee, promoter, sound system supplier, sound engineer and representatives from the licensing authority)

14.4 The Event Organiser shall, with the acoustic consultant and having regard to any advice and guidance provided in writing before the event by the LA, develop and comply with a Sound Management Plan (SMP) specific for the event that will further have regard to the 'Code of Practice on Environmental Noise Control at Concerts' that is in publication at the time of preparation of the plan and shall contain the methodology which shall be employed to control sound produced on the premises. The SMP shall also include;

- a. The maximum sound limit
- b. The management command and communication structure/methods for ensuring that permitted sound system output and finish times are not exceeded.
- c. Publication and dissemination of information to the public and arrangements for provision and staffing of a hotline number for dealing with complaints.
- d. Action to be taken by the Event Organiser following complaints.

14.5 Sound propagation tests shall be undertaken prior to the event in order to set an appropriate maximum sound limit at the sound mixer position. The sound source used for the test shall be similar in character to the music likely to be produced for the event. The sound system shall be configured and operated in a similar manner as intended for the event.

14.6 A copy of the SMP shall be provided to the LA no less than 7 days prior to an event, unless otherwise agreed.

14.7 The background sound level shall be assessed at such positions as are agreed with the LA prior to the commencement of any event involving regulated entertainment in the open air which is intended to conclude after 22:00

14.8 The result of all sound monitoring that is logged during each concert will be made available to the LA no later than 28 days after the event

14.9 In the instance that sound levels are found to be in exceedance of the maximum sound limit as set out within the SMP, action shall be taken as soon as is reasonably practicable to reduce the sound to below the maximum sound limit.

14.10 Suitable communication links will be provided between the promoter, sound engineer and acoustic consultant and offered to the LA to promote effective and efficient communications between all parties be made during each event.

14.11 Sound propagation tests shall be undertaken prior to the event in order to set appropriate sound control limits at the sound mixer position to comply with the agreed levels. The sound source used for the test shall be similar in character to the music likely to be produced for the event. The sound system shall be configured and operated in a similar manner as intended for the event.

14.12 The Licensee shall ensure that the acoustic consultant, promoter and sound engineers are informed of the sound control limits any instructions from the Licensing Authority regarding sound control shall be implemented

14.13 Suitable communication links shall be created between the promoter, sound engineer and acoustic consultant and offered to the LA to ensure that communications between all parties can be made during each event.

14.14 Rehearsals and sound checks will occur only between the hours of 09:00 – 20:00

14.15 An experienced traffic management team including CSAS operatives will be engaged to assist with minimising the impact of increased traffic in the area.

14.16 A dedicated waste management team will be engaged and required to provide additional waste receptacles and litter-picking stewards for during and after each event.

15. The Protection of Children from Harm

15.1 A 'Challenge 25' policy will be in operation at all events where alcohol is served. The only documents that are to be accepted as proof of age are Photo card and Driving Licence, Passport, or PASS approved card. A refusals log will be kept and proxy sales monitored as part of this.

15.2 The ESMP shall contain reference to plans and policies relating to lost and found children.

15.3 All children under the age of 14 years must be accompanied by a person over the age of 18 years. A person over the age of 18 can accompany a maximum of 4 children. Age checks will be undertaken at point of entry.

Special Policy Consideration

16. This premises is not located within the cumulative impact area. It does however border the edge of the impact area.

Consultation

17. Consultation was carried out by the applicant in accordance with s13, and s17 (5) of the Act and Regulation 42, Parts 2 and 4 of the Licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005, which concern the displaying of a notice on the premises and an advertisement in a local paper giving details of the application and serving a copy of the application on all responsible authorities. The applicant complied with all statutory requirements. In addition, the relevant ward councillors and/or parish council were notified by way of register.

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

Summary of Representations made by Responsible Authorities

19. North Yorkshire Police have made representation based on the licensing objectives of the prevention of crime and disorder, the prevention of public nuisance and public safety. Their representation can be found at Annex 3.
20. City of York Council Public Protection team (Environmental Protection) have made representation based on the licensing objective of the prevention of public nuisance. Their representation can be found at Annex 4.

Summary of Representations made by Other Parties

21. There have been six relevant representations received from other persons. The list of representors is attached at Annex 5. Four of those representors object to the application whilst two write in to support the application. One of the objectors represents seven households.
22. The representations are predominantly based on the grounds of the prevention of crime and disorder, public safety and the prevention of public nuisance objectives. Those who object state that these objectives will be undermined if the application is granted. Those who write to support say the objectives will not be undermined.
23. A copy of all the representations are attached at Annex 6.
24. A map showing the general area around the venue is attached at Annex 7.
25. The mandatory conditions that will be attached to this licence if granted (if they apply) can be found at Annex 8. The Legislation and Policy considerations can be found at Annex 9.

Options

26. By virtue of s18(4) of the Act, the Committee have the following options available to them in making their decision: -
27. Option 1: Grant the licence in the terms applied for.
28. Option 2: Grant the licence with modified/additional conditions imposed by the licensing committee.

- 29. Option 3: Grant the licence to exclude any of the licensable activities to which the application relates and modify/add conditions accordingly.
- 30. Option 4: Refuse to specify a person on the licence as premises supervisor.
- 31. Option 5: Reject the application.

Analysis

- 32. The following could be the result of any decision made this Sub Committee: -
- 33. Option 1: This decision could be appealed at Magistrates Court by any of the representors.
- 34. Option 2: This decision could be appealed at Magistrates Court by the applicant or any of the representors.
- 35. Option 3: This decision could be appealed at Magistrates Court by the applicant or any of the representors.
- 36. Option 4: This decision could be appealed at Magistrates Court by the applicant.
- 37. Option 5: This decision could be appealed at Magistrates Court by the applicant.

Council Plan

- 38. The Licensing Act 2003 has four objectives the prevention of crime and disorder, public safety, prevention of public nuisance and the protection of children from harm.
- 39. 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

40.

- **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) when setting its Statement of Licensing Policy.

- **Legal** – This decision could be appealed at Magistrates Court by the applicant or any of the representors.
- **Crime and Disorder** - The Committee is reminded of their duty under the Crime and Disorder Act 1998 to consider the crime and disorder implications of their decisions and the authority's responsibility to co-operate in the reduction of crime and disorder in the city.
- **Information Technology (IT)** – N/A
- **Property** – N/A
- **Other** – none

Risk Management

41. All Members of the Licensing Act 2003 Committee have received full training on the Act and the regulations governing hearings. They are aware that any decision made which is unreasonable or unlawful could be open to challenge resulting in loss of image, reputation and potential financial penalty.
42. The report details the options available to the panel when determining the application and recommends that a decision be reached. There are no risks involved with this recommendation.

Recommendations

43. Members determine the application.

Reason: To address the representations received as required by the Licensing Act 2003.

Contact Details

Author:

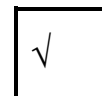
Lesley Cooke
Licensing Manager

Chief Officer Responsible for the report:

Dave Atkinson
Director Environment and Regulatory Services

Tel No. 01904 551515

**Report
Approved**



**Date
19.05.2026**

Specialist Implications Officer(s)

Head of Legal & Democratic Services
Ext: 1004

Wards Affected: Guildhall



For further information please contact the author of the report

Background Papers:

- Annex 1** - Application form, operating schedule and plans
- Annex 2** - Overview of Circumstances in which entertainment activities are not licensable
- Annex 3** - Representation from North Yorkshire Police
- Annex 4** - Representation from Public Protection
- Annex 5** - List of representors **CONFIDENTIAL**
- Annex 6** - Representations
- Annex 7** - Map
- Annex 8** - Mandatory Conditions
- Annex 9** - Legislation and Policy

Anne x 1



CITY OF YORK COUNCIL

Licensing Services, Hazel Court EcoDepot, James Street, York, YO10 3DS

Application for a premises licence to be granted under the Licensing Act 2003**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand, please write legibly in block capitals. In all cases ensure your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Futuresound Events Limited
(insert name(s) of applicant)

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

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description York Museum Gardens, Museum St, York	
Post town York	Post code YO1 7FR

Telephone number of premises (if any)

01904 687687

Non-domestic rateable value of premises

£ 0

Part 2 – Applicant Details

Please state whether you are applying for a premises licence as:

Please tick as appropriate

- | | |
|---|---|
| a) an individual or individuals* | ☐ please complete section (A) |
| b) a person other than an individual* | |
| i. as a limited company/limited liability partnership | ☒ please complete section (B) |
| ii. as a partnership (other than limited liability) | ☐ please complete section (B) |
| iii. as an unincorporated association or | ☐ please complete section (B) |
| iv. other (for example a statutory corporation) | ☐ please complete section (B) |

- | | |
|---|--|
| c) a recognised club | ☐ please complete section (B) |
| d) a charity | ☐ please complete section (B) |
| e) the proprietor of an educational establishment | ☐ please complete section (B) |
| f) a health service body | ☐ please complete section (B) |
| g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales | ☐ please complete section (B) |
| ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that part) in an independent hospital in England | ☐ please complete section (B) |
| h) the chief officer of police of a police force in England and Wales | ☐ please complete section (B) |

*If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below:

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr	☐	Mrs	☐	Miss	☐	Ms	☐	Other title (for example, Rev)	☐
Surname		First names							
Date of Birth			Please tick yes						
			I am 18 years old or over ☐						
Nationality									
Current postal address if different from premises address									
Post Town			Postcode						

Daytime contact telephone number

Email address (optional)

Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service (please see note 15 for information).

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr ☐

Mrs

☐ Miss

☐ Ms

☐ Other title
(for example, Rev)

Surname

First names

Please tick yes

Date of Birth

I am 18 years old or over

☐

Nationality

Current postal
address if different
from premises
address

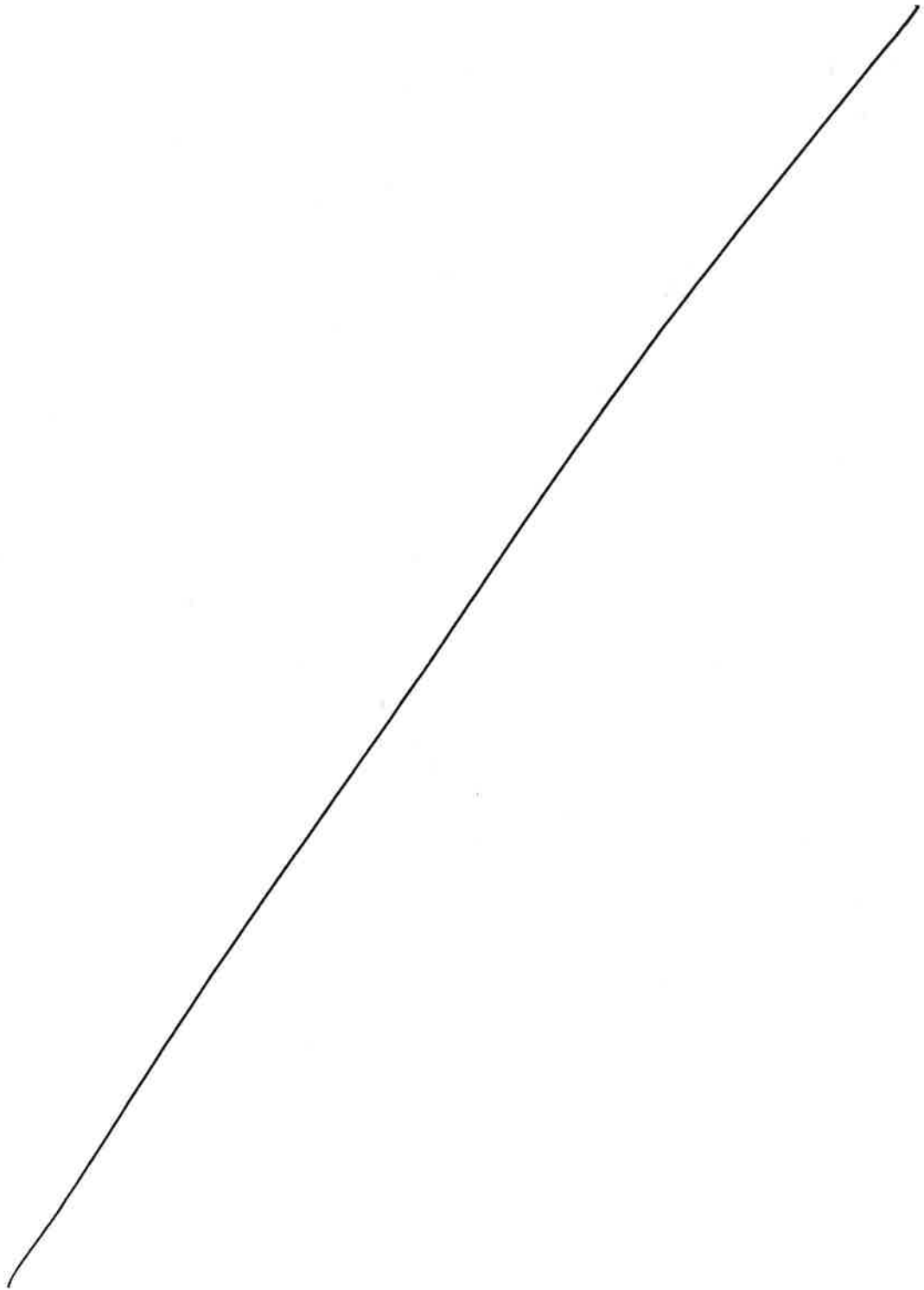
Post Town

Postcode

Daytime contact telephone number

Email address (optional)

Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service (please see note 15 for information).



(B) OTHER APPLICANTS

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

Name Futuresound Events Limited
Address 2nd Floor Munro House Duke Street Leeds LS9 8AG
Registered number (where applicable) 05348129
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

Day		Month		Year			
0	1	0	1	2	0	2	7

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

Day		Month		Year			

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

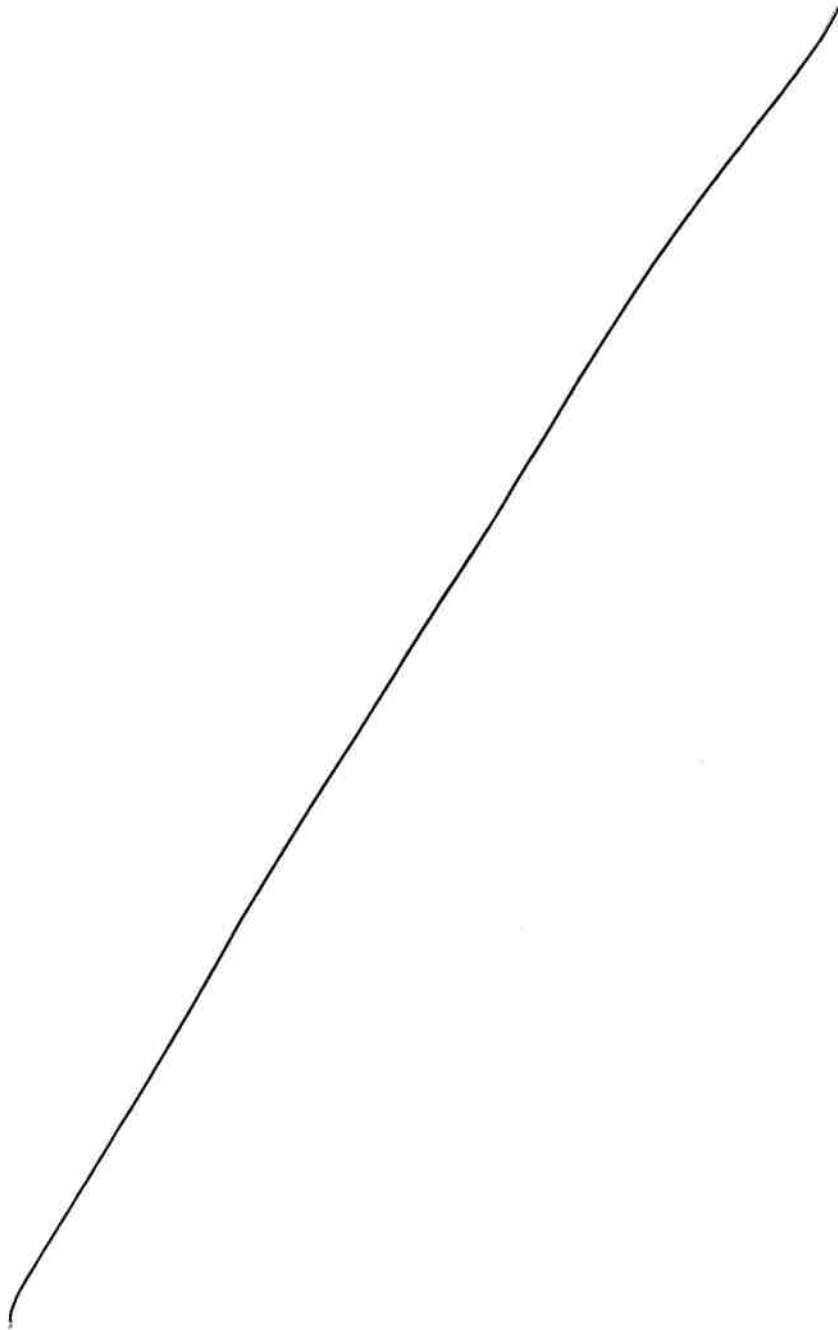
Over ten acres of gardens in the heart of York. Located within the city centre and close to the Railway Station and other key attractions. Established in the 1830s by the Yorkshire Philosophical Society, the gardens are the backdrop of the medieval ruins of St. Mary's Abbey.

The Gardens extend to the back of York Art Gallery and include an Edible Wood and an Artists Garden with outdoor changing exhibitions.

Licensed area shown in drawings included.

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

6000



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

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

Please tick ☒ yes

Provision of regulated entertainment

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

Provision of late night refreshment (if ticking yes, fill in box I) ☐

Sale by retail of alcohol (if ticking yes, fill in box J) ☒

In all cases complete boxes K, L and M

A

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

B

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

C

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 5)
Wed			
Thur			
Fri			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list. (please read guidance note 6)
Sat			
Sun			

D

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

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	☐
				Outdoors	☐
				Both	☒
Day	Start	Finish	Please give further details here (please read guidance note 4) Performance stages with PA systems and a variety of amplified live performances including spoken word / comedy, acoustic, live vocals to backing track and full band performances. Indoor use refers to temporary structures		
Mon					
Tue			State any seasonal variations for the performance of live music (please read guidance note 5)		
Wed					
Thur	11:00	22:30	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list. (Please read guidance note 6)		
Fri	11:00	22:30			
Sat	11:00	22:30			
Sun	12:00	22:30			

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	☐
				Outdoors	☐
				Both	☒
Day	Start	Finish	Please give further details here (please read guidance note 4) DJ led performance between live music, and as part of live music performance. Indoor use refers to temporary structures		
Mon					
Tue			State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Wed					
Thur	11:00	22:30	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list. (please read guidance note 6)		
Fri	11:00	22:30			
Sat	11:00	22:30			
Sun	12:00	22:30			

G

Performance of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)		Indoors	☐
					Outdoors	☐
					Both	☒
Day	Start	Finish				
Mon			Please give further details here (please read guidance note 4)			
Tue			Dance performances set to both amplified and to live music, and most frequently as part of musical performance			
Wed			State any seasonal variations for the performance of dance (please read guidance note 5)			
Thur	11:00	22:30				
Fri	11:00	22:30	Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list. (please read guidance note 6)			
Sat	11:00	22:30				
Sun	12:00	22:30				

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing Street theatre, comedy, music workshops, circus skills and similar			
			Will the entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)		Indoors	☐
					Outdoors	☐
					Both	☒
Day	Start	Finish				
Mon			Please give further details here (please read guidance note 4)			
Tue			Mostly non-licensable activities, including talks, workshops, spoken word but activities similar to music and performance of dance (some of which are not yet known)			
Wed			State any seasonal variations for the entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)			
Thur	11:00	22:30				
Fri	11:00	22:30	Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list. (please read guidance note 6)			
Sat	11:00	22:30				
Sun	12:00	22:30				

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3) Indoors ☒ Outdoors ☐ Both ☐
Day	Start	Finish	
Mon			
Tue			Please give further details here (please read guidance note 4)
Wed			
Thur			State any seasonal variations for the provision of late night refreshment (please read guidance note 5)
Fri			
Sat			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times to those listed in the column on the left, please list. (please read guidance note 6)
Sun			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption on or off the premises or both – please tick (please read guidance note 8) On the premises ☒ Off the premises ☐ Both ☐
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for the supply of alcohol (please read guidance note 5)
Wed			
Thur	11:00	22:30	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list. (please read guidance note 6)
Fri	11:00	23:00	
Sat	11:00	23:00	
Sun	12:00	23:00	

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

Name Jason Dean Bridge

Address

Postcode

Personal licence number (if known) LEEDS/PERL/11487/22

Issuing licensing authority (if known) Leeds

K

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

None

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)	
Day	Start	Finish		
Mon	00:00		Note : The gardens are open to the public for non-licensable activities that are outside of the scope of the licence, including tours, bird watching, plant sales, picnics and no restriction is sought upon these activities.	
		24:00		
Tue	00:00			
		24:00		
Wed	00:00			Non standard timings. Where you intend to open the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)
		24:00		
Thur	00:00			
		24:00		
Fri	00:00			
		24:00		
Sat	00:00			
		24:00		
Sun	00:00			
		24:00		

Checklist

Please tick to indicate agreement

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

[Applicable to all individual applicants, including those in partnership which is not a limited liability partnership, but not companies or limited liability partnerships]

- I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15) ☒

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

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

Part 4 – Signatures (please read guidance note 11)

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

Declaration	[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] • I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15).
Signature	
Date	15/4/2026
Capacity	solicitors and agents on behalf of the applicant

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

Signature	
Date	
Capacity	

M

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

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

see attachment

b) The prevention of crime and disorder

see attachment

c) Public safety

see attachment

d) The prevention of public nuisance

see attachment

e) The protection of children from harm

see attachment

Contact Name (where not previously given) and address for correspondence associated with this application (please read guidance note 14)	
Licensing Lawyers The Old Counting House, 82e High Street	
Post town Wallingford	Post code OX10 0BS
Telephone number (if any)	
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)	

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. 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.
 - 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.
 - 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.
 - 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.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
 8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you

intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.

10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
14. This is the address which we shall use to correspond with you about this application.
15. **Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

They do this in one of two ways:

- 1) by providing with this application copies or scanned copies of the documents which an applicant has provided, to demonstrate their entitlement to work in the UK (which do not need to be certified) as per information published on gov.uk and in guidance.
- 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Home Office online right to work checking service

As an alternative to providing a copy of original documents, set above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth, will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be shared digitally. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

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

- 1) This licence shall be valid for a period of no more than twelve days per annum.
- 2) The Premises Licence Holder (PLH) shall give notice to the Licensing Authority (LA) of any event date/s no later than four months before the first day of the event.
- 3) Attendance within the Premises will be monitored and will not exceed 6000 persons or the maximum safe occupancy figure indicated by a Fire Safety Risk Assessment under the provisions of the Regulatory Reform (Fire Safety) Order 2005, whichever figure is the lesser.
- 4) All licensable activities provided at the event will take place in accordance with the relevant Operational Document within the Event Safety Management Plan (ESMP).
- 5) The PLH will participate, where invited, in at least two SAG meetings (minimum of one advance meeting and one de-brief meeting) that may be convened each year in line with the LA's schedule.
- 6) A draft ESMP shall be submitted to the LA no less than four calendar months in advance of the event. The ESMP shall give due regard to the Purple Guide and shall include references to :-
 - o Adverse Weather Plan
 - o Alcohol Management Plan
 - o Anti-drugs policy
 - o Crowd Management, Security and Stewarding policies and plans (including, but not limited to; search policy and procedure, drug control, weapons, eviction, ejection and deflection, counterterrorism)
 - o Emergency Response plan
 - o Event Schedule (to include operating hours of all licensable activities)
 - o Fire Safety plan
 - o Medical plan
 - o Sound Management plan (to include operating hours, how off site and front of house sound levels will be monitored and how any complaints of sound will be dealt with)
 - o Risk Assessment
 - o Site Map
 - o Traffic Management plan
 - o Contact details of key personnel.
 - o The location of the rendezvous point for responsible authorities
 - o The location of free water dispensing points
 - o Glass management within the VIP area & prevention from leaving the area
 - o CCTV Coverage, including details of data holder, data storage, accessibility to recordings, monitoring responsibility and reporting.
 - o Any other detailed plans agreed with the LA
- 7) The final published ESMP shall be submitted to the LA at least 14 days before the first day of the event. The final ESMP will account for advice received via the SAG consultation process and have changes clearly logged. This version will only be amended in the 14 days prior to the event or during the event in the case of emergency or where the changes are typographical in nature. Such changes will be notified to the LA as soon as reasonably practicable.
- 8) The ESMP provisions will be taken as requirements of the licence in so far as they relate to a licensable activity and are not relevant to an existing statutory provision.
- 9) The PLH will ensure that Event Liaison Team (ELT) meetings are held daily during the event to allow dissemination of relevant information; to identify any threat or risk to the event; and to enable prompt decision making. Representatives from LA and Responsible Authorities will be invited to join ELT meetings.

- 10) The PLH shall require the Event Control to keep an 'Event Control Log' in which data relating to all incidents are recorded. Report forms (including time, date and named person completing the form) will be completed as soon as is reasonably practicable.
- 11) All alcohol sales will be made or authorised by a Personal Licence Holder.
- 12) No glassware or glass bottles will be permitted in the audience areas save for within VIP areas.

b) The prevention of crime and disorder

- 13) A reputable and experienced SIA-accredited security and stewarding company will be appointed to ensure public safety and to prevent crime and disorder. The details of the anticipated provider will be given to the police
- 14) Event security and stewarding will be provided with a briefing, which shall include access and egress, emergency procedures, illegal substance use, vigilance and identification of suspicious behaviour and the need to take appropriate action to assist in the prevention of theft and robbery and the prevention of crime and disorder within the premises. Event Security representatives and key event management personnel will attend any agreed counter-terrorism training delivered by the LA in advance of the event.
- 15) A Crowd Management Plan and an Access and Egress Plan shall be prepared, which shall be referenced in the ESMP. These plans shall be implemented whilst licensable activities are taking place and until 30 minutes after the premises close.
- 16) Representatives from the appointed security company(ies) used during events shall be contractually required by the PLH to attend event liaison team meetings during the live event.
- 17) The organiser will use screening on the entry points to the event to exercise the right to refuse entry to any unauthorised or disorderly person.
- 18) To ensure security and integrity of the site, a search policy shall be prepared and implemented.
- 19) The PLH will have a clear and definitive policy on the use or possession of illegal substances at the event and will cooperate fully with other authorities to implement this.
- 20) The PLH will provide anti-crime and drugs awareness advice to ticket holders. Security will not permit illegal substances into the venue. Any illegal substances found will be confiscated where possible.
- 21) Prior notification that the event organisers operate a strictly no drugs policy shall be provided to ticket holders, including details of the bag policy for that event.
- 22) Anyone who appears to be drunk or intoxicated shall be refused entry to the event site.
- 23) CCTV cameras shall be installed and maintained throughout the duration of the event days. A plan detailing the location, number and viewpoint of the CCTV cameras, the operator and data holder shall be included within the ESMP. Footage recorded from the cameras shall be retained for a period of no less than 30 days from recording and shall be made available upon request to a responsible authority, subject to the requirements of data protection legislation and the tests for disclosure being met.
- 24) Organisers will ensure that clear entry terms & conditions including prohibited items are displayed at the entry points to the event
- 25) Admission shall be by ticket or wristband only.

c) Public safety

NOTE:

All matters of public safety are governed by ;

The Health and Safety at Work etc Act 1974

The Regulatory Reform (Fire Safety) Order 2005

In view of the provisions, no additional conditions are considered to be necessary but the ESMP will contain relevant references to the measures in place to comply with this legislation

d) The prevention of public nuisance

- 26) The PLH shall hold at least one consultation meeting for local residents, local businesses and stakeholders. An email address published on any event website will be available to enable local residents, local businesses and stakeholders to request information about the event.
- 27) Prior to the event, information will be shared to residents in the direct locality of the venue, including a dedicated number and email address that can be used to contact the event during the live show.
- 28) A suitably qualified and experienced acoustic consultant shall be engaged no later than 28 days prior to any live music event. The competent person shall liaise with all necessary persons responsible for controlling sound before and during each event. (For the purpose of the above all necessary persons includes the licensee, promoter, sound system supplier, sound engineer and representatives from the licensing authority)
- 29) The Event Organiser shall, with the acoustic consultant and having regard to any advice and guidance provided in writing before the event by the LA, develop and comply with a Sound Management Plan (SMP) specific for the event that will further have regard to the 'Code of Practice on Environmental Noise Control at Concerts' that is in publication at the time of preparation of the plan and shall contain the methodology which shall be employed to control sound produced on the premises. The SMP shall also include ;
 - (a) The maximum sound limits
 - (b) The Management command and communication structure/methods for ensuring that permitted sound system output and finish times are not exceeded.
 - (c) Publication and dissemination of information to the public and arrangements for provision and staffing of a hotline number for dealing with complaints.
 - (d) Action to be taken by the Event Organiser following complaints.
- 30) Sound propagation tests shall be undertaken prior to the event in order to set an appropriate maximum sound limit at the sound mixer position. The sound source used for the test shall be similar in character to the music likely to be produced for the event. The sound system shall be configured and operated in a similar manner as intended for the event.

- 31) A copy of the SMP shall be provided to the LA no less the 7 days prior to an event, unless otherwise agreed.
- 32) The background sound level shall be assessed at such positions as are agreed with the LA prior to the commencement of any event involving regulated entertainment in the open air which is intended to conclude after 22:00.
- 33) The result of all sound monitoring that is logged during each concert will be made available to the LA no later than 28 days after the event.
- 34) In the instance that sound levels are found to be in exceedance of the maximum sound limit as set out within the SMP, action shall be taken as soon as is reasonably practicable to reduce the sound to below the maximum sound limit.
- 35) Suitable communication links will be provided between the promoter, sound engineer and acoustic consultant and offered to the LA to promote effective and efficient communications between all parties be made during each event.
- 36) Sound propagation tests shall be undertaken prior to the event in order to set appropriate sound control limits at the sound mixer position to comply with the agreed levels. The sound source used for the test shall be similar in character to the music likely to be produced for the event. The sound system shall be configured and operated in a similar manner as intended for the event.
- 37) The Licensee shall ensure that the acoustic consultant, promoter and sound engineers are informed of the sound control limits any instructions from the licensing authority regarding sound control shall be implemented.
- 38) Suitable communication links shall be created between the promoter, sound engineer and acoustic consultant and offered to the LA to ensure that communications between all parties can be made during each event.
- 39) Rehearsals and sound checks will occur only between the hours of 09:00- 20:00.
- 40) An experienced traffic management team including CSAS operatives will be engaged to assist with minimising the impact of increased traffic in the area.
- 41) A dedicated waste management team will be engaged and required to provide additional waste receptacles and litter-picking stewards for during and after each event.

e) The protection of children from harm

- 42) A 'Challenge 25' policy will be in operation at all events where alcohol is sold. The only documents that are to be accepted as proof of age are Photo card Driving Licence, Passport, or PASS approved card. A refusals log will be kept and proxy sales monitored as part of this.
- 43) The ESMP shall contain reference to plans and policies relating to lost & found children.
- 44) All children under the age of 14 years must be accompanied by a person over the age of 18 years. A person over the age of 18 can accompany a maximum of 4 children. Age checks will be undertaken at point of entry.



Project:
York 2026

Y01 7FR

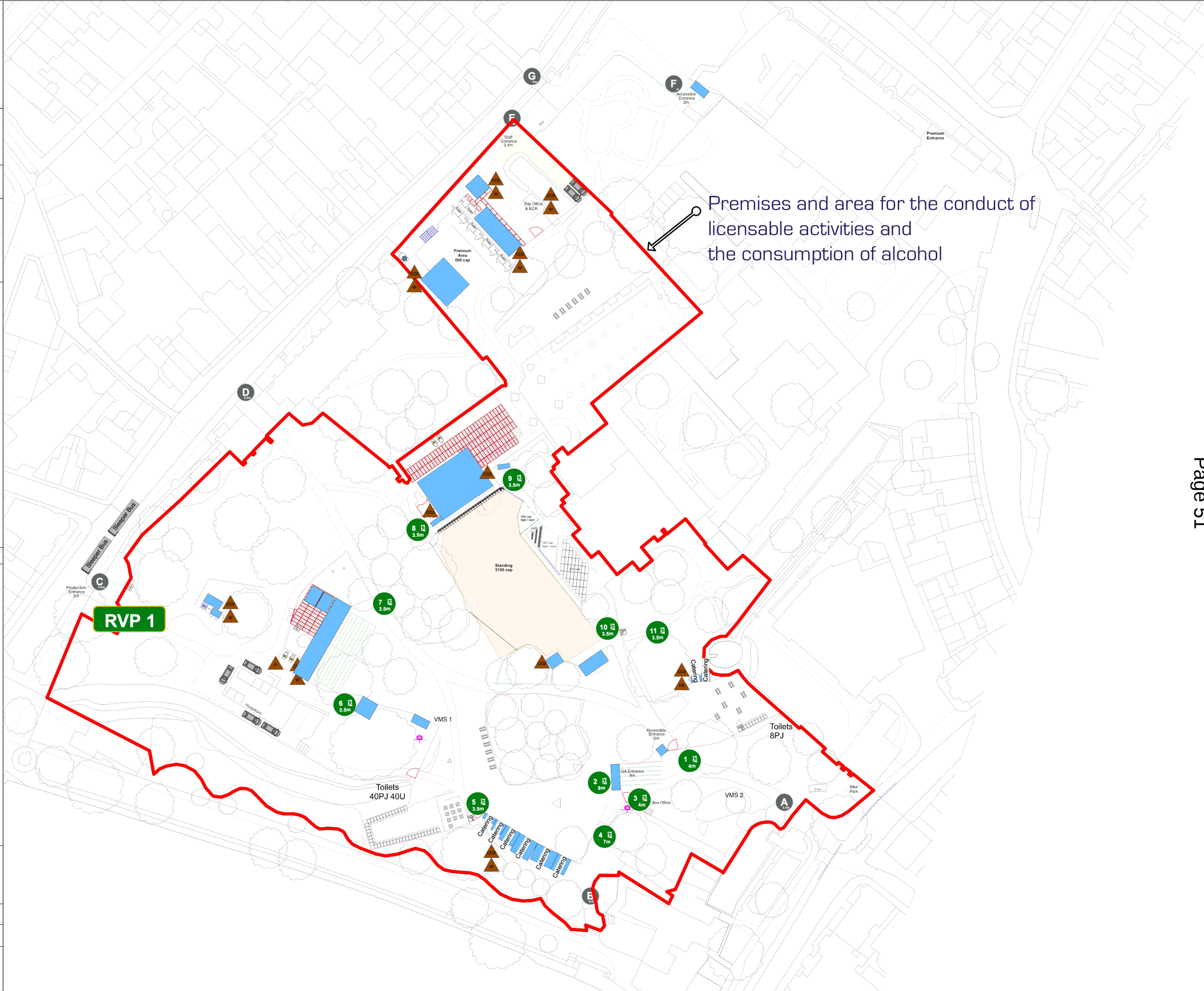
Client:
Future Sounds

we organise chaos

- Key:
- FENCE - HERAS
 - FENCE - MET BARRIER
 - FENCE - STAGE BARRIER
 - FENCE - PEDESTRIAN BARRIER
 - FENCE - SMART HOARD
 - FENCE - HI-HOARD
 - TRACKMATT
 - PITCH - CONCESSION
 - PITCH - MARKET
 - PITCH - SPONSOR
 - AREA - OUT OF BOUNDS
 - SECURITY POINT & EE WIDTH
 - SECURITY POINT
 - TRAFFIC MGMT POINT
 - TOWER LIGHT
 - FSE POINT
 - TEMPORARY STRUCTURE

No.	Date	Revision Notes

Sheet Title: Extent of premises for licensable activities and the consumption of alcohol	
Project Director Clare Goodchild	Scale 1:1200 @ A3
Project Manager	Issue Date 25/03/26
Drawn By Tom Wilkinson	Issue Number
Project ID YRK26	1.5



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Home Office – Guidance Issued Under Section 182 of the Licensing Act 2003

Section 16 Regulated Entertainment

Overview of circumstances in which entertainment activities are not licensable

16.5 There are a number of exemptions that mean that a licence (or other authorisation¹⁸) under the 2003 Act is not required. This Guidance cannot give examples of every eventuality or possible entertainment activity that is not licensable. However, the following activities are examples of entertainment which are not licensable:

- activities which involve participation as acts of worship in a religious context;
- activities in places of public religious worship;
- education – teaching students to perform music or to dance;
- the demonstration of a product – for example, a guitar – in a music shop;
- the rehearsal of a play or performance of music for a private audience where no charge is made with a view to making a profit;
- Morris dancing (or similar)
- Incidental music – the performance of live music or the playing of recorded music if it is incidental to some other activity;
- Incidental film – an exhibition of moving pictures if it is incidental to some other activity;
- A spontaneous performance of music, singing or dancing;
- Garden fetes – or similar if not being promoted or held for purposes of private gain;
- Films for advertisement, information, education or in museums or art galleries;
- Television or radio broadcasts – as long as the programme is live and simultaneous;
- Vehicles in motion – at a time when the vehicle is not permanently or temporarily parked;
- Games played in pubs, youth clubs etc. (e.g. pool, darts and table tennis);
- Stand-up comedy; and
- Provision of entertainment facilities (e.g. dance floors).

16.6 As a result of deregulatory changes that have amended the 2003 Act, no licence is required for the following activities:

- 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.
- 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 an event between 08.00 and 23.00 on any day, provided that those present do 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.
- 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 workplace²⁶ that does not have a licence, 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.

- 16.7 The deregulatory changes mean that, for example, an indoor sporting event that takes place between 07.00 and 23.30 on a particular day is licensable in respect of activities taking place between 07.00-08.00 and 23.00-23.30. Similarly, where the audience for a performance of dance fluctuates, those activities are licensable if, and for so long as, the number of people in the audience exceeds 500. If organisers are uncertain as to audience sizes or if audience migration is likely, it might be easier and more flexible to secure an appropriate authorisation. Examples of where a Temporary Event Notice (TEN) could still be required include if the activity is the playing of recorded music or the exhibition of a film that requires an authorisation; or if the entertainment is not authorised by an existing licence or certificate and its conditions.
- 16.8 Of course, anyone involved in the organisation or provision of entertainment activities – whether or not any such activity is licensable under the 2003 Act – must comply with any applicable duties that may be imposed by other legislation relevant to the event (e.g. in areas such as crime and disorder, fire, health and safety, noise, nuisance and planning). Any such person should take steps to be aware of relevant best practice, and may find responsible authorities a useful source of expert support and advice.

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

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

Postal Address of premises or club premises: York Museum Gardens Museum Street	
Post town: York	Post code (if known): YO1 7FR

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

1. The prevention of crime and disorder	☒
2. Public safety	☒
3. Prevention of Public Nuisance	☒
4. The protection of children from harm	☐

GROUNDINGS FOR RELEVANT REPRESENTATION

Please provide as much information as possible to support this relevant representation:

(e.g. please list any additional information, e.g. dates of problems which are included in the grounds for review)

This application relates to a new premises licence submitted by Future Sound Events Ltd for Museum Gardens, York, seeking permission to carry out licensable activities for up to twelve days per calendar year as follows:

Live Music / Recorded Music / Performance of Dance

- Thursday to Saturday: 11:00 – 22:30
- Sunday: 12:00 – 22:30

Supply of Alcohol

- Thursday: 11:00 – 22:30
- Friday & Saturday: 11:00 – 23:00
- Sunday: 12:00 – 23:00

Museum Gardens currently benefits from an existing premises licence issued by City of York Council (reference CYC-009433), which permits similar activities, with alcohol sales ceasing earlier at 22:45 hours.

North Yorkshire Police have carefully considered this application, noting that it seeks to create an additional licence for the same location. Having reviewed both the operating schedule and the proposed conditions, we formally object to the application on the grounds that it fails to adequately promote the following licensing objectives:

- The prevention of crime and disorder
- Public safety

- The prevention of public nuisance

Furthermore, the police have significant concerns that the proposed conditions do not comply with the Home Office Section 182 Statutory Guidance, as they are not sufficiently precise, enforceable, or unambiguous.

The application relates to licensable activities within a public open space and the nature of event/s to take place are associated with increased risk, including:

- Anti-social behaviour
- Alcohol-related disorder
- Drug use and supply
- Theft and violence

Paragraph 1.16 of the Section 182 Guidance states that licence conditions must:

- Be appropriate for the promotion of the licensing objectives
- Be precise and enforceable
- Be tailored to the specific premises and event

While the applicant proposes several control measures, these are not secured through robust or enforceable conditions. Key concerns include:

- No clearly measurable search regime (e.g. frequency, method, or threshold)
- Vague references to “screening”, “policy”, and “cooperation” without defined standards
- Lack of clear refusal, ejection, and dispersal procedures

As drafted, these measures are aspirational rather than enforceable, providing insufficient assurance that crime and disorder will be effectively prevented.

In addition, whilst the application proposes use of the premises for up to twelve days per annum, it does not specify when those events will take place, beyond a requirement to notify the Licensing Authority four months in advance. This creates uncertainty and prevents proper assessment of cumulative impact and resource planning.

The application relies heavily on the development of an Event Safety Management Plan (ESMP), rather than securing control measures through enforceable licence conditions.

Concerns include:

- The ESMP is not finalised at the point of determination
- It remains subject to amendment, including shortly before or during the event
- Core safety measures (crowd management, emergency procedures, access/egress) are not expressly secured within the licence.

This creates a lack of certainty regarding:

- Safe capacity management
- Emergency response capability
- Crowd control arrangements

As such, there is insufficient confidence that public safety risks will be adequately mitigated.

Whilst reference is made to consultation through the Safety Advisory Group (SAG), it should be noted that SAG is a non statutory advisory body and its input is not legally binding. Although it is acknowledged that event promoters are expected to work in partnership with local authorities, police, health services, and other stakeholders (often through the SAG process) such engagement does not remove or replace the requirement for licence conditions to be clear, precise,

and legally enforceable.

A central concern for North Yorkshire Police is that the proposed conditions fail to meet the statutory requirements set out in Section 182 Guidance.

Several conditions include vague and subjective wording such as:

- “reputable and experienced”
- “screening”
- “clear and definitive policy”
- “anti-crime awareness”

These terms are undefined and open to interpretation, making compliance inconsistent and enforcement impracticable.

The conditions further fail to include objective and quantifiable criteria, including:

- Minimum SIA staffing levels
- Defined search methodologies
- Clear thresholds for intoxication or refusal
- Specific CCTV coverage requirements

Without measurable standards, compliance cannot be effectively assessed.

A number of conditions attempt to rely on the ESMP, including condition 8, which states:

“The ESMP provisions will be taken as requirements of the licence”

This creates legal uncertainty as the ESMP is:

- A live, changeable document
- Not fixed at the point of licence grant
- Capable of amendment without formal variation

This approach is contrary to statutory guidance, which requires conditions to be clear and certain at the point of determination.

Furthermore certain conditions duplicate existing legal requirements, including:

- Personal Licence Holder requirements
- Fire safety obligations

The statutory guidance advises that such duplication should be avoided.

Taken as a whole, this application:

- Relies heavily on future documentation rather than enforceable controls
- Contains vague, subjective, and unenforceable conditions
- Fails to provide clear and measurable safeguards
- Does not adequately mitigate foreseeable risks

This results in a lack of confidence that the licensing objectives can or will be upheld.

Additionally, the proposal to grant a further premises licence for unspecified event dates, where an existing licence already permits similar activity, is not sufficiently justified and adds further uncertainty.

Considering the above, North Yorkshire Police respectfully submit that:

- The proposed conditions are non-compliant with Section 182 Guidance
- The application fails to demonstrate that the licensing objectives will be promoted

- The risks associated with the event are not adequately controlled

North Yorkshire Police request that members refuse this application.

Should the applicant wish to re-engage with responsible authorities and submit a revised application supported by robust, precise, and enforceable conditions, and provide clear justification for the need for an additional licence, we would be willing to review our position.

Signature: J Booth

Date: 14/05/2026

Contact name: PS 133 Jackie Booth

Address for correspondence: **Alcohol Licensing Department Fulford Road Police Station**

Post town: **York**

Post code: **YO10 4BY**

Tel. number (if any): **01609 643273**

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

Annex 4**Representation by Public Protection**

Environmental Protection are making representation against the premises licence application by Future Sounds for The Museum Gardens on the grounds of the prevention of public nuisance.

Guidance

The Noise Council's code of practice on the control of music from outdoor events is national guidance and restricts the number of days that should take place for outdoor events at any given location. The guidance also limits the noise levels at the nearest noise sensitive receptors. These limits are below:

Concert days per calendar year	Venue Category	Guideline
1 to 3	Urban Stadia or Arenas	The maximum noise level (MNL) should not exceed 75dB(A) over a 15 minute period
1 to 3	Other urban and rural venues	The MNL should not exceed 65dB (A) over a 15 minute period
4 to 12	All venues	The MNL should not exceed the background noise level by more than 15dB(A) over a 15 minute period

Existing licence

As York is a small City which sits in a vale, it is particularly vulnerable to challenges caused by geography and weather conditions which can and do result in noise from outdoor music events travelling far across the City and thus impacting on a large number of the local population.

The Museum Gardens constitutes a museum and a quiet park, the latter of which is normally open to the public in the city centre of York. The site is surrounded by housing on all sides including houses approximately 85 metres to the north, a substantial block of apartments at approximately 199 metres to the south west and housing at 167 metres towards the east of where the stage is proposed to be. There is also a library approximately 140 metres to the west. There is a natural pathway for sound to travel down the river and therefore affect a large number of residents both around the site and across the city.

Museum Gardens already has a premises licence in place which allows the site to hold events such as live and recorded music, films, plays and dance on any day of the week. Environmental Protection initially made representation against the application on the grounds of the prevention of public nuisance, however, we managed to agree conditions that both parties were happy with. Due to the sensitivity of the area and concerns about noise from events condition (8) was attached which deliberately restricted the number of live and recorded music events to 6 days per year. This meant that Museum Gardens could hold up to 6 music events per calendar year but were not restricted on the number of other lower risk events they could have such as plays, the Roman parade and historic events.

Further to this, the Museum Gardens were obliged to submit a noise management plan which had to be agreed by City of York Council Environmental Protection. In condition (9). Which required a noise management plan to be submitted and approved by Environmental Protection, this noise management plan was only agreed so long as there was a maximum of 3 noisier days of music events with a noise limit of 65dB and 3 quieter days with a limit of 15dB above background.

This was a flexible interpretation of the guidance which can be interpreted that where venues have more than 3 days, **all** events should be run at a maximum of 15dB above background. This would make running any events at 65dB impractical.

So long as the all of the other guidance in our local code of practice guidance was adopted and the number of days limited to a maximum of 3 louder music events and 3 quieter music events, this was deemed to have struck a balance which allowed Museum Gardens to host the 3 day music event, the proms night, another 2 possible events at a lower volume and retain the flexibility to run other quieter events whilst protecting local residents from unwanted noisy from multiple music events throughout the year.

This approach is the same as has been used for other sites around the city where practicable and has been found to be successful when used in conjunction with a very comprehensive noise management plan that incorporates all of our local guidance and a restriction that there are no more than a maximum of 4 days noisy events per calendar year.

There is no indication that Museum Gardens intend to withdraw their current premises licence and so 6 music events could still take place at the site on top of what is being applied for with this new premises licence.

Recent history

Three years ago, Museum Gardens applied for a premises licence to allow them to run larger events at the site. After much negotiation, the licence was granted with the safeguards above, in order to protect the local residents from public nuisance due to noise from music.

Environmental Protection were largely supportive of the applicants wish to run the 3 day event and although there were a number of breaches on the first weekend, by

the third day the events were being run in compliance with the noise limits agreed. For the second year, the stage was re-orientated and the events were compliant with the noise limits at nearby residential premises on all three nights.

Having said this, in the first year of the events 4 complaints about noise due to music were received and a member of the public called for a review of the premises licence. There was then a further 18 complaints by 14 complainants last year. These complaints were as far as the Fishergate and Fulford areas of York.

This demonstrates that even with only three noisy days and a fourth quieter day per year, a substantial section of the city is affected by the noise from these events and any increase in the number of days is likely to result in more complaints and the risk of a public nuisance.

Due to the number of noise complaints the applicants have started to engage with the residents in community liaison meetings to assure them that the events are compliant with guidance and will be well managed.

Whilst we have been supportive of the events to date, any increase in the number of days for such events is likely to result in more noise complaints and would not be supported by Environmental Protection as this would be a departure from the current mutually agreed licence and also from best practice in both local and national guidance on control of noise from outdoor events.

What this Application would mean

As there is already a premises licence in place which allows 3 noisy days of events at 65dB (A) and 3 other days at 15dB (A) above background, this application would be adding to this number with another possible 12 days of noisy music led events.

This would be a total of **18** possible days of music events. This would mean that the limit on the number of days as agreed with the Local Authority and the noise limits set out in both the national and local guidance on outdoor music events would be exceeded and this would be an unacceptable move away from our advice and best guidance and be likely to result in a public nuisance.

Further to the public nuisance, there is a risk that noise from the events could constitute a statutory nuisance, which if witnessed would require Environmental Protection to serve a legal notice on anyone responsible for causing the nuisance. In this case, this could be on either or all of the applicants, the event organisers and the Museum Gardens Trust. If the noise abatement notice is breached, we may take further legal action which could incur fines of up to £20,000 per offence. We may also likely call for a review of the premises licence.

Should the application be granted and a member of the public or group call for a review of the either of the premises licences at Museum Gardens in the future, we would not be able to support the applicants or the Trust.

Proposed Conditions

Owing to the fact that Environmental Protection object outright to this application, we are unable to agree any conditions.

It is worth mentioning that there are a number of proposed conditions which would not be acceptable and in some instances are completely unworkable as they suggest advice from the Local Authority on sound levels, when our advice is that the extra events do not take place.

Summary

A perfectly good premises licence is already in place with no indication or requirement that it will be withdrawn. This application would allow the increase in the number of loud music days from 3 noisier events at 65dB (A) and 3 quieter events at 15dB (A) above background to 18 days of music events per year with no clear restrictions on what the noise levels would be. The conditions proposed by the client are not acceptable or robust enough to satisfy us that a public nuisance will not be caused. Whilst currently the guidance limits are not being breached, there are already a number of complaints about the current events and the granting of this licence would be an unacceptable increase in the number of event days and a departure from both local and national guidance and we can only see that this will result in a public nuisance in the city.

We would therefore definitely advise that the application is refused on the grounds of the prevention of public nuisance.

Regards

Michael Golightly
Technical Officer

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

Document is Restricted

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From: [redacted]
Sent: 01 May 2026 11:53
To: licensing@york.gov.uk
Subject: Fwd: Futuresound Events, Museum Gardens

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.

----- Forwarded message -----

From: [redacted]
Date: Fri, 1 May 2026 at 10:57
Subject: Futuresound Events, Museum Gardens
To: <licencing@york.gov.uk>

Dear York Licensing.

In response to your Notice of Application, I wish to make a representation regarding the application.

I am a resident of Marygate. I am concerned about the noise and nuisance created by large numbers of event attendees being discharged into a residential area, especially when they have been drinking.

I am not opposed to a limited number of events happening at the Museum Gardens (although not every weekend during the summer months ... which may be the level we're reaching). I am, however, concerned about drunk and rowdy people causing noise and stress for residents, eg leaving rubbish, using the street / doorways / alleyways as toilets or making people feel unsafe going to and from their houses after dark.

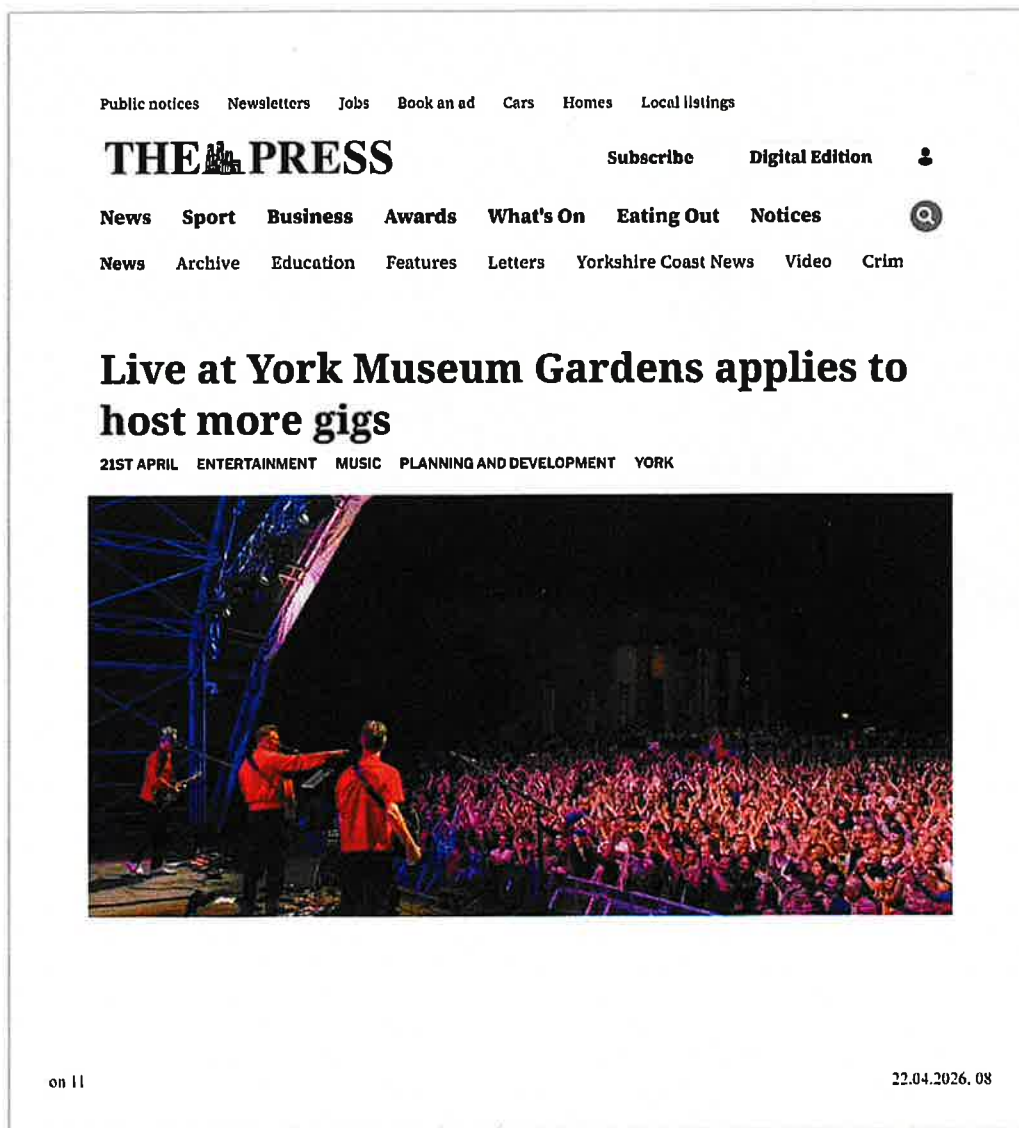
If the events were to exclusively discharge attendees onto the city side of the Museum Gardens it would go some way to addressing this concern.

Regards

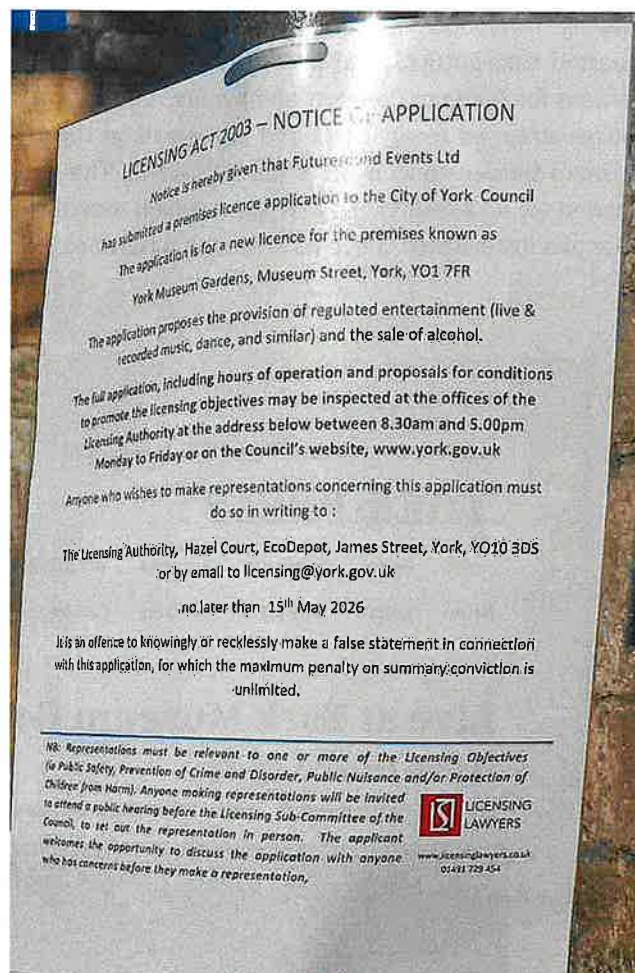
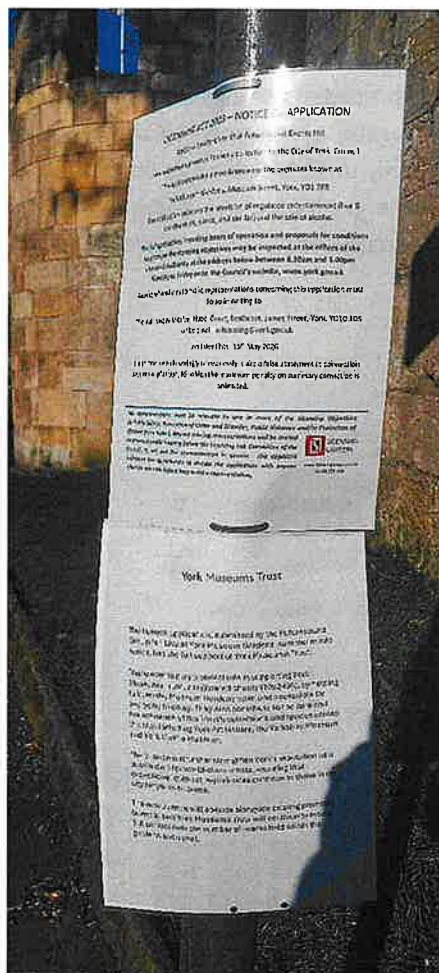
Marygate Mews

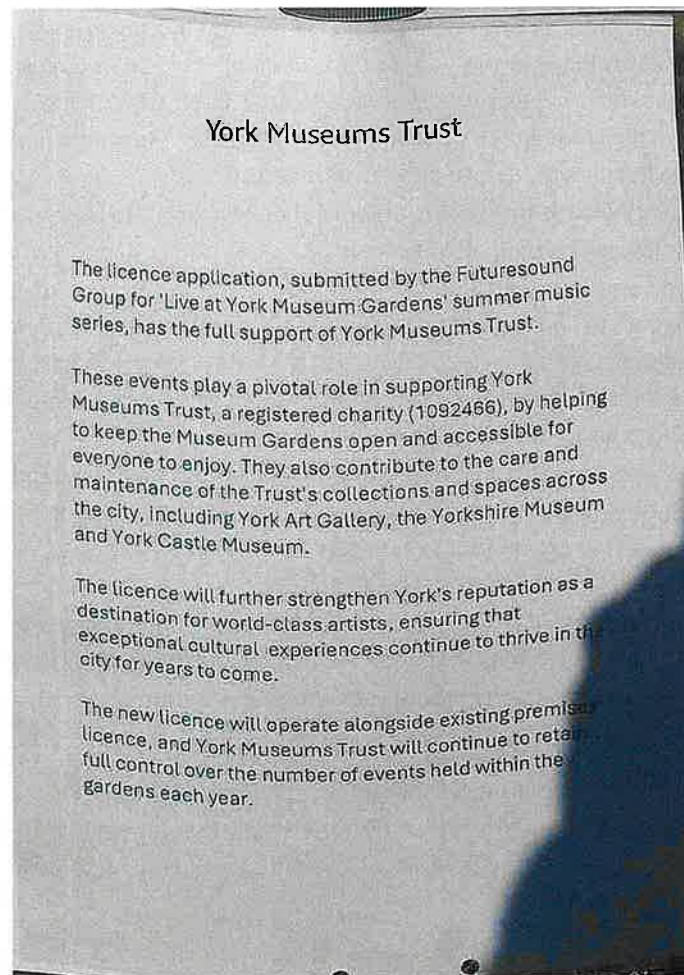
OBJECTION: A LICENCE OF 12 NIGHTS OF UNSPECIFIED EVENTS GRANTED TO A THIRD PARTY (FutureSound) RATHER THAN TO THE SITE LOCATION OWNER AND MANAGER (York Museums Trust and York Council)

Reading newspaper the York Press (on a tip-off from a friend on 21st April – see picture below), it reported that FutureSound had made an application for an extension of right of use of Museum Gardens for live Rock Concerts and events running to 12 days. This preceded the appearance of paper notices strapped to signposts and lampposts in the street in Marygate, or strapped to the fence of Museum Gardens only by days (on 23rd April). The notices leave only until 15th May to consider and respond to. As a resident of Marygate, which directly neighbours the gardens and is impacted by the noise and disturbance of events in Museum Gardens York, I write to make the following representation.



Disappointed, as a direct neighbour of Museum Gardens, having provided reliable feedback and suggestions on a number of issues regularly since 2007, often representing multiple parties, that neither York Museums Trust, nor their agent/sub-contractor, FutureSound, made any serious proactive attempt to consult direct neighbours on the nature, size and likely disturbance and nuisance to be caused by events before this moment – and that the nature and scale of events is undescribed in both the York Press article and the lamppost signs – but certainly there will be prolonged sale of alcohol.





Before considering detailed observations: this approval, sought by FutureSound, cannot fairly be considered in isolation from other considerations as listed below:

- **Who should be the rightful Subject of the Approval, and Answerable for the use of the York Museum Gardens location?** There should certainly be constraints on Yorkshire Museums Trust regarding the overall use of Museum Gardens. It should be clear that Yorkshire Museums Trust does not have the potential to cause excessive disturbance by means of multiple subcontractors like FutureSound, each with a 12-day licence. York Museums Trust should not have "full control over the number [and nature] of events held within the gardens [and limiting access to the gardens] each year" – without clearly, and publicly defined, agreed limits. This should be the condition of any new approval granted.
- **Conservation Areas:** Both York Museum Gardens and neighbouring residences in Marygate, York are within the *York Central Historic Core Conservation Area*, and subject to its constraints and goals.
- **Historic and Scheduled Monuments:** The Roman Fort of Eboracum, Medieval Site of St Mary's Abbey, St Mary's Lodge, the Hospitium, St Leonard's Hospital Undercroft, Yorkshire Museum and the Observatory are all within the York Museum Garden site and need treatment according with their scheduled historic status.
- **Botanical Gardens:** The site was granted to the Yorkshire Philosophical Society under condition of establishment of botanical gardens. This makes Museum Garden a visitor magnet, but one requiring care.

- **Noise Control:** The number of, and noise level generated by concerts and outdoor events AT A SITE, are generally subject to the *York Council Code of Practice and Guidance Notes on Noise Control for Concerts and Outdoor Events*, dated March 2025. These should be used to document a specific guideline within any new approval for Museum Garden – and this should consider the particular size, nature and location of the site.
- **Residential Disturbance from crowds and drunkenness and the impact of Planning/Building Restrictions on Listed Building neighbours.**
- **Highway Usage, Blockage and Public Safety:** From the experience of both 2024 and 2025, FutureSound expect to commandeer the entire street and residential parking area of Marygate (from the Museum Garden gate on Marygate to the river) for usage as a heavy vehicle unloading area for large items requiring forklift – for a period of around 5 days for set-up and subsequently 2-3 days for dismantling.
- **Parking Restrictions and Disturbance:** Direct loss of most paid-for residential street parking options for neighbours throughout the duration of the set-up, event period and take-down; added to heavy parking expectations of visitors – not only in Marygate Car Park but additionally even on double yellow-lined areas of the street
- **Access to a Public Park:** since the proposal involves closing public access to the gardens entirely for an extended period (from experience: throughout set-up, events and dismantling).
- **Community** contribution; consultation, sharing and reimbursement of disturbance and damage.

Any hearing or decision on this application should also provide assurance that all associated Council departments responsible for the matters listed above and discussed below (conservation area, listed buildings, parking, safety...) above have policies and permissions in line with any impact of the events permitted.

Detailed Comments and Objections are as follows:

Background

Marygate neighbours of York Museum Garden have a long record of contribution to York Museums Trust (at least since 2007) – recognising the need to give the buildings within the gardens future and economic security – while also partaking in joint consultation: to ensure proper consideration of positive suggestions on inclusions, as well as measures to constrain potential excesses. But on this occasion the consultation of neighbours has only been sought by means of notices tied to signposts and lampposts in the street – certainly not a proactive consultation made in good time. Maybe just the minimum necessary (“tick in a box”) in the process of trying to get an application approved. Since the notices appeared unexpectedly only weeks before a decision should be made, they largely exclude the potential of real consideration and response. A more positive consultation would be preferable in future – and maybe should be included as an expectation in the words of any approved new licence. As can be seen from the pictures above, the notices pinned up on lampposts and fences by York Museums Trust/Future Sound are not clear about the exact nature, objectives, impact and likely noise and disturbance of the planned future events, and give time only until 15th May for consideration and comment. They imply that is all up to YMT to have over-riding decision making.

Before the granting of the first permanent year-round licence to York Museums Trust for the use of the Hospitium for events like weddings, a Council Open Hearing was held on 17th September 2007. Marygate residents attended and noted their support for securing the Hospitium’s future. In the Marygate Representation on FutureSound Licence Application. 8th May 2026

Hearing discussion, both senior staff of York Museums Trust (including CEO Janet Barnes) and Marygate residents – all attendant at the Council hearing – agreed that measures should be put in place to control visitors outside of garden opening hours in line with the offering of alcohol and the need for not unduly disturbing neighbours with either noise or other unusual disturbance during late hours. The meeting particularly noted that such noise control would have been appropriate at an event held in the Hospitium, and subject to formal procedure, on the weekend before the hearing, when late leavers caused excessive noise disturbance. The findings of the hearing on 17th September 2007 (not only about noise, but also about access for potentially alcoholised visitors) should continue to be considered and observed in any new decision.

The two parties both agreed restrictions on the hours available for events (not 24hour as had been applied for), the use of measures to restrict noise created to a level considerate of residential neighbours (including sound-proofing by the closed windows of the Hospitium, and the use only of the Museum Street entrance to the Museum Garden. These measures, it was agreed, would circumvent noisy exit of visitors at late hours, and furthermore, encourage the use of public transport away from an event involving alcohol over extended hours – rather than making the convenient use of cars parked in Marygate Car Park for drivers over the alcohol limit.

On relevant occasions since 2007 respecting use of Museum Gardens locations (e.g. the Hospitium) for wedding and other event use, Marygate residents have been mindful of the need for active use of Museum Garden premises in order to support their maintenance and upkeep – and supported such use, including moderate use of alcohol, but with discussed and agreed measures to control visitors attending such events.

But while Marygate residents have been generally supportive of musical events, as organised since July 2024 by FutureSound for onr weekend a year, these have not been without significant disturbance - caused both by very loud noise, but also by vehicle deliveries and visitors. The scale (overall number), nature and purpose of further expanded events have not been made known to neighbours by York Museums Trust (the site manager) despite their obvious impact: there has been no clear consultation or documented concern for the direct implications upon them (other than the recent signs on lampposts), nor indication of the overall events plan.

It is not clear that the extended licence sought is not merely an outright commercial motivation for the profits of FutureSound. Widescale expansion of such large events – run potentially by multiple 3rd-party FutureSound-like companies (for which “York Museums Trust... will retain full control over the number of events”) is not in keeping with the size of the site and the noise enclosure which it offers. In 2024, for example, the wall of speakers was directed towards Marygate, with no sound hindrance, particularly for the upper storeys of neighbouring buildings in Marygate and particularly their bedrooms.

Neighbours in listed properties without sound protection (even from the wall at the Museum Garden site periphery) may only have the sound protection of historic, old single glazed windows, and may be subject to the vibrations of a listed house. The impact of amplified drums and bass can be particularly disturbing, particularly since the stage in 2024 and 2025 was only around 100m from residential buildings in Marygate and the loudspeakers faced in that direction. Amplified bass and drums even resulted in disturbance for at least one resident of Westminster Road – 700m or so away from the site.

While the stage position and loudspeaker wall direction was modified with some improvement in noise level on Marygate in 2025 (in response to direct feedback by a Marygate residents after the 2024 event), both the 2024 and 2025 events organised by FutureSound did not include the construction of any sound barrier or curtain. And there was also no proactive advice given to neighbours by either York Museums Trust or FutureSound on the likely sound disturbance, time and duration.

The following Detailed Points should be taken into Consideration...

- **Overall Number of Annual Events allowed at the Site and Responsibility for Compliance:** The expansion in number and attendance of large rock-style concerts does not continue in the spirit of the initial understanding between residents and the Museums Trust CEO reached over the Hospitium Licence granted in September 2007. The Council hearing, amongst other things, had to take account of the excessive noise created at an event held in the Hospitium on the weekend before the hearing. This wedding created excessive noise when soundproof windows were left open, and there was a particular volume blast at the late-night end of the event, followed by the exploits of a “merryman” participant playing a trumpet outside at around 1.30am.

Any expanded use of the Museum Garden ought to be granted to York Museums Trust who are responsible for the site, its maintenance and conformance to regulation. The overall limits should be available and transparent before any partial sub-contracting of the expanded permission to FutureSound.

- **Historic Conservation Area, Historic and Scheduled Monuments and the Botanic Garden:** Given the historic and cultural significance of the Museum Gardens site – within the *York Central Historic Core Conservation Area*, it would be most appropriate for the cultural reputation and conservation goals not only the site, but the historic City of York and its Council as well, to develop attractions within the site with the specific goal of developing the historic charm of the site itself, as well as within the spirit and goals of the conservation area – without an over-emphasis on alcohol or loud rock music. Over centuries, the Museum Garden has hosted historic events, including Passion Plays (and their modern versions), the York Mystery Plays, a live Viking festival and Mela and similar activities for daytime garden visitors.
- In both 2024 and 2025, the historic buildings of Museum Gardens were “blotted-out” by huge rock concert staging, as well as walls of speakers, meal hut villages and toilet cubicles. The Museum Garden is the location of a string of historic and scheduled monuments (Roman Fort of Eboracum, Medieval Site of St Mary’s Abbey, St Mary’s Lodge, the Hospitium, St Leonard’s Hospital Undercroft, Yorkshire Museum, the Observatory), as well as the site of the Botanic Garden assured by the Yorkshire Philosophical Society. “Blotting out” such historic buildings (e.g. obscuring the Yorkshire Museum with major rock-concert-style staging and walls of amplified speakers” right in front of it), the erection of huts for meal and drink providers, and the provision of large numbers of toilet cubicles changes the nature, perception and treatment of the site by large crowds of visitors, and is likely to cause damage. Certainly: extensive relaying and re-planting of trampled-down lawn areas and plants directly after the event (as in 2024 and 2025) are not within the normal imagination of a Botanic Garden – and particularly not, if those lawns and plants are subjected to being covered or walked-on for a prolonged 20-day session (see later section for calculation of this estimated duration in number of total days, which equals 12 days of events plus 5 days set-up and 3-days dismantling).
- **Noise Disturbance and Control – including that caused by Alcoholised Leavers:** Marygate residents welcome and support events held within Museum Gardens which support the future of the Gardens and project his historic culture, provided they meet strict noise

guidelines and other appropriate constraints. But the Museum Garden site is simply not large enough or contained enough (sound protecting enough) to become a standard and regular (frequent) location for large, loud, and particularly: highly amplified outdoor, rock concert-like events. In order that the number and limitations of such events are upheld by the managing organisation of the gardens, any new approval should contain specific text on the subject of noise control considering the particular nature and location of the site and its visitors. The overall annual number of events and the specific maximum noise level permitted should be specifically stated.

The *York Council Code of Practice and Guidance Notes on Noise Control for Concerts and Outdoor Events, 2025*, provides some of the draft text – that if only 3 events per year are held at York Museums Trust’s site/location (the Museum Gardens) then the maximum noise level should not exceed 65dB above the normal ambient noise level at that time of day for more than 15 minutes. Or if a licence allows up to 12 outdoor events per year in the Museum Gardens overall (including Prom Nights, Fireworks and other Events not subcontracted to FutureSound, then the maximum noise level should never exceed (at any of the events) 15dB above normal ambient noise level at that location at that time of day for more than 15 minutes. The limit of 3 loud noise disturbance is already exceeded at the Museum Garden site, by virtue of film, York Proms night, Fireworks and other events. Clear constraint on the site overall (on York Museums Trust – not a single subcontractor of theirs) would ensure good neighbourliness. The limit needs to be one for the location – not for a single, third-party sub-contracting organisation like FutureSound.

The specific and exact wording should not refer to a potentially changing *Council Code of Practice and Guidance Notes on Noise Control*, which could be potentially altered without particular consideration of the Museums Garden site, and potentially be changed without the clear awareness of the site’s neighbours. The wording of any new licence should consider the particular nature of the Museum Gardens site, the inherent unsuitability for large, loud outdoor events, as well as the nature of the local Conservation Area and the limitations which apply also to its listed buildings and those of its neighbours. In particular, there should be a particular restraint on the overall noise level and particularly on the amplification of bass and drums, since amplified bass and drums are likely to carry well beyond the site and affect, possibly damage, older historic buildings on the grounds, as well as neighbouring buildings. The Bay Horse pub (now Roots restaurant) in Marygate, for example, required installation of a second sound-proof glass barrier before granting of permission for music events in their premises.

Single glazed historic properties in the area have not been sheltered at higher floor levels from direct sound from FutureSound events in 2024 and 2025, and are potentially subject to considerable rattling and vibration (dependent on the volume of precise low frequencies). Historic building construction is flimsy by modern building standards and not sound-absorbing. Meanwhile, check measurements conducted by Council Engineers on the neighbouring streets including Marygate during the course of live concerts, should therefore be stipulated to be at sufficient elevation (i.e. above Museum Garden periphery wall height) to measure the noise impact on neighbours appropriately, and thus to control sound levels on the day. At the time of the Hospitium licence granting in 2007, there was an expectation that sound would be contained within the building by closed windows. But no sound barrier or sound curtain has been erected for either the 2024 or 2025 FutureSound events.

Other late-night activity in Museum Gardens (later than 9pm, including audience exit) can also be noisy and disturbing – caused, for example, by drunken leavers – and should be controlled. In addition: other York Council departments (e.g. listed planning and listed building permission) may need to allow historic building measures to be undertaken by neighbours to dampen noise (e.g. full double or triple glazing in listed buildings: in line with modern standards and best practices for sound-proofing).

To provide louder noise for the audience, York Museums Trust have the option to use their existing buildings (the Yorkshire Museum, the Tempest Andersen Hall and the Hospitium) to host events and help damp sound disturbance to neighbours. This would also have the benefit of encouraging a greater link to the history of the location.

Other larger sites in York (e.g. York Racecourse) are better suited to large, amplified outdoor rock concert performances - and are likely not to lead to follow-on boozing, cruising, disturbance and nuisance in town.

- **Residential Disturbance – Highway Usage, Blockage and Public Safety; Parking Restrictions and Disturbance; Loss of Access to a Public Park:**

The evidence from 2024 and 2025 is that FutureSound/York Museums Trust expect to commandeer the entire lower end of Marygate (approx. 300 yards from Marygate floodgate to the Marygate entrance to Museum Gardens for delivering, offloading and removal of a large volume of equipment (staging, lighting, food/drink stalls, toilet cubicles etc). Museum Gardens also appear to have this expectation for other events (e.g. the World Womens Rugby Cup Cap ceremony). This results in disturbance caused by the loss of nearly the entire Marygate residents' street-parking permit area). Such demands have not historically been made for the long established Gun Salutes held in the gardens,

Despite large volume and large size of many of FutureSound deliveries, they are not delivered and offloaded directly within Museum Garden. Instead, lorries park on both sides of Marygate (including in double yellow-lined areas when multiple lorries appear), and forklift trucks offload and onload large items. Many loads extend widely from the lifting forks. The forklift trucks then travel at speed in and out of Museum Garden for site delivery. The disturbance and noise of set-up and dismantling lasted (both in 2024 and 2025) 5 days set-up and 2-days dismantling. This raises a question directly regarding public safety: since the offloading area is not cordoned off. To do so would create much more disturbance – not only for residents, but also for users of Marygate Car Park, and tourists walking via Scarborough Bridge from the station to the city centre (Marygate Lane and Museum Garden is a high-traffic pedestrian thoroughfare).

During the period of set-up and take-down, and extending throughout the entire period of any concerts held in-between, York Museums Trust and FutureSound have chosen in both 2024 and 2025 to close Museum Garden entirely for all access for the entire period of set-up, events and dismantling. At its simplest, this is the loss of access and right-of-way to a *Public Park* – affecting residents, York visitors and tourists alike.

For residents: no easy access to town (and with a licence for 12 nights of events in a row added to 5 days set-up and 3 days take-down, the loss of access would amount to 3 weeks; and be particularly disturbing at the time of any possible flood causing the Ouse riverside also to be inaccessible). Added to this disturbance: residents are likely to suffer noise, disturbance and drunken nuisance from access to the Museum Garden site by event visitors after normal

Garden opening hours – and in particular: be most badly affected by nuisance caused by alcoholised leavers on late-night exit. Restricting after Garden-opening hours access to mirror that applied to the Hospitium Licence (all via Museum Street gate – promoting use of public transport, rather than private cars parked in Marygate Car Park) would be appropriate – particularly for large audiences out-of-Garden-opening-hours.

Meanwhile, Marygate Car Park users are likely to take their accustomed walking route to the centre of town via Marygate Lane, only to find the Museum Garden gate on Marygate closed. Their likely diversion on foot will be down Marygate (right through the customary FutureSound offloading area) to the Ouse riverside. This is potentially a significant safety risk. To guarantee safety, York Museums Trust and FutureSound should be obligated to deliver into, and offload, directly within the Garden site as a condition of any new extended licence.

Tourist visitors to York, meanwhile, are simply denied access to the gardens at a “high tourist time-of-year” (in July): they have had no potential during FutureSound 2024 and 2025-events to view the popular historic monuments and botanic garden within Museum Garden for a prolonged period.

Extending the full garden closure for FutureSound to 20 days (12 days events plus 5 days set-up and 3 days dismantling) is a prolonged disturbance for all affected. But 12 days of events per year spread over 3 separate sessions (with 3 separate set-up and dismantling periods) would mean even more disturbance – 36 days, resulting from three times 4 days performance plus three times 8 days set-up and take-down for each individual session.

Large events like those organised by FutureSound in 2024 and 2025 create large crowds – both inside and outside Museum Garden. It generates queueing for access via permitted entry points, disturbance caused by entrance and exit, and a particular risk associated with prolonged alcohol consumption. Given that the National Police Chiefs Council (NPCC) has identified that inappropriate behaviour at events often stems from excessive drinking, including “pre-loading” (drinking before arrival), York Museums Trust should be defined by any new approval to be the *Designated Premises Supervisor (DPS)* “who is responsible for managing the site” (according to the Licensing Act 2003). There needs to be a clear limit on numbers and consideration of appropriate entry and exit points, and control of external areas – e.g. the riverbank – a particular danger for late-night intoxicated adventures.

Despite the UK Government’s intention to “cut red tape” since April 2025 in support of the hospitality sector (e.g. FutureSound), including music venues, extended alcohol drinking, loud music, and a profit-target should not become a prime goal. There needs to be full recognition of the need for community safety and reduced alcohol-related crime. According to DrugAbuse.com: “rock concerts and alcohol are closely linked, with over 93% of people admitting to consuming alcohol at live music events”. “Music festivals have a deep-seated history with alcohol and overconsumption. [And] to further complicate the matter, sneaking alcohol into music festivals has made it much harder for organizations to monitor and institute consumption policies”. “Staying hydrated is often a primary concern due to the exposure to the elements and alcohol can exacerbate this problem. In fact, alcohol can cause the body to lose fluid and electrolytes.” Perversely: though “the licence application... submitted by FutureSound... has the full support of York Museums Trust”, even though the consumption of alcohol in the Museum Garden during normal Garden opening hours is prohibited by York Museums Trust and appears on signage within the gardens.



“Visitors are not permitted to consume alcohol whilst in the gardens”

Musical and other events without amplification and extensive alcohol consumption, more clearly pitched to the nature and history of the site would benefit tourist attraction, visitors and the site itself more – by retaining and developing its long-term charm: not merely a new prime reputation as an outdoor rock concert site – where participants drink during the performance and potentially then carry on outside noisily (on the riverside) or in town.

Events reflecting “a clear, unique identity” (like the Viking Festival and Mela), and unamplified (particularly of bass and drums), would be more appropriate to the continuing development of reputation and history of the Museum Garden and Abbey site, as well as the York Museums Trust.

Most Important Points Re-Summarised:

- Any new approval (for York Museums Trust) needs to define a clear limit for the manager (York Museums Trust) on the number of events per year which may be held at the site/location (Museum Garden). There also needs to be a clear attendance number limit for all events - given the needs of transport, parking, queuing and access, nuisance and site safety, as well as surrounding area safety (particularly given the presence of alcohol). The safety disturbance caused by set-up and dismantling also needs clear limits. And site access outside normal garden opening hours needs specific consideration. This information should be publicly documented; known and transparent.
- York Museums Trust (rather than FutureSound) should, in advance of any permission subcontracted to FutureSound, be obliged to consider the historic nature of their site and its promotion, but also be obliged to proactively consult and consider implications on neighbours. Regarding the profits from such activities, these should be shared with the City Council and directly with Residents – to provide a common interest as well as “checks and balances” and recompense by means of a fund to cover the costs of damage, disturbance and nuisance - rather than merely disappearing in commercial pockets at the cost of Council and residents.
- The maximum noise disturbance of 15dB above normal ambient noise should be stated in any new licence (this value suggested in York Council’s Code of Practice and Guidance on Noise Control for Concerts and Outdoor Events, 2025) and apply to ALL annual events of a new, maximum 12-events per year licence for York Museums Trust and the Museum Garden site as a whole, with the option for them to delegate or subcontract some of these events to third-party organisations like FutureSound. In other words: York Museums Trust, with prime responsibility for Museum Gardens, should “own” and manage the total number of events at the location. There should be no question or possibility for multiple third-party, subcontracted agents like FutureSound to apply for, or be sub-contracted by York Museums Trust to apply for, a licence for up to 12 events at the Museum Garden site. And yes, 15dB maximum above the ambient sound level (for a maximum of 15 minutes) at that location, AT THAT TIME OF DAY – should applying to ALL 12 (MAXIMUM) SUCH EVENT DAYS (as defined by the Council Guide on Noise Control). Any licence should transparently state the maximum number of events, noise and access arrangements. There should not be scope for “sound creep” on the number or dB range of noisy events – for example, by enabling multiple sub-contracted organisers like FutureSound each to receive a 3-event or 12-event licence for Museum Gardens with York Museums Trust in “full control over the total number of events,”
- All the considerations, objectives and constraints should appear in one approval document – focussed firstly on York Museums Trust – tuned to the particular circumstances and complications of their important site – allowing neighbours as well as all other affected parties to be informed and consulted in plain and concise fashion – about the intended nature, organisation, objectives and likely knock-on effects and disturbance of specific future events – without those parties having to keep step with multiple developments on multiple different fronts (e.g. changes in a separate noise guidelines document, changes in alcohol offerings or opening hours defined in separate licensing regulations, changes in noise protection permissible in listed buildings etc.)

THIS REPRESENTATION IS MADE ON BEHALF OF:

Marygate, York

Marygate, York

Marygate, York

Marygate, York

Marygate, York

Marygate, York

Marygate, York

From:
Sent: 14 May 2026 13:54
To: licensing@york.gov.uk
Subject: Representation regarding the new licence application for York Museum Gardens
Categories: Helen

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.

This representation concerns the application for a new Licence for the premises known as York Museum Gardens, Museum Street, York YO1 7FR.

The representation is made by Marygate, York, YO30 7BH on Thursday 14 May 2026
by email to licensing@york.gov.uk

The representation is made with specific relevance to the licensing objective of **"The prevention of public nuisance."**

1 Insufficiently clear application

The language used in the application for the grant of a premises licence is insufficiently clear and is therefore ambiguous about the relationship between the types and numbers and duration of the activities proposed. Clarification of these factors is of crucial importance to weighing up the extent of the likely nuisance. For example, it is unclear whether "for a maximum of 12 days in any one calendar year" means 12 days of Live Music, or 12 days of each of the four categories totalling 48 days, or whether it is a mix of each activity to a maximum of 12 days. Although presumably one of those 12 days is allotted to the York Proms.

2 Loss of residents' amenity

While the Licensing and Regulatory Committee's purview is limited to controlling the sale of alcohol and the regulated activities it is worth pointing out that for residents living on Marygate and surrounding streets a great deal of the public nuisance is related to the days before and after the activities. The 2024 Futuresound music event itself was for 3 days but the prior Build Phase lasted 4 days and the subsequent Break Phase lasted 3 days - a total of 10 days of disruption for residents and the Gardens closed to the public. The huge vehicle activity along Marygate clearly increases the risks to pedestrians and motorists. The loss of so many residents car park spaces is a significant problem as the pressure is already high for available spaces. These spaces are charged for by YCC so will compensation be available?

3 Cumulative Impact

As a resident adjacent to the premises, I am concerned to find that I may have imposed upon me 4 sets of rock concerts, ie 12 days of rock music (which due to the weather will all have to be in either July or early September (August being the holiday month)). Including the site works, that is 36 days worth of upheaval and noise with no real respite for residents - the cumulative impact of that intensity would be intolerable. Moreover, this period in the year is exactly the time of year when visitors to York would be drawn to the

Garden as one of the very few peaceful havens available in York. It is also the same period in which I would want to spend pleasant evenings in my own garden - which now may be impossible.

4 Noise levels

YCC's Code of Practice and Guidance Notes on Noise Control for Concerts and Outdoor Events clause 4.2.3 states that for more than 3 events in a year the Maximum Noise Level expressed as an LAeq should not exceed the background noise level by more than 15dB(A) over a 15 minute period. It is important that the Committee draws the applicants attention to this and that a reading is taken of the background noise in the Gardens at times through a couple of evenings so that the actual background noise level can be measured and agreed by all the parties, including residents

5 Capacity of the Premises

If the capacity figure (including staff) is over 5,000 this is not only a crucial figure for the application process and fee but will result in more that 30,000 people movements to and from the site in the July and September period. This is a lot to achieve without surrounding disturbance and the Committee should consider imposing a cap on numbers.

6 Increased hours of the sale of alcohol

The new application increases the hours of the sale of alcohol over the existing licence by 15 mins to 23:00 on Fridays, Saturdays and Sundays and therefore extends 30 minutes past the time of the various activities outlined. This will undoubtedly increase the likelihood of anti-social behaviour from the audience leaving the premises affecting near neighbours late at night and should therefore be refused.

7 Lack of Consultation

In its Statement of Licensing Policy 2025-2030 section 7.4 YCC recommends the applicant make early consultation with responsible authorities, such as the Police. That may well have happened but I am not aware of any consultation undertaken by the applicant with those most affected by the imposition of this increased public nuisance - the surrounding residents. Museum Gardens is a most sensitive site adjacent to many households and it is extraordinary that, as far as I am aware, the applicant or premises owner, has not made any overtures to residents nearby who are all stakeholders in ensuring a properly drafted and carefully controlled Premises Licence becomes agreed.

In conclusion:

- i the ambiguity of the statement "for a maximum of 12 days in any one calendar year"**
- ii the lack of any sense of control or limitations regarding the license period**
- iii the cumulative impact of these activities, and**
- iv the lack of public consultation made by either the applicant or the owner of the premises**

4

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From: _____
Sent: 13 May 2026 17:29
To: licensing@york.gov.uk
Subject: Re: Support for Premises Licence Application - Future Sounds Group

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.

To whom it may concern,

I am writing to express my support for the premises licence application submitted by Future Sounds Group for their events at the York Museum Gardens.

I strongly believe that this series of events will once again be a positive addition to the local area and will contribute to the community in both a responsible and beneficial manner. From my experience of their previous events, I know that the applicant is committed to operating in accordance with all licensing objectives, including the prevention of crime and disorder, public safety, the prevention of public nuisance, and the protection of their customers from harm.

I have attended events organised by Future Sounds on a number of occasions and have found them to be responsible, professional, and considerate. I am confident they will manage the on site events appropriately and respond promptly to any concerns raised by local residents or authorities - as they have done previously.

The proposed events undoubtedly bring much to the local economy whilst providing some much needed additional culture for the people of York and its thousands of tourists.

For these reasons, I respectfully ask the Licensing Authority to approve this application.

Yours faithfully,

Art | Gardens | Events

Tel:

Email: _____

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This communication is from City of York Council.

The information contained within, and in any attachment(s), is confidential and legally privileged. It is for the exclusive use of the intended recipient(s). If you are not the intended recipient(s), please note that any form

means that the licence application as currently drafted should be either withdrawn or refused. Much more consideration, with residents, of what the application is actually trying to achieve is needed and then it can re-submitted with the with the necessary controls regarding timing and frequency built in.

Finally, I wryly quote from an email I received from the previous Chair of York Museums Trust, James Grierson, on 22 July 2024 shortly after the first rock concerts took place in which he stated to me, "If it's any consolation we envisage concerts like these only very rarely."

From:
Sent: 14 May 2026 23:09
To: licensing@york.gov.uk
Subject: Application for Museum Street, York, YO1 7FR 8.4.26

Follow Up Flag: Follow up
Flag Status: Flagged

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.

Date: 08 April 2026 Applicant: Futuresound Events Limited

Comments / Representations

Re the licence requested.

As such I am opposed to granting this many extra days due to the detrimental effect from noise and disruption to the residents in the near vicinity and those on the other side of the railway lines who will also have to put up with the noise.

It should be noted that a commercial organisation is making the request and is it about time that the views of the residences of York be taken into account rather than the councils view that almost anything that brings in tourists to York is good. Many residences, who regularly use or would like to use the City centre believe that there are already too many tourists and that they negatively impact on residences lives.

That being said it is understood that the Museums Trust require funding to continue and allowing more events will satisfy this.

If it is allowed there should be safeguards with in the licence.

1. Futuresound Events Limited have already said that should they get the licence they would wish to use all the in one block during the summer. This would mean that residence would have to put up with noise intrusion for a full summer month. This is grossly unfair. Therefore, I would request/suggest that there should be at least 14 days between ending of one event (including striking and erecting any sets etc) i.e. no more than 2 events could be run in the same month. (though preferably only one)
2. That there be no construction, practice or events taking place during St Olave's services on Fridays and Sundays and where possible that Futuresound liaise with the church to see if a quiet period can be held during funerals and weddings (this is a source of income to the church which like the Trust is a charity as such).
3. That as part of granting any licence is that any organisation is not allowed to apply for an increase in days for a period of at least five years. This will prevent creep and allow residences

to gauge the problems of any increase. You may also want to consider how many years this license is granted for.

4. That the entrance on Marygate is not used either before, during or after any event and that crowds be stewarded out of the Museum street entrance or the river entrance to the Marygate carpark if in use, via the flood door (aprox 1000 people). This would reduce the noise effect on local residences.

I can not find what information you require about me to make a rep against so assume that my name and that I live in the parish is sufficient.

Regards

Longfield Terrace

4030 7DJ



City of York Council
Licensing Services
Hazel Court EcoDepot
James Street
York
Y010 3DS

14th May 2026

Supporting Letter for Premises Licence Application – Futuresound Events Limited, at York Museum Gardens.

Dear Licensing Team,

I am writing in support of the application for a new premises licence for Futuresound Events Limited located at York Museum Gardens (8th April 2026).

The last two years of 'Live at Museum Gardens' concert series has proved itself to be a well organised event and addition to York's cultural offer for both residents and visitors to the city.

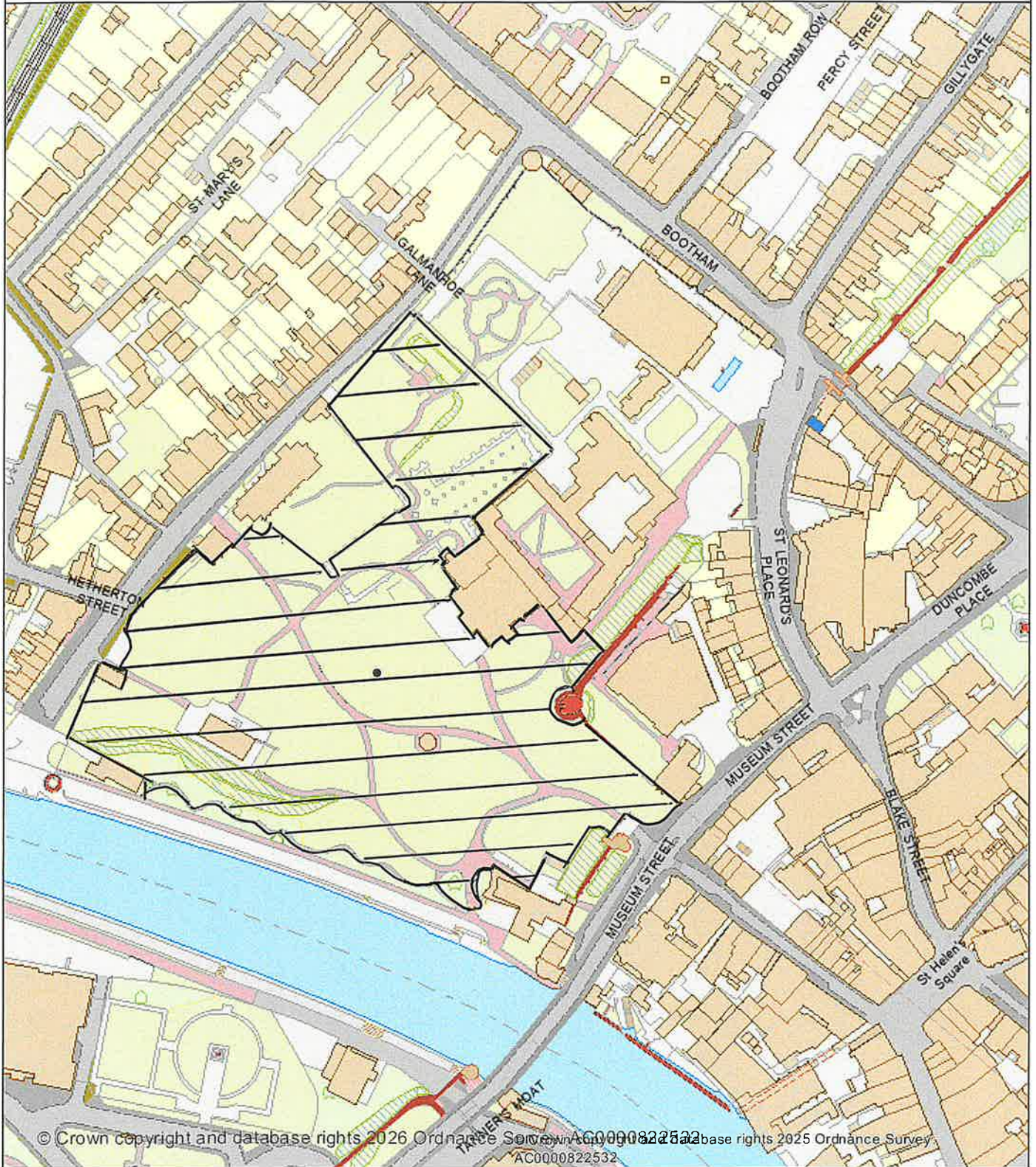
The concerts have not only positioned York on a national platform of high-quality summer events, they've had an economic impact on the city's nighttime economy in terms of local hospitality, overnight stays, transport and most importantly a much needed income revenue to York Museum's Trust.

Make it York supports the growth and development of the event which has proven to be committed to promoting Licensing objectives, operating with a safe and responsible management plan, community engagement events for local residents, a noise management plan and strong relationship with York Museums Trust. In the current economic climate, with scarce funding available, the Trust, an independent charity, needs to diversify its' income streams to maintain its' rich heritage offer which is a vital component of York's cultural and historical fabric, keeping the city vibrant year-round.

Yours faithfully,

· Make it York

Annex 7 - Map



Date: 18 May 2026
Author: City of York Council
Scale: 1:2,500



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

MANDATORY CONDITIONS WHERE LICENCE AUTHORISES SUPPLY OF ALCOHOL

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

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

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

7. The responsible person must ensure that –

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

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

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

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

MANDATORY CONDITION: ALCOHOL PRICING

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

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

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

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

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

where –

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

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

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

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

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

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

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

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

MANDATORY CONDITION: DOOR SUPERVISION

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

MANDATORY CONDITION: EXHIBITION OF FILMS

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

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ANNEX 9

Legislation and Policy Considerations

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

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Licensing Hearing 13 July 2026

Museum Gardens

Additional documents submitted by a Representor

- Email from representor to Agent for the Applicant 29 June 2026

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Email 29 June 2026

Dear Mr Payne,

Thank you for your letter of 20th May regarding the Hearing concerning FutureSound's application for a license in York Museum Gardens.

I am sorry that I have not been able to reply earlier, but maybe you will recognise that dealing with matters of this nature is not my fulltime job.

Regarding your questions: the concerns of Marygate residents have been set out in various representations to the Council Hearing Body. I believe that the submission I contributed also comprehensively cites a number of concerns of numerous residents.

But to put things in a nutshell:

The residents of Marygate would like to see an OVERALL GUIDELINE DOCUMENT covering the overall annual usage and considerations/constraints to be applied to large scale events being planned in the gardens. This document in our view should cover all aspects of number of events allowed, noise, access, times, alcohol consumption, parking restrictions, offloading etc etc – laid out in a clear way, and thought through with particular consideration of the gardens, the nature and limitations of the site and the challenges posed for neighbours in listed buildings etc. With all of this information in a single document, we can feel assured that all aspects have been considered (or request additions/modifications as may turn out to be necessary) and documented in one place. An application like FutureSound's can then be considered in context. Part of the obligation (on YMT) should also be to issue and communicate the proposed annual plan to affected neighbours – and not just by "lamppost mail".

As an example, if t2026 FutureSound events extended to 12 days they would be followed almost immediately by another large scale event: York Proms – and maybe other events? How many other "FutureSounds" are there in 2026? Who knows?

As for eliminating all the residential street parking, it appears to Marygate residents that this is carried out by a separate department within York Council – dealing with individual event organisers on an isolated basis with little consideration for the overall impact. This department has made statements like "the resident's parking permit is no guarantee of parking availability". But just how fair is that if 20 days or more per year will simply be eradicated? An overall guideline would set clear transparent limits and maybe establish clear arrangements.

As stated in our submission, we are considerate and supportive of the sensible use and future of the gardens – but an overall framework should be clear and agreed.

Regards

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