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MEETING	LICENSING/GAMBLING HEARING
DATE	6 MARCH 2008
PRESENT	COUNCILLORS MOORE, TAYLOR AND AYRE

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**77. CHAIR**

RESOLVED: That Councillor Moore be elected as Chair of the meeting.

**78. DECLARATIONS OF INTEREST**

Members were invited to declare any personal or prejudicial interests in any of the business on the agenda. None were declared.

**79. THE DETERMINATION OF AN APPLICATION BY STATION MANAGER ALAN BELL, NORTH YORKSHIRE FIRE & RESCUE SERVICE, THURSTON ROAD, NORTHALLERTON, DL6 2NB FOR THE REVIEW OF A PREMISES LICENCE [SECTION 52(2)] IN RESPECT OF THE EVIL EYE, 42 STONEGATE, YORK. (CYC-009184)**

At the start of the meeting the Chair clarified that all parties would be happy for Councillor Wiseman to stay for the duration of the proceedings for training purposes. It was stated that she would not take part on any discussions. All parties were in agreement that she could stay.

City of York Council's legal advisor reported that there had been extensive discussions between the Licensing Officer, North Yorkshire Fire and Rescue Service and the Licensee and all parties had agreed a condition in relation to an occupancy figure for the premises.

Members were presented with the following options:

- Option a** To modify the conditions of the licence
- Option b** To exclude a licensable activity from the scope of the licence
- Option c** To remove the designated premises supervisor
- Option d** To suspend the licence for a period not exceeding three months
- Option e** To revoke the licence.

RESOLVED: That in line with Option a; the premises licence be modified to include the following additional condition:

- For the maintenance of public safety, the maximum occupation of the premises (including staff) at any one time shall not exceed 100 (one hundred) and this capacity shall be monitored regularly.

REASON: To address the representations made in respect of  
Public Safety.

Councillor R Moore, Chair  
[The meeting started at 10.10 am and finished at 10.25 am].