

LICENSING & APPEALS SUB-COMMITTEE

(Members are asked to arrive by 10am)

at 10.15am on Thursday 8th March 2018
in the Staincliffe Room, Belle Vue Square, Broughton Road, Skipton

AGENDA

Sub-Committee Membership : Councillors Ireton, Moorby and Solloway.

1. **Apologies for absence.**
2. **Appointment of Chairman for the Hearing.**
3. **Declarations of Interest** – Members are invited to declare any interests (including the nature of those interests) they have in the item appearing on this agenda.

(Note: If any of the Sub-Committee's Members believe they may have an interest they are asked to inform the agenda contact officer before the date of the Hearing as the attendance of a replacement Member may need to be arranged.)

4. **Licensing Act 2003 Application for Grant of Premises Licence at 18/20 Coach Street, Skipton** – The Sub-Committee is asked to consider an application for the grant of a premises licence in respect of 18 – 20 Coach Street Skipton to be known as Elsworth's Kitchen.

Report of the Licensing Manager attached.

5. Any other items which the Chairman decides are urgent in accordance with Section 100B(4) of the Local Government Act, 1972.

Agenda Contact Officer- Vicky Davies Email committees@cravenc.gov.uk
Tel. 01756 706486
28th February 2018



Licensing and Appeals Sub-Committee

8 March 2018

Licensing Act 2003

Application for Grant of Premises Licence Elsworth's Kitchen 18-20 Coach Street, Skipton BD23 1LH

Ward(s) affected: Skipton North

Report of Deborah Bragg, Licensing Manager

1. Purpose of Report– To consider an application by Maurice Bruce Elsworth and Rebecca Dawn Elsworth for the Grant of a premises licence for 18-20 Coach Street, Skipton BD23 1LH and to be known as Elsworth's Kitchen.

2. Recommendation

Members are requested to determine the enclosed application with a view to promoting the licensing objectives:

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

The Sub-Committee must take such of the following steps as it considers appropriate for the promotion of the licensing objectives:

The steps are—

- a. to grant the licence as applied for
 - i. subject to conditions consistent with the operating schedule and as modified to such extent as the authority considers appropriate for the promotion of the licensing objectives, and
 - ii. any condition which must under section 19, 20 or 21 (mandatory conditions) be included in the licence;
- b. to exclude from the scope of the licence any of the licensable activities to which the application relates;
- c. to refuse to specify a person in the licence as the premises supervisor;
- d. to reject the application.

3. Background

On 10 January 2018 the Licensing Authority received an application for the GRANT of a premises licence for 18/20 Coach Street, Skipton BD23 2LH. The premise has never held a licence before and wishes to operate as a food led business with the ability to hold functions at later times than normal day to day business hours (as and when booked).

4. **Application**

The application, along with plan of the premise is attached at Appendix A.

5. **Consultation**

The application has been served on all the responsible authorities and the applicant confirmed that the statutory notices were displayed on site and published in the local newspaper.

A representation has been received and is attached at Appendix B for members' consideration. The Licensing Authority made the applicants aware of the representation and they attempted to deal with the concerns of the objector but the representation has not been withdrawn. These letters are attached at Appendix C.

The representation is based on the Prevention of Public Nuisance Licensing Objective.

In addition North Yorkshire Police corresponded with the applicant who agreed to the operating schedule being amended to include additional conditions around the Prevention of Crime and Disorder. This is attached at Appendix D.

No other representations have been received from any of the Responsible Authorities.

The representations are based on the Prevention of Public Nuisance Licensing Objective.

6. **Summary of Key Points**

The applicant has applied for the following:-

Sale by Retail of Alcohol (for consumption both on and off the premises)

Monday to Sunday 08.00 to 01.00 the following morning
New Year's Eve 08.00 to 01.00 the following morning

Recorded Music (Indoors only)

Monday to Sunday 23.00 to 01.00 the following morning
New Year's Eve 23.00 to 01.00 the following morning

Late Night Refreshment (Indoors only)

Monday to Sunday 08.00 to 01.00 the following morning
New Year's Eve 08.00 to 01.00 the following morning

Opening Hours of Premises

Monday to Sunday 08.00 to 01.00 the following morning
New Year's Eve 08.00 to 01.00 the following morning

7. **Steps to Promote the Licensing Objectives**

The applicant has applied for the Grant of a Premise Licence and has completed the operating schedule; this is attached at Appendix A along with the application form

8. S182 Home Office Guidance

The following paragraphs from the Home Office Guidance issued under Section 182 of the Licensing Act 2003 are of particular relevance to this application:

Determining actions that are appropriate for the promotion of the licensing objectives

- 9.41 Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case-by-case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be.
- 9.42 The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.
- 9.43 Determination of whether an action or step is appropriate for the promotion of the licensing objectives requires an assessment of what action or step would be suitable to achieve that end. While this does not therefore require a licensing authority to decide that no lesser step will achieve the aim, the authority should aim to consider the potential burden that the condition would impose on the premises licence holder (such as the financial burden due to restrictions on licensable activities) as well as the potential benefit in terms of the promotion of the licensing objectives. However, it is imperative that the authority ensures that the factors which form the basis of its determination are limited to consideration of the promotion of the objectives and nothing outside those parameters. As with the consideration of licence variations, the licensing authority should consider wider issues such as other conditions already in place to mitigate potential negative impact on the promotion of the licensing objectives and the track record of the business. Further advice on determining what is appropriate when imposing conditions on a licence or certificate is provided in Chapter 10. The licensing authority is expected to come to its determination based on an assessment of the evidence

Members are invited to consider all relevant parts of the s182 Guidance. Copies of the Guidance will be available to Members at the meeting.

9. Reasons for Recommendation

Members of the Licensing and Appeals Sub Committee are responsible for determining such applications.

Before making a decision, members are asked to consider the following matters:

- The representations made by interested parties and responsible authorities;
- The submissions made by, or on behalf of, the applicant;
- The relevant licensing objectives, namely Prevention of Crime and Disorder and Prevention of Public Nuisance
- The Licensing Act 2003, Regulations, s182 Guidance and the Council's Statement of Licensing Policy (August 2016).

10. Implications

10.1 Financial Implications - None

10.2 Legal Implications: If Members decide to refuse the application, or attach conditions to the premises licence which the applicant does not agree to, the applicant may appeal to the Magistrates' Court within a period of 21 days beginning with the day that the applicant is notified, in writing, of the decision.

10.3 Policy Implications - Craven District Council's Licensing Policy

The following paragraphs from Craven District Council's Statement of Licensing Policy agreed by Full Council on the 2nd August 2016 are relevant to the application:

The Policy Statement is designed to deal with matters within the control of the Licensee and is centred on the premises at which the business is carried on and the effect that the operating of that business has on the vicinity.

Every application considered by the Council under the terms of this policy, will be considered on its own merits and regard will be given to guidance issued under Section 182 of the Licensing Act 2003, the Licensing Act 2003 generally and any supporting regulations. Licence conditions will be tailored to the individual application and only those necessary to meet the licensing objectives will be imposed. Licence conditions will not be imposed where other regulatory regimes provide sufficient protection to the public (e.g. health and safety at work and fire safety legislation).

Conditions will be drawn from the list set out in Appendix C to this policy document. The list is not exclusive and may be varied from time to time as considered necessary.

When considering what conditions, if any, will be attached to licences there will be openness, transparency and reasonableness. Officers will seek to discuss proposed conditions in advance with the applicant and/or representative with the aim of achieving an agreement whilst fulfilling the licensing objectives.

Licence conditions are a key method of achieving the Licensing Act objectives and give clear goals and standards to licensees and persons who may wish to make relevant representations.

The Council maintains that licensing is about the control of licensed premises, qualifying clubs and temporary events within the terms of the 2003 Act and any terms and conditions attached to licences will be focused on matters which are within the control of individual licensees and others granted relevant permissions. Licensing is not a mechanism for the general control of anti-social behaviour by individuals once they are beyond the direct control of the individual, club or business holding the licence, certificate or permission concerned.

It should be noted that Licensing is only one means of addressing the problems that may arise from the activities carried on at licensed premises. Other mechanisms include:

- Planning controls
- Powers of local authorities to designate parts of the local authority area as places where alcohol may not be consumed publicly and confiscation of alcohol in these areas;
- Police powers to close down premises or temporary events for up to 24 hours on the grounds of disorder, the likelihood of disorder or excessive noise;
- Prosecution of personal licence holders who sell alcohol to people who are drunk;
- Powers of the Police, responsible authorities or a local resident or business to seek a review of a licence or premises certificate.

- Positive measures to create a safe and clean town centre environment in partnership with local businesses, transport operators and other departments of the local authority;
- Provision of CCTV surveillance in town centres, ample taxi ranks,
- Provision of public conveniences open late at night, street cleaning and Litter Patrols;
- Police enforcement of the general law concerning disorder and anti-social Behaviour, including the issuing of fixed penalty notices;

Anti-Social Behaviour

The Anti-Social Behaviour Act 2003 is designed to provide Local Authorities and the Police with a wider and more flexible range of powers in meeting existing responsibilities and to respond to the needs of their communities. The Act provides new powers and sanctions to deal with serious anti-social behaviour including the immediate closure of licensed premises causing a public noise nuisance.

Crime Prevention Strategies

Prevention of crime and disorder is both an objective of the Licensing Act 2003 and an important responsibility of the Council under the Crime and Disorder Act 1998. It is important, therefore, that the applicant be able to demonstrate to the Council the practical steps that will be taken to further this objective.

Door-staff have received increasing praise for their actions in reducing crime and disorder and helping the police with their investigations. The Council therefore sees door-staff as key players in crime and disorder control.

The following list is not intended to be exhaustive, but sets out normal considerations to be taken into account by the Council.

Under the Crime and Disorder Act 1998, local authorities must have regard to the likely effect of the exercise of their functions on, and do all they can to prevent crime and disorder in their area. The Council will have particular regard to the likely impact of licensing on related crime and disorder in the Craven district, particularly when considering the location and impact of the operation and management of all proposed licence applications, renewals and variations of conditions.

The Licensing Policy states - that Council will consider the following with regard to a licence application:

- *Increasing outside lighting levels*
- *Use of CCTV both within and outside the premises*
- *Search facilities*
- *Procedures for risk-assessing promotions and events such as "happy hours" for the potential to cause problems of crime and disorder, and plans for minimising such risks*
- *Measures to prevent the use or supply of illegal drugs*
- *Employment of licensed door supervisors and other appropriately trained staff*
- *Participation in an appropriate Watch Scheme (such as S.T.A.N.D.) or other body designed to ensure effective liaison with the local community and statutory bodies.*
- *Steps taken to prevent underage drinking in licensed premises or supply of alcohol intended to be consumed by underage persons off the premises.*

- *Banned from one, banned from all" schemes operated by and for licensees are recognised by the Council as a highly successful tool in reducing crime and disorder on premises. The Council views participation in such schemes as by no means compulsory but any application will be strengthened by active participation*
- *Any application involving late night take-away food should be accompanied by a crowd management plan. The plan should demonstrate steps to be taken to avoid build-up of queues and to reduce the likelihood of disorder or violence. The Council views ineffective management of crowds as a key reason to refuse an application involving late night take-away food.*

For further information reference should be made to the Home Office document tackling alcohol-related crime disorder and nuisance – 'action plan and alcohol-related crime tool-kit'. For further guidance and assistance on developing crime prevention strategies contact should be through the Community Safety Officer at Skipton Police Station.

Statutory Nuisance

The Environmental Protection Act 1990 places a duty on Local Authorities to investigate complaints of nuisance, which include noise and take enforcement action where a statutory nuisance exists.

The Licensing Act provides the power for the Police to close licensing premises (temporarily) to prevent nuisance to the public as a result of noise from the premises. Joint working protocols between Environmental Health Officers, Police and licensing staff will ensure that these control measures are properly used to protect the local environment. It should be noted that the power available to deal with noise nuisance will be extended by the Anti-Social Behaviour Act 2003.

The Council will impose conditions in relation to licensed premises to prevent unnecessary noise and disturbance to local residents, as it considers appropriate. This may include restrictions on time when music or other licensable activities may take place. We may impose technical restrictions and permissible levels of sound at premises. Conditions may also be imposed requiring licensees to display signs at all exits from premises reminding customers to leave premises quietly and to respect the rights of nearby residents.

The following paragraphs from the Home Office Guidance issued under Section 182 of the Licensing Act 2003 are of particular relevance to this application:

- 11. Consultations with Others** – With Responsible Authorities and Interested Parties including Local Councillors
- 12. Access to Information:** Licensing Act 2003, Guidance issued under section 182 of the Licensing Act 2003 and Craven District Council Licensing Policy 2nd August 2016
- 13. Author of the Report**– Deborah Bragg, Licensing Manager, telephone 01756 746343, email dbragg@cravenc.gov.uk
- 14. Appendices** –
 - Appendix A** – Application including Plans
 - Appendix B** – Letter of representation from Mr R Reynoldson
 - Appendix C** – Correspondence with Mr Reynoldson
 - Appendix D** – Correspondence between applicant and North Yorkshire Police agreeing to amendments to Operating Schedule

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.

Mance *David*
I/We **BRUCE & REBECCA ELSWORTH** (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 18-20 COACH STREET (ELSWORTH KITCHEN)	
Post town SKIPTON	Post code BD23 1LH

Telephone number of premises (if any)

[Redacted]

Non domestic rateable value of premises

[Redacted]

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
 - o statutory function or
 - o 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: 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):

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr Mrs Miss Ms Other title (for example, Rev) _____

Surname

First names

Esworth

~~David~~ Rebecca Dawn

Please tick yes

Date of Birth

[Redacted]

I am 18 years old or over

Nationality

British

Current postal address if different from premises address

[Redacted]

Post Town

[Redacted]

Postcode

[Redacted]

Daytime contact telephone number

[Redacted]

Email address (optional)

[Redacted]

(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
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)

E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

Day	Month	Year

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)

CAFE / RESTAURANT - PROVIDING LUNCH,
BRUNCH & AFTERNOON TEA AND TAKEAWAYS.
FUNCTION ROOM UPSTAIRS FOR USE
AND USE FOR KIDNEY WORKSHOPS. OPENING LATER
AT WEEKENDS AND POSSIBLY NEW YEAR EVE.
- SEE ADDITIONAL SHEET.

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

--

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

(Please see sections 1 and 14 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	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed				State any seasonal variations for performing play (please read guidance note 5)	
Thur					
Fri				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)	
Sat					
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	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed				State any seasonal variations for the exhibition of films (please read guidance note 5)	
Thur					
Fri				Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 6)	
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 5)
Tue			
Wed			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)
Thur			
Fri			
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)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)	Both	<input type="checkbox"/>
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	<input checked="" type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	Please give further details here (please read guidance note 4)					
Mon	0000 2300	0100 0000						
Tue	0000 2300	0100 0000	State any seasonal variations for the performance of live music (please read guidance note 5)					
Wed	0000 2300	0100 0000						
Thur	0000 2300	0100 0000	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	0000 2300	0100 0000				New Years Eve. 23.00 to 01.00.		
Sat	0000 2300	0100 0000						
Sun	0000 2300	0100 0000						

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	Please give further details here (please read guidance note 4)					
Mon	0000 2300	0100 0000						
Tue	0000 2300	0100 0000	State any seasonal variations for the playing of recorded music (please read guidance note 5)					
Wed	0000 2300	0100 0000						
Thur	0000 2300	0100 0000	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	0000 2300	0100 0000				New Years Eve. 23.00 to 01.00.		
Sat	0000 2300	0100 0000						
Sun	0000 2300	0100 0000						

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

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
			Will the entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>	
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for the entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)		
Wed					
Thur			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)		
Fri					
Sat					
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>						
				Outdoors	<input type="checkbox"/>						
				Both	<input type="checkbox"/>						
Day	Start	Finish	Please give further details here (please read guidance note 4)								
Mon	00 30 23 00	01 30 00 00									
Tue	00 00 23 30	01 30 00 00	State any seasonal variations for the provision of late night refreshment (please read guidance note 5)								
Wed	00 30 23 50	01 00 00 30				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)					
Thur	00 00 23 30	01 00 00 00	New Year Eve 23.00 To 01.00								
Fri	00 00 23 30	01 30 00 30									
Sat	00 00 23 30	01 30 00 00									
Sun	00 00 23 30	01 00 00 30									

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	<input type="checkbox"/>						
				Off the premises	<input type="checkbox"/>						
				Both	<input checked="" type="checkbox"/>						
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)								
Mon	00 00 09 30	01 00 00 30									
Tue	00 00 23 30	01 00 00 00	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list. (please read guidance note 6)								
Wed	00 00 23 00	01 00 00 30				New Year Eve 08.00 To 01.00 Tue. Following morning.					
Thur	00 30 23 00	01 00 00 30									
Fri	00 30 23 00	01 00 00 30									
Sat	00 00 23 30	01 00 00 30									
Sun	00 30 23 30	01 00 00 30									

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

REBECCA DAWN. ELSWORTH.

Address



Postcode



Personal licence number (if known)



Issuing licensing authority (if known)

CENSW.

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	0800	0100	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)
	0900	0100	
Tue	0800	0100	
	0900	0100	
Wed	0800	0100	
	0900	0100	
Thur	0800	0100	
	0900	0100	
Fri	0800	0100	
	0900	0100	
Sat	0800	0100	
	0900	0100	
Sun	0800	0100	
	0900	0100	

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)

b) The prevention of crime and disorder

① Installation of CCTVs to cover all public areas of premises inc outside. Gates/Exits.
② Locks on Reverser. ③ Staff Training which is Downstairs. ④ Will be an Active Member of Staid.

c) Public safety

① Fire Risk Assessments in Place.
② First Aider on site at all times.
③ Serviced fire extinguishers.

d) The prevention of public nuisance

① Smokers not able to leave premises with Dregs in hand - not allowed directly outside premises.
② Designated Area for Waste bins.
③ Collection of Food Debris with food covers from premises. Specific to GNV Health Care

e) The protection of children from harm

① Challenge 21. ② Only accept proof of 18. With Novacem etc.

③ General. Licencing only at during business hours.

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 (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 PURUANT 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 <ul style="list-style-type: none"> • 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	[Redacted]
Date	10/1/18
Capacity	OWNER

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	[Redacted]
Date	10/01/18
Capacity	OWNER

Contact Name (where not previously given) and address for correspondence associated with this application (please read guidance note 14)	
Post town	Post code
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 by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, when produced in combination with an official document

giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

- A **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - i. working e.g. employment contract, wage slips, letter from the employer,
 - ii. self-employed e.g. contracts, invoices, or audited accounts with a bank,

- iii. studying e.g. letter from the school, college or university and evidence of sufficient funds; or
- iv. self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- i. any page containing the holder's personal details including nationality;
- ii. any page containing the holder's photograph;
- iii. any page containing the holder's signature;
- iv. any page containing the date of expiry; and
- v. any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

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. Your licence application will not be determined until you have complied with this guidance.

This authority is required to protect the public funds it administers. It may share information provided to it with other bodies responsible for; auditing, or administering public funds, or where undertaking a public function, in order to prevent and detect fraud. For more details, see <http://www.cravendc.gov.uk/nfi>

building number: 18-20

Building suffix:

Building name:

Address 1:

Coach Street

Address 2:

Skipton

Address 3:

Address 4:

"Aston Street"

Postcode:

BD23 1LH

4. Description of the Proposed Development

Please describe the proposed development, including relevant information covering noise, odour, storage and handling waste, hours of opening and transport and highways impacts of the development. Where the building is located in a key shopping area, please provide details of any undesirable impact on the sustainability of that shopping area:

Bruce and Rebecca Elsworth would like to open Elsworth Kitchen. This concept will provide a friendly and relaxed atmosphere with an emphasis on healthy eating. The business will use local suppliers and will build on the local supply chain and business links already established by Bruce and Rebecca. Bruce was an Executive Chef at The Angel at Hetton, for 20 years and Rebecca has managed at the Devonshire at Bolton Abbey, Keelhams and Friends of Ham. Between them they have a wealth of experience and want to bring quality food that is accessible at affordable prices.

The business will provide: Brunch, Lunch, Afternoon Teas and healthy take-out dishes/drinks. Also special event evening and days, such as "Cooking with parents and children workshops". We also want to showcase local artists and crafts and hold gallery events and open days.

The business hours will be 8am-5.30pm Tues-Thurs, 8am-10pm Friday and 9am-11pm Saturday. We will offer alcohol to go with meals and we would offer special events once/twice a month but the latest would be 11pm (alcohol license will be applied for) this will be more of an eatery than a bar

Bruce and Rebecca are aware of the smoking policies and will provide signs to notify customers of the 4 meter rule. Because of the proximity of the building to the road, customers will not be encouraged to smoke around the area or surrounding residential areas. Most importantly the business is aware of keeping all external environments clean and that will be a team priority.

We understand that there is no on street parking, but there is a good near by parking at the Coach Street carpark and easy walking distance from the Town centre. There of course will be deliveries to the venue, but there is precedence for this on this street. The development will not impact on the movement of the traffic, as all development is internal. There will be access for vehicles used by construction team needed, but this will be at a minimum and all signs will be erected if needed. We are aware of all building regulations and signs required.

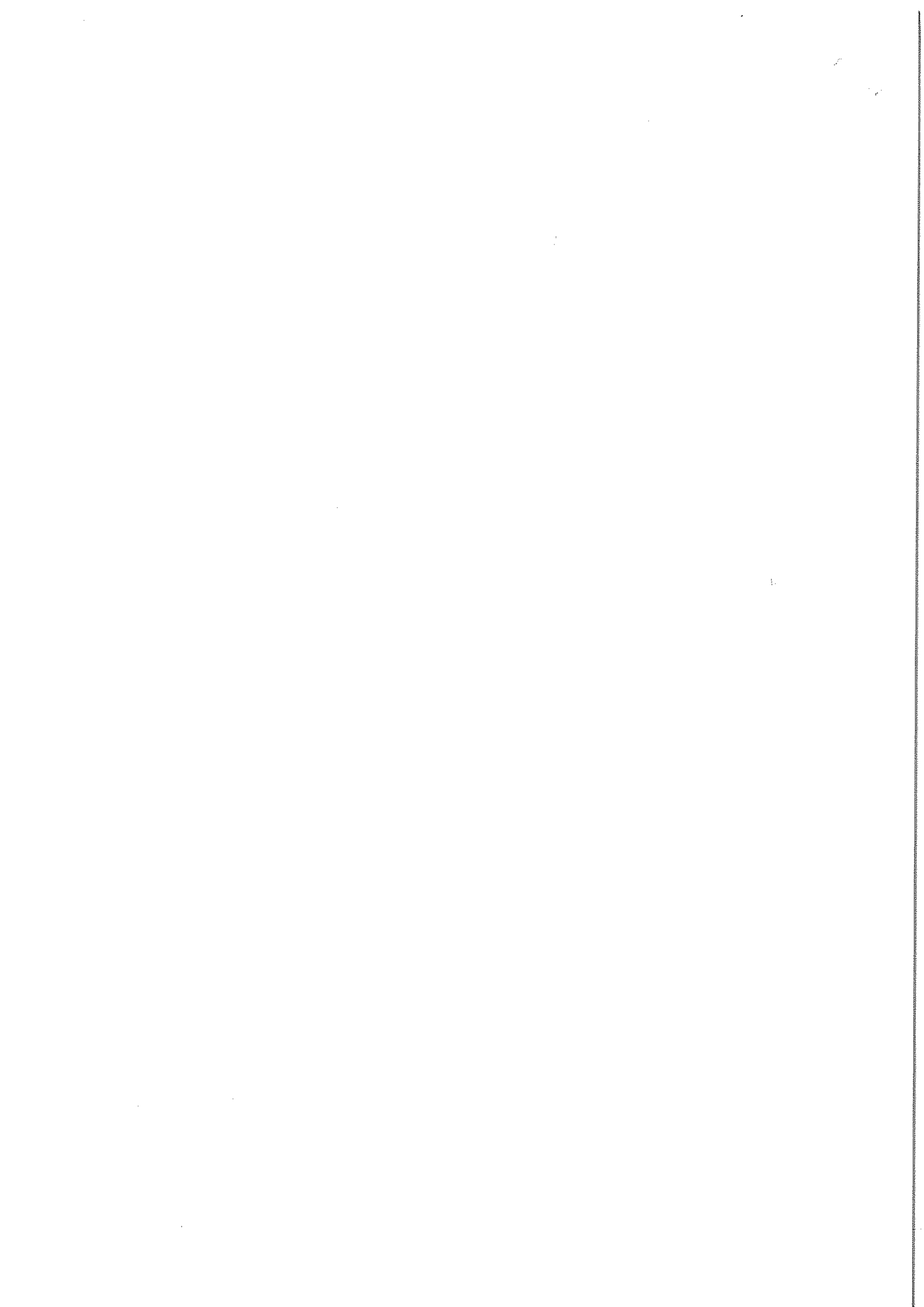
Rebecca has already spoken with the council about where is the best place for commercial waste. The Landlord has identified a designated area which he owns, where bin should be store and is already used by other businesses in this area. The site is easy accessed from the premises and for waste disposal vehicles/workers. One of the priorities of the business is to recycle we have discussed this with the council so we are aware of collection dates, size and costs. We have highlighted the site on the street plan.

Are any associated building works or other operations required to make this change? Yes No

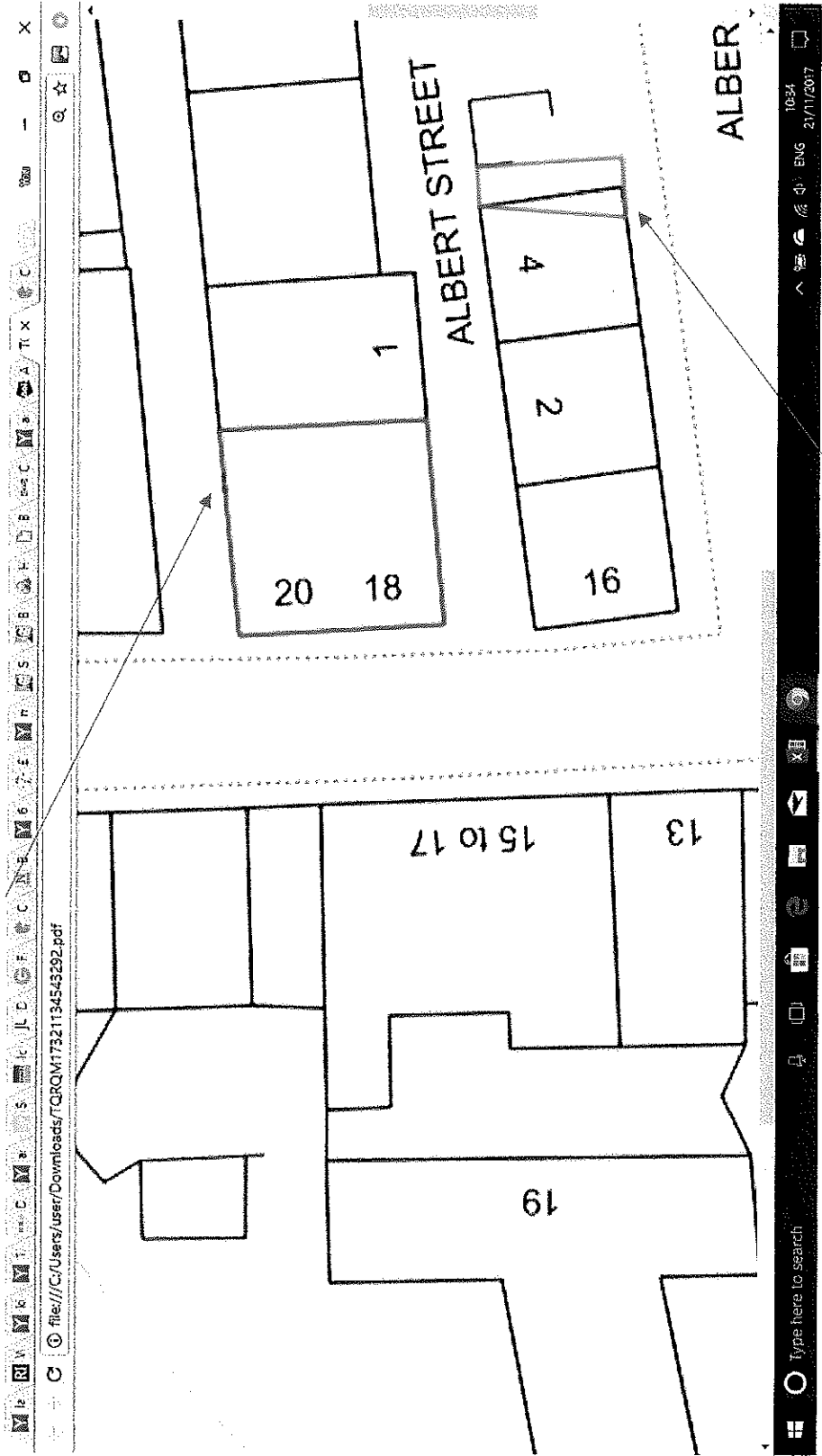
If yes, please provide details of the siting, design and external appearance of the building including ventilation and extraction (including the provision of an external flue) and the storage of rubbish:

The only external work will be to provide an flat extractor fan, this will be no lower then 2.2 meters and flat to the wall on the right side of the building, on the first floor. The business will be using as directed the DW172 specification: DW/172 B&ES Specification for Kitchen Ventilation Systems.

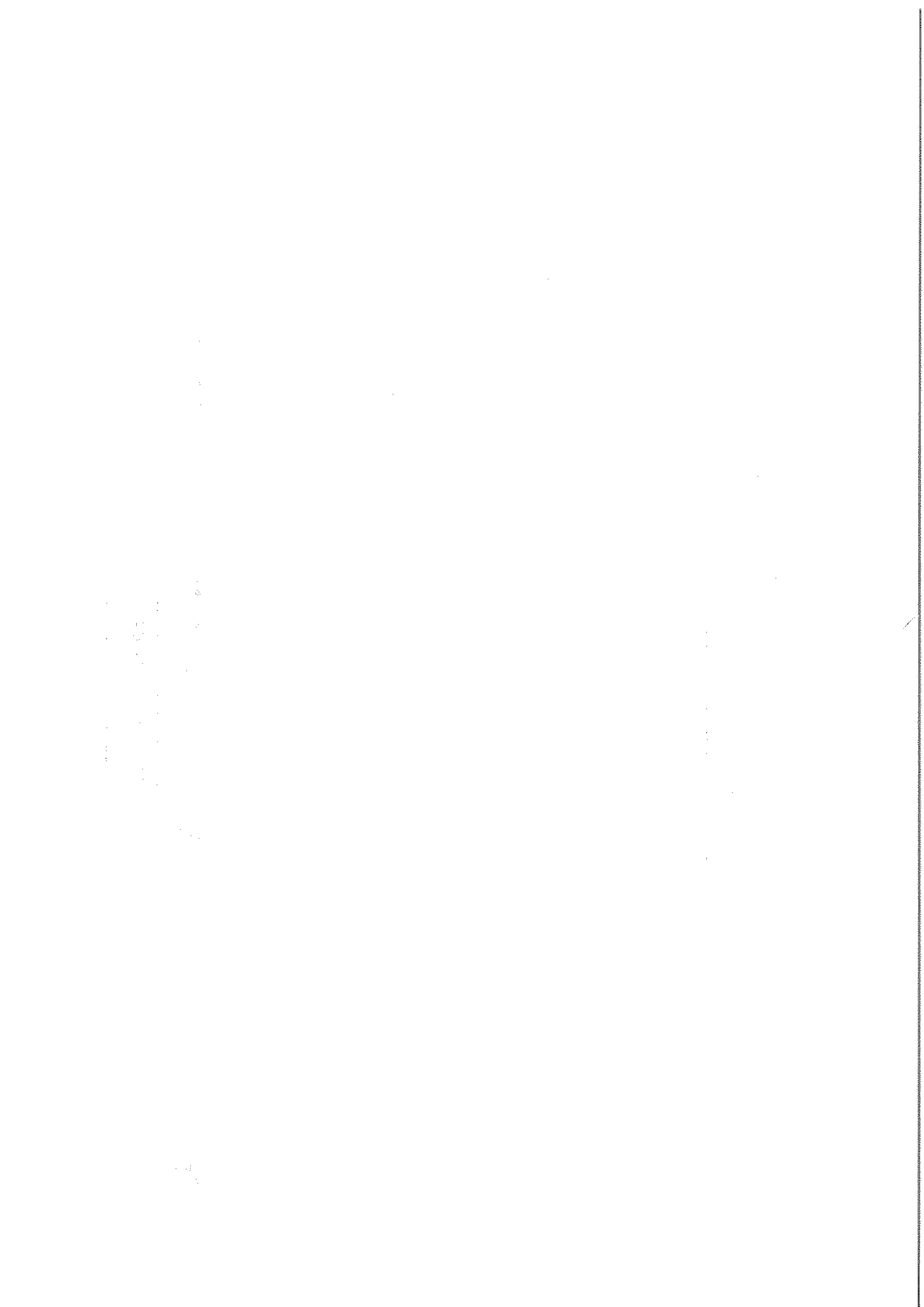
We will also be installing a balanced flue for the gas boiler, this will be located on the second floor under the eaves, out of sight All major work are internal with 2 internal walls removed and a Kitchen and Seating/dining area created; the time-line for that development is envisaged to be about one month. Disruption will be minimal to surrounding buildings and roads and construction team are aware of all measures needed to be taken to maintain that. We will be using local contractors, who are aware of the area



The ventilation system will be positioned on the right hand side of the building 2.2 meters up.



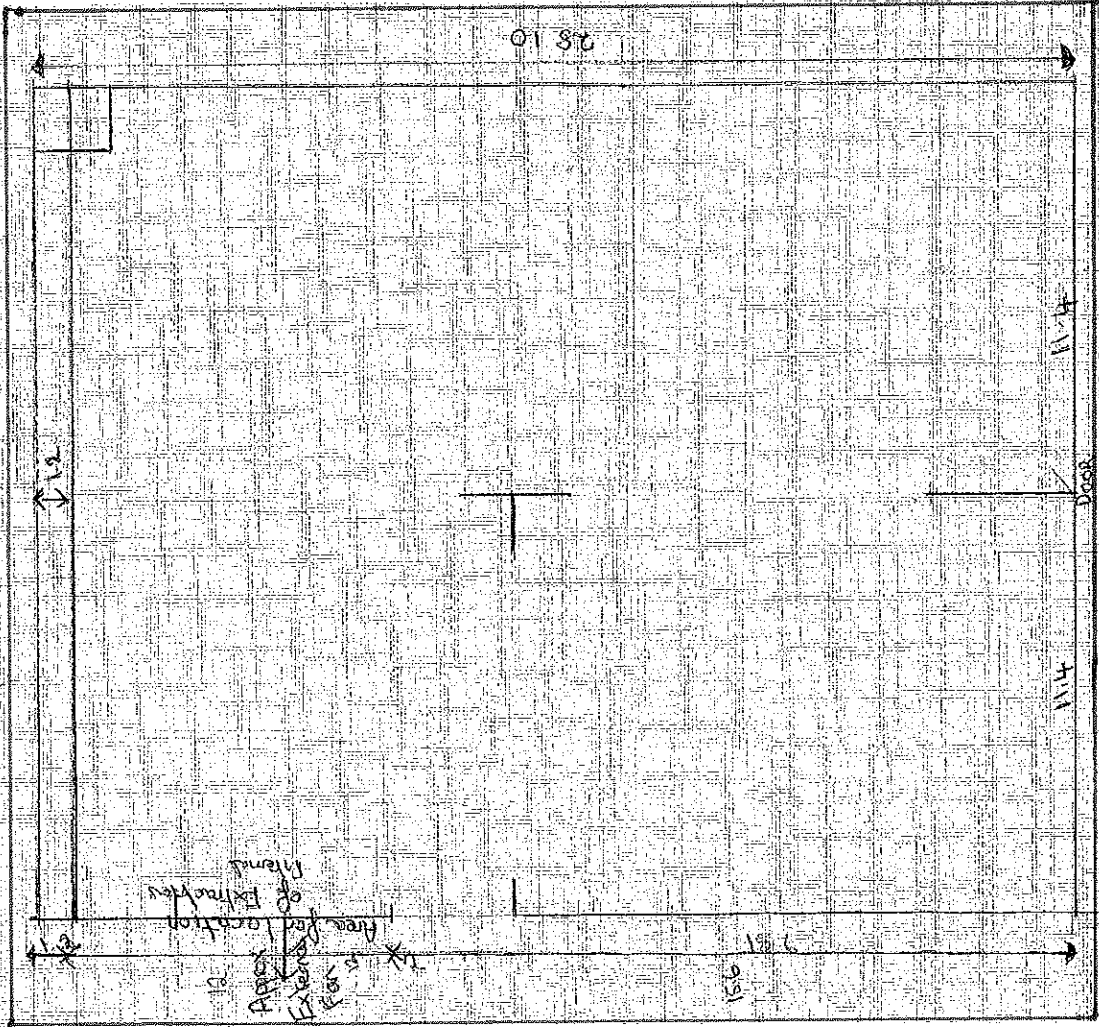
Commercial Waste disposal area



Ceiling Floor Area.

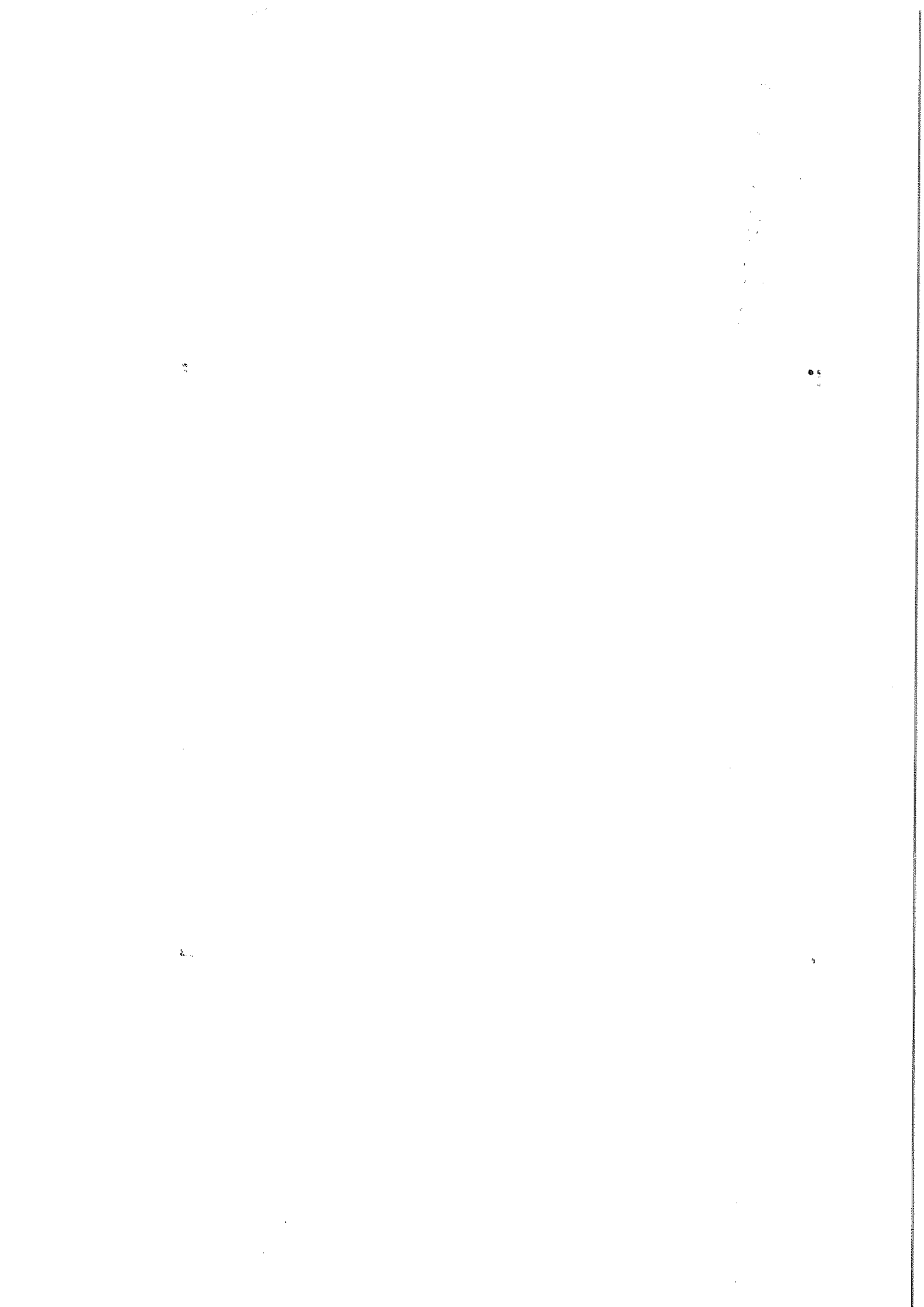
- Licensed Area

PLAN B = Without internal walls



One Square = One Foot

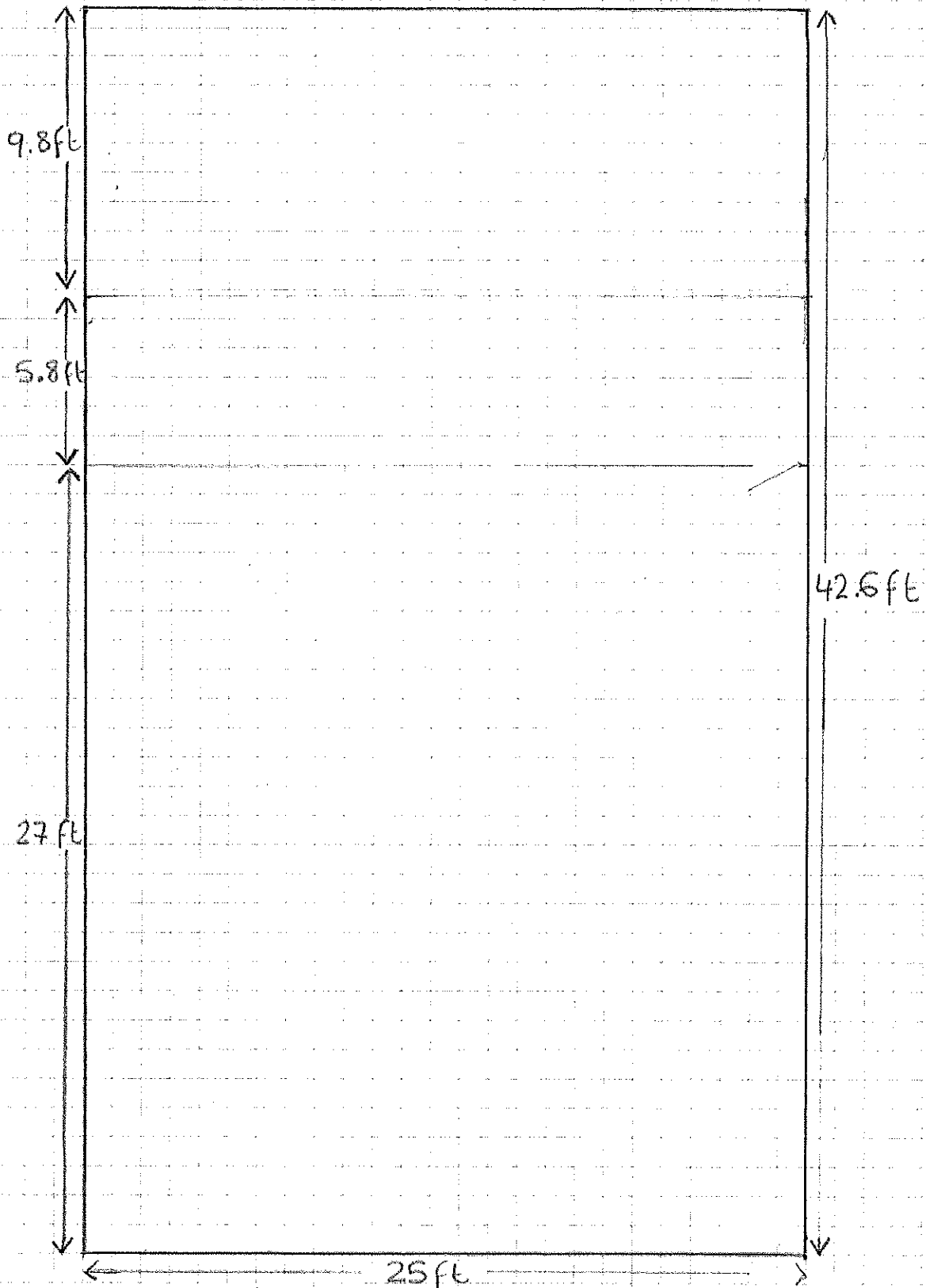
10/25/77



18-20 Coach Street

first floor plan

- Licensed Area



One Square = One foot

1. The first part of the document discusses the importance of maintaining accurate records of all transactions and activities. It emphasizes the need for transparency and accountability in financial reporting.

2. The second part of the document outlines the various methods and techniques used to collect and analyze data. It highlights the importance of using reliable sources and ensuring the accuracy of the information gathered.

3. The third part of the document discusses the challenges and limitations of data collection and analysis. It notes that while technology has advanced significantly, there are still many obstacles to overcome, such as data privacy and security concerns.

4. The fourth part of the document provides a summary of the key findings and conclusions. It reiterates the importance of maintaining accurate records and using reliable data sources to ensure the integrity of the information.

5. The fifth part of the document discusses the implications of the findings for future research and practice. It suggests that further exploration is needed to address the challenges and limitations identified in the study.

6. The sixth part of the document provides a list of references and sources used in the study. It includes a variety of academic journals, books, and online resources that provide additional information on the topics discussed.

7. The seventh part of the document discusses the limitations of the study and the need for further research. It notes that the study was limited to a specific time period and geographic area, and that more data is needed to confirm the findings.

8. The eighth part of the document provides a conclusion and a final summary of the key findings. It emphasizes the importance of maintaining accurate records and using reliable data sources to ensure the integrity of the information.

9. The ninth part of the document discusses the implications of the findings for future research and practice. It suggests that further exploration is needed to address the challenges and limitations identified in the study.

10. The tenth part of the document provides a list of references and sources used in the study. It includes a variety of academic journals, books, and online resources that provide additional information on the topics discussed.

Consent of individual to being specified as premises supervisor

I Rebecca Dawn Elsworth
(full name of prospective premises supervisor)

of [REDACTED]
(home address of prospective premises supervisor)

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

Grant of Premises Licence.
(type of application, i.e. grant, variation, variation of DPS)

by Maurice Bruce O. Rebecca Dawn Elsworth
(name of applicant)

relating to a premises licence 1
(number of existing licence, if any)

for 18-20 Coach Street Sutton B023 6PE.
(name and address of premises to which the application relates)

and any premises licence to be granted or varied in respect of this application made by Maurice Bruce O. Rebecca Dawn Elsworth
(name of applicant)

concerning the supply of alcohol at 18-20 Coach Street Sutton B023 6PE.
(name and address of premises to which application relates)

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

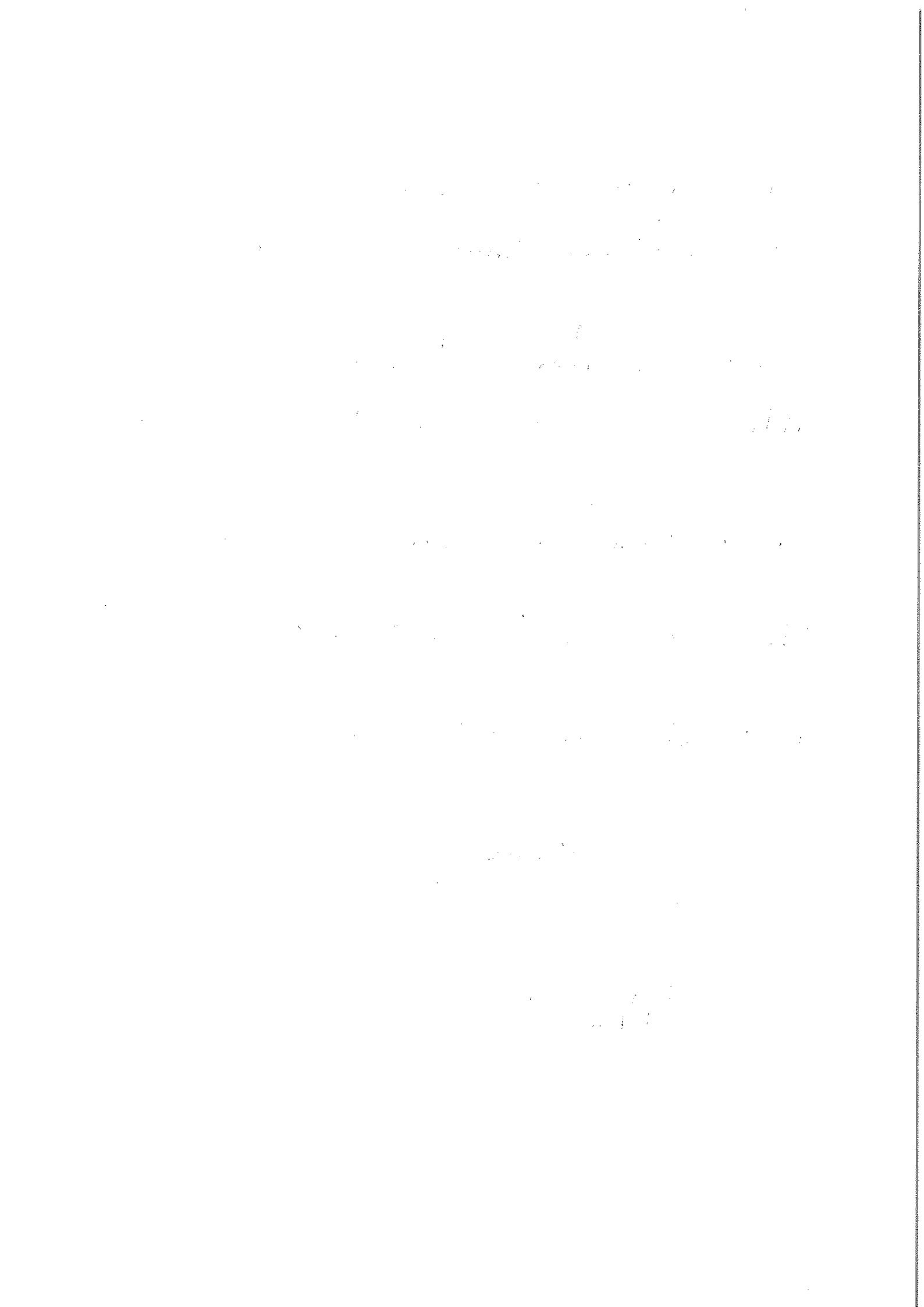
Personal licence number [REDACTED]

Personal licence issuing authority CANAL.
insert name and address and telephone number of personal licence issuing authority, if any

Signed [REDACTED]

Name (please print) REBECCA DAWN ELSWORTH

Date 10/1/18.



Appendix B.



Dear Sir/Madam

I would like to object to the granting of a Premises Licence at 18/20 Canal St Shipton BD 23 1LU. There appears to be no outside space at the property for Waste Bin etc. This means will we get beer kegs, crates stored on the public footpath at the side of the property like the Beer engine do. The argument will be if they do it why can't we. There is already enough licensed premises in this part of town.

Beer Engine, Canal Boat, Royal Shepherd, White Horse, US of White Horse Boat house Bar, etc etc, There would also be problems as regard deliveries from the

RECEIVED
MAY 19 1964

Bungay Road at Coack St.

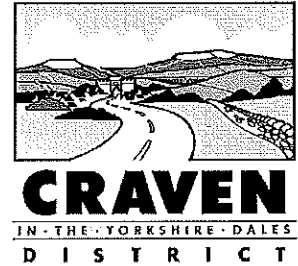
Any deliveries to and from the premises would be over the footpath used by many mothers with children on their way to and from the many schools in the Bungay Road Area.

This is a very sensitive area as there are many close by residential properties mainly for elderly persons. As a Landlord I have already had complaints of the noise from empty bottles being thrown into Waste Bins late at night. I would also state that as the notice for a license in the premises is not Blue in colour and the writing on it is not clear nor did I see any ref number.

Yours sincerely
A. Heywood.

Appendix C.

Council Offices
1 Belle Vue Square
Broughton Road
SKIPTON
North Yorkshire
BD23 1FJ



Mr R Reynoldson



Telephone: 01756 706343
e-mail: dbragg@cravenc.gov.uk

Please address correspondence on this matter to:
Deborah Bragg – Licensing Manager

7 February 2018

Dear Mr Reynoldson

Application for Grant of Premises Licence – 18/20 Coach Street, Skipton BD23 1LU

Letter of Objection

I acknowledge receipt of your letter dated 3 February 2018 (received 5 February 2018) regarding the above application.

I forwarded a copy of your letter to the applicants in order for them to seek to address some of the concerns raised by you and their response is as follows:-

"In relation to the issue of no outside space at the property – the property has a designated area outside Oakley which is owned by the landlord for the businesses to use for waste bins. In addition the business will not be using barrels or kegs and therefore there will be no obstruction by them of any footpath or highway.

With regard to deliveries for the business – they have advised that they are using the same suppliers as many of the existing businesses in that area and therefore they see no additional adverse impact on the area.

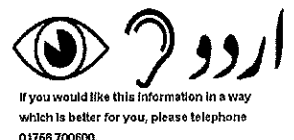
The business is a food led business with alcohol being sold to consume with meals at the premise.

The notice has been displayed on Blue Paper although it was quite a light blue but has been replaced with a darker blue paper copy."

With regard to the issue that there are a number of licensed premises already in this area, unfortunately this is not deemed a relevant consideration when determining the application.



Paul Shevlin, Chief Executive
Calls may be recorded for training and monitoring purposes
For general enquiries telephone 01756 700600
www.cravenc.gov.uk



It is hoped that by the applicant addressing your concerns that you are satisfied that suitable measures are in place to mitigate any of the issues you have raised and I would be grateful if you could confirm whether you still wish your representation to be considered in relation to those matters which are relevant.

Yours sincerely

Deborah Bragg
Licensing Manager

RECEIVED

12 FEB 2018

Dear DEBORAH BRAGG.

Re your letter dated 7.2.2018
Premises LICENCE. 18/20 COACH ST SKIPTON
BD 23 1LU.

- ① The notice for this License was invalid
Wrong colour, Not displayed in a prominent
position, and unreadable writing on it.
- ② The applicants state they will not
be using Barrels or Kegs, but this is no
guarantee, that this will not change in future.
- ③ The Bin Stone opposite Babbys is already
an eyesore and public Nuisance.
This is an old freezer that has been
there for over six months. gas Batteries
and Beer Kegs. The Bin, are regularly
overfilled. The so called stone
also doubles as a car park space

100-100000-100000
100-100000-100000

This space was not created for (2) Refuge Bins for all the businesses in this Area.

This new catering, drinks business is going to need at least 3 Bins.

(1) Bottles, (2) Food Waste, (3) General Waste.

(4) The food and drinks businesses in the area of town have no respect for the residents many elderly or disabled. The delivery Wagon after park on the footpath, breaking the stone flags. leaving residents having to walk on the road. This is also a problem with their customer wanting to park their Cars as close to the restaurant/pub, as possible / I.E. A Hunt Square, skimming Car doors, Taxis, Fine Buses, etc. Wedding Reception, Marquees, B.B.Q.s A Hunt Square gets all of this. I will not be withdrawing my objections.

The applicants business address is Coach Pt. Yet they plan to dump their Bins, Batteries, and RUBBISH in Albert Square.

Out of sight and mind for them.

That an eyesore and public Nuisance for the Residents of Albert Square.

Please See enclosed photographs as regards their proposed

Bin and Waste storage Area.

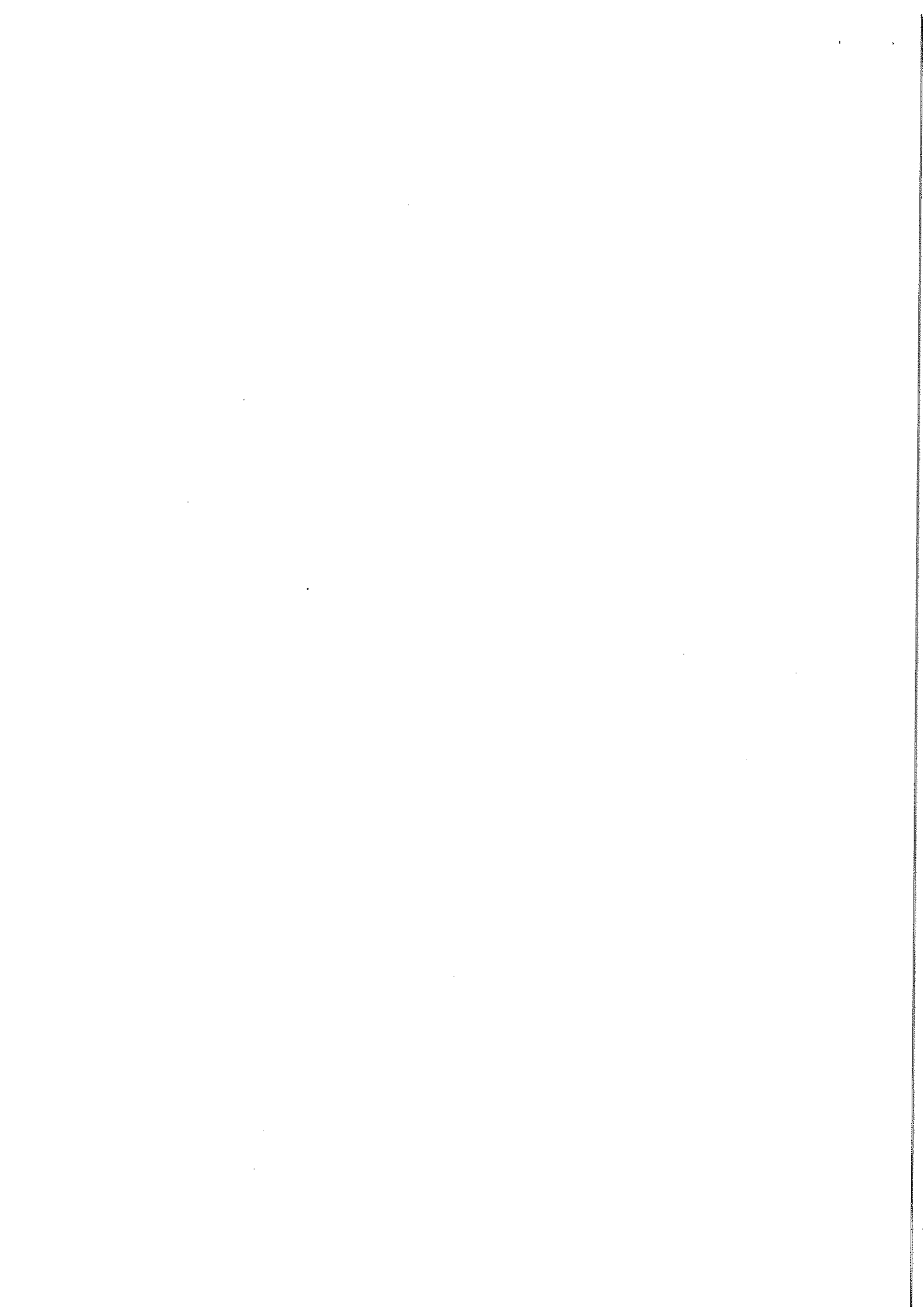
Yours sincerely
R. R. Raymondson.



DELIVERY VANS ON FOOT PATH



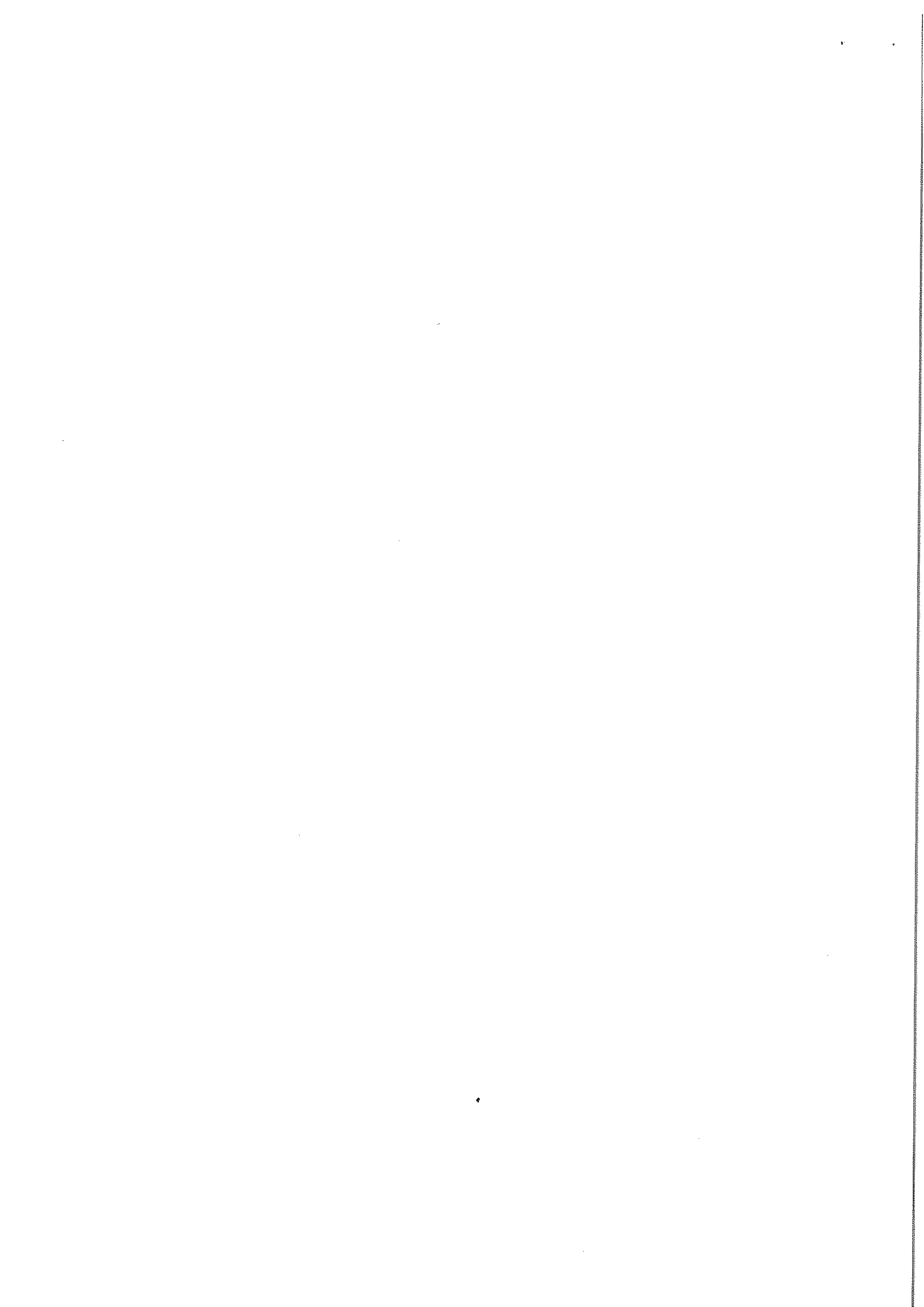
BRN BOTTLE. OLD FREEZER BEER KEGS



CAR PARKED ON SO CALLED BIN STORE,
AND ONE ON FOOTPATH



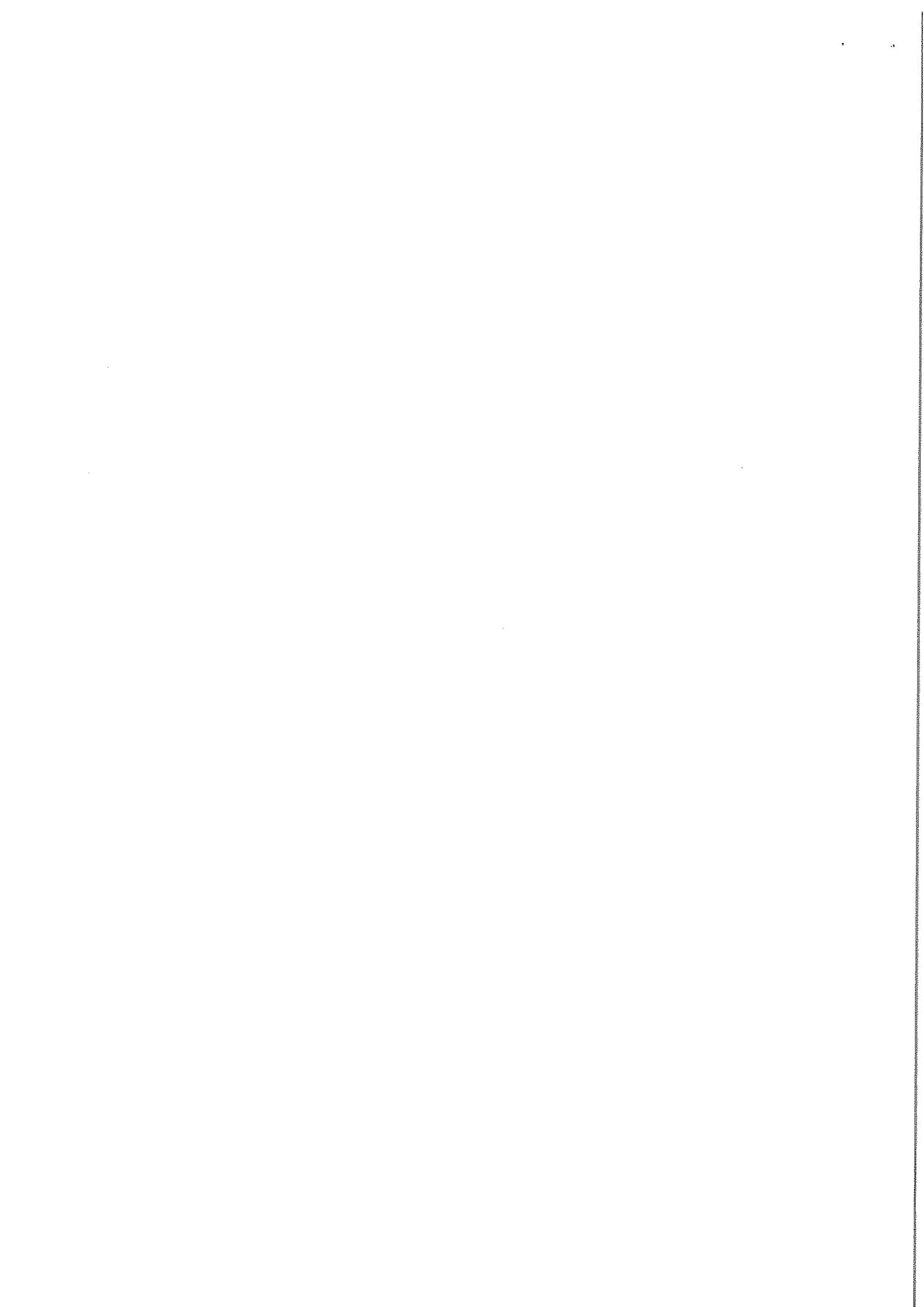
IS THIS WHERE THEIR DELIVERY
WAGONS WILL PARK



WEDDING MARQUEE ON THEIR BIN STORE.



OLD FREEZER, BEER KEGS ETC
ON THEIR BIN STORE.



Approved D

Deborah Bragg

From: [REDACTED]
Sent: 25 January 2018 15:52
To: Deborah Bragg
Cc: [REDACTED]
Subject: Fwd: Elsworth Kitchen, 18-20 Coach Street, Skipton, BD23 1LH.

Hi Deborah

We are happy to adhere to the terms and conditions below.

Kind Regards

Rebecca & Bruce

-----Original Message-----

From: [REDACTED]
To: [REDACTED]
CC: licensing <licensing@cravenc.gov.uk>
Sent: Mon, 22 Jan 2018 12:10
Subject: Elsworth Kitchen, 18-20 Coach Street, Skipton, BD23 1LH.

Afternoon Rebecca, I am the Police Licensing officer for Craven, part of my role is to process all licensing applications that are submitted to North Yorkshire Police in our role as a responsible authority (as defined by the Licensing Act 2003).

I would ask that you accept this e-mail as both an acknowledgement to your communication and the formal response.

In our capacity as a responsible authority, North Yorkshire Police received an application from you, for Elsworth's Kitchen, 18-20 Coach Street, Skipton BD23 1LH, for a Premises Licence to be granted.

I have read the operating schedule to ensure that the Licensing Objectives are met, and propose the following conditions/preferred wording North Yorkshire Police would seek to be attached to the premises licence, they are also proportionate and in line with your business model.

Four Licensing objectives.

- The prevention of crime and disorder
- Public Safety
- The prevention of public nuisance
- The protection of children from harm

NYP Conditions –CCTV (North Yorkshire Police preferred wording).

1. A digital colour CCTV system will be installed to cover the premises and recorded coverage will include all areas (including outside areas) to where public have access to consume alcohol.
2. It will be maintained, working and recording at all times when the premises are open.
3. The recordings should be of good evidential quality to be produced in Court or other such hearing.
4. Copies of the recordings will be kept available for any Responsible Authority for 28 days.
5. Copies of the recordings shall be made available to any Responsible Authority within 48 hrs upon request.
6. Copies of the recordings will display the correct time and date of the recording.
7. It is the responsibility of the management to ensure that there are sufficient members of staff available during the hours of operation to be able to download evidence from the cctv system at the request of the police or responsible authority.

STAFF TRAINING (North Yorkshire Police preferred wording).

8. Documented staff training will be given regarding staff's obligation under the Licensing Act in respect of the:-

Retail sale of alcohol

Age verification policy

Conditions attached to the Premises Licence

Permitted Licensable activities

The Licensing objectives and

The Opening Times of the venue.

9. Such training (Condition 8) will be refreshed (and documented) every six months and the documented records shall be kept for a minimum of one year.

10. Such records (Condition 8) shall be kept for a minimum of one year and will be made available immediately upon request from any Responsible Authority.

11. A Refusals Register and Incident Report Register will be kept. Such documents will record incidents of staff refusals of alcohol sales to under-age or drunk people as well as incidents of any anti-social behaviour and ejections from the premises. (North Yorkshire Police preferred wording).

12. Such records (referred to in Condition 11) shall be kept for at least one year. [For the avoidance of doubt, the one year period relates to each respective entry in the log book and runs from the date of that particular entry]: They will be made available immediately upon a reasonable request from any responsible authority.

13. The premises shall operate as a Restaurant/Bar/Café, not as a vertical drinking establishment providing food and non-alcoholic drinks.

14. The license holder will operate a Challenge 25 Age Verification Policy (North Yorkshire Police preferred wording).

15. The only acceptable proof of age identification shall be a current Passport, photo card Driving Licence, Military ID card, or identification carrying the PASS logo (until other effective identification technology e.g thumb print or pupil recognition, is adopted by the Premises Licence Holder). (North Yorkshire Police preferred wording).

General Health & Safety

16. Alcoholic drinks purchased on the premises may only be taken off the premises in sealed containers.

17. No drinks shall be taken out of the licensed premises or (licensed area) onto the pavement or highway.

Could you confirm if Late Night Refreshments are Indoors , Outdoors or both, as this has not been marked on the application.

The above conditions will form part of the premises licence and will be placed on the premises licence along with what you have offered in your application.

Regards

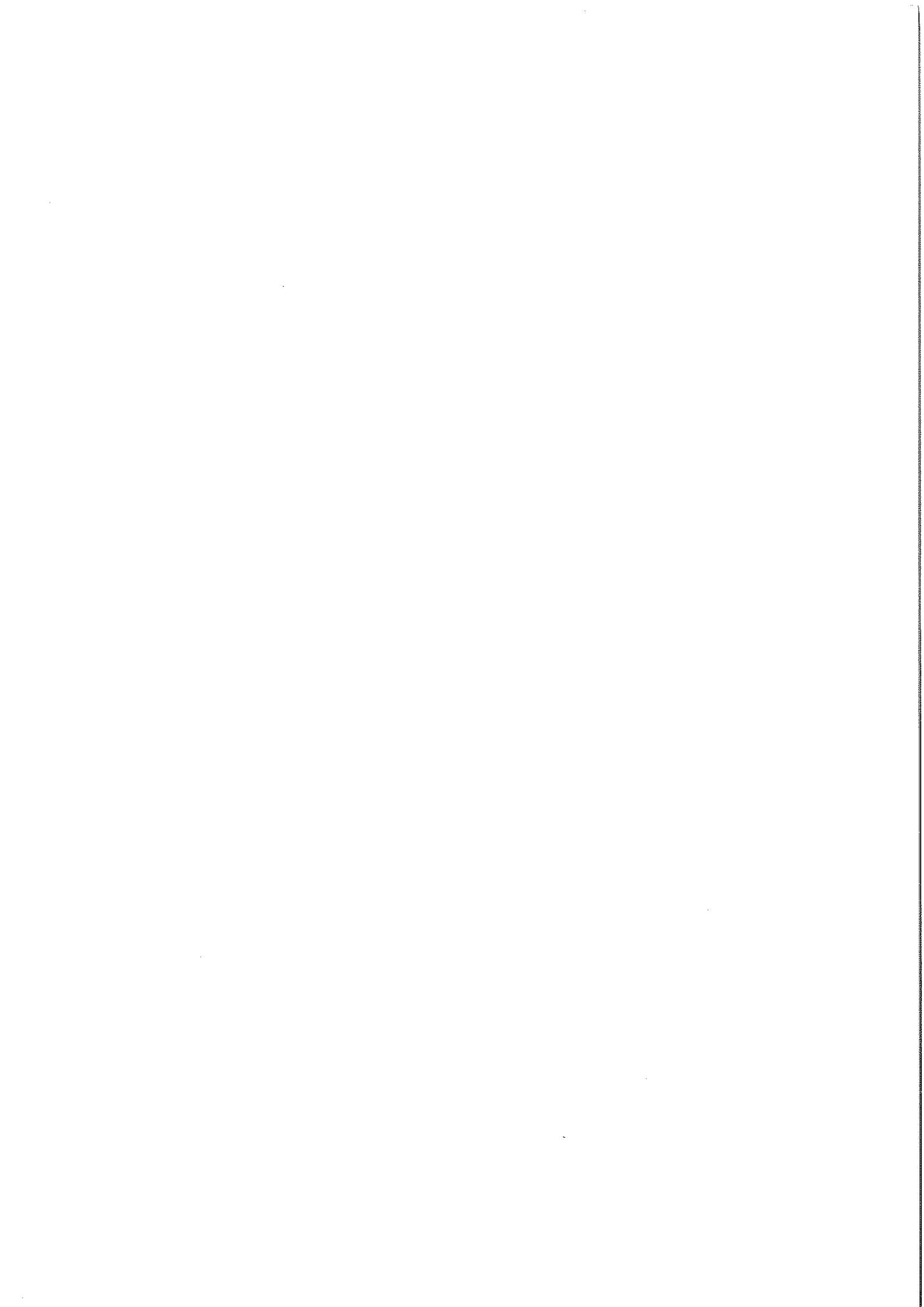
Jackie Allen

Licensing Officer (Craven, Harrogate & Selby)

Contact number tel:-

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GUIDANCE NOTES ON THE CONDUCT OF HEARINGS BEFORE THE LICENSING AND APPEALS SUB-COMMITTEE IN RELATION TO THE LICENSING ACT 2003

1. INTRODUCTION

Craven District Council as the Licensing Authority wishes to ensure all parties receive a fair hearing. The purpose of the Committee hearing is to enable those with a right to appear to put forward their views and assist the Committee to gather evidence and to understand the relevant issues.

2. Application

All hearings will be conducted in accordance with this procedure.

3. Absence of a Party

3.1 If any party fails to attend, the Committee may hold the hearing in that party's absence. If the Committee considers it necessary in the public interest to adjourn the hearing to a specified date it may do so, subject to paragraph 8. The Committee may invite representations from parties present on this issue before making their decision.

3.2 If a party has informed the licensing authority that they do not intend to attend or be represented at the hearing, the hearing may proceed in their absence.

4. Hearings to be held in Public

The hearing will normally be held in public. Exceptionally, the Committee may exclude the public (including a party to the hearing and any person assisting or representing a party) from all or part of the hearing where it considers that this is in the public interest.

5. The Hearing

5.1 The hearing will take the form of a structured discussion, led by the Members of the Committee. All parties will be given an opportunity to make a statement.

5.2 The Committee will allow parties an equal period of time in which to make representation, give supporting information or ask questions. The Chairman of the Committee may determine the maximum period of time available to the parties.

5.3 Any party may be represented by another person, whether legally qualified or not.

5.4 Where multiple representations have been received from individual members of the public, the Committee will encourage such groups to nominate a spokesperson or spokespersons to make oral submissions on behalf of the group. Although this means each person who has raised a representation may not be heard individually, those representations will be taken into account. After

hearing the submission of the spokesperson(s), the Chairman will normally give an opportunity for individuals to add points that the spokesperson has not already covered.

- 5.5 'Responsible authorities' and 'interested parties' are reminded that their submission may only relate to the original grounds of representation and new grounds cannot be introduced at the hearing.
- 5.6 The Committee may take into account documentary or other information produced by a party in support of their application, representation or notice either before the hearing or, with the consent of all other parties, at the hearing.
- 5.7 The Committee will disregard any information given by a party or any other person that is not relevant to the application, representation and the promotion of the licensing objectives.
- The licensing objectives are:
- the prevention of crime and disorder
 - public safety
 - the prevention of public nuisance
 - the protection of children from harm
- 5.8 Hearsay evidence is admissible. However, the weight the Committee attaches to such evidence may be less than hearing first hand evidence.
- 5.9 All parties, their representatives and witnesses may be asked questions by Members of the Committee.
- 5.10 Cross-examination will not be permitted unless the Committee considers that it is necessary.
- 5.11 Each party will be treated equally.
- 5.12 Legal advice to the Committee will either be given in open session or, where given to Councillors when they have withdrawn to make their decision, will be repeated afterwards in open session to those in attendance.

6. Opening of a Hearing and Identifying Parties to the Hearing

- 6.1 The Committee will deal with the appointment of the Chairman of the meeting.
- 6.2 The Chairman of the Committee will introduce the members of the Committee and officers.
- 6.3 The Chairman will ask the parties to identify themselves and to say whether they are represented and whether they wish to call any witnesses.
- 6.4 The Chairman will outline the procedure that will be followed.
- 6.5 The Licensing Officer will outline the report.

7. Procedure

- 7.1 The Chairman will invite any responsible authorities and/or interested parties making representations to address the Committee in turn.
- 7.2 Members may ask questions of each party after they have addressed the

Committee.

- 7.3 At the discretion of the Committee, the applicant and other parties may then be permitted to ask questions of those addressing the Committee subject to paragraph 5.10.
- 7.4 The Chairman will then invite the applicant or their representative to address the Committee.
- 7.5 Members may ask questions of the applicant and any other person who has been given permission to address the Committee.
- 7.6 At the discretion of the Committee, the other parties may then be permitted to ask questions of the applicant, subject to paragraph 5.10.
- 7.7 At the discretion of the Chairman, he may invite the parties to sum-up.
- 7.8 After hearing from all parties, the Committee may advise all parties of representations from parties not present at the Committee.
- 7.9 In order to deliberate on the matter, the Committee will withdraw from the meeting room. The Committee may request the presence of their Legal Adviser to give them legal advice. The Committee Clerk will join the members to record their decision.
- 7.10 Once a decision has been reached, the Committee will return and give that decision, together with the reasons for that decision, orally.
- 7.11 The decision will be confirmed in writing following the meeting.
- 7.12 In certain circumstances as set out in the Act, the Committee may make a decision within five working days of the last day of the hearing.
- 7.13 The Committee Clerk will make a record of the hearing.

8. Adjournment of Hearing

The Committee may adjourn a hearing to a specified date or arrange for the hearing to be held on specified additional dates where it considers this necessary but the Committee will not adjourn a hearing where an adjournment would result in a deemed approval or refusal of the application under the Act.

9. Persons behaving in a disruptive manner

- 9.1 The Committee may require any person attending the hearing who, in their opinion, is behaving in a disruptive manner, to leave the hearing and may refuse to permit that person to return or permit them to return only on certain conditions.
- 9.2 If an individual is required to leave the hearing they may, before the end of the hearing, make a written submission of any information that they would have been entitled to give orally.

DEFINITIONS

For the purpose of this document:

- the phrase '**Committee**' will include both the Licensing Committee and Licensing and Appeals Sub-Committee of the Licensing Authority.
- the term '**Party**' means a person to whom the notice of hearing was given and parties shall be construed accordingly.
- the term '**Responsible Authority**' means any of the following:-
 - An officer representing North Yorkshire Police.
 - An officer representing North Yorkshire Fire and Rescue Service.
 - A planning, health and safety and/or environmental protection officer representing the Council.
 - An officer representing the Health and Safety Executive.
 - An officer representing the Child Protection and/or weights and measures functions of North Yorkshire County Council.
 - An officer of any other body detailed in the Licensing Act 2003, section 13(4) or 69(4).
- the term '**Interested Party**' means any of the following:
 - A person living in the vicinity of the premises
 - A body representing persons who live in the vicinity of the premises
 - A person involved in a business in that vicinity
 - A body representing persons involved in such businesses

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