

Time 10.00 am **Public Meeting?** YES **Type of meeting** Regulatory
Venue Committee Room 3, 3rd Floor, Civic Centre

Membership

Chair Cllr Alan Bolshaw (Lab)

Labour

Cllr Rita Potter
Cllr Celia Hibbert

Quorum for this meeting is two Councillors.

Information for the Public

If you have any queries about this meeting, please contact the Democratic Services team:

Contact Donna Cope, Democratic Services Officer
Tel/Email Tel: 01902 554452 Email: donna.cope@wolverhampton.gov.uk
Address Democratic Services, Civic Centre, 1st floor, St Peter's Square,
Wolverhampton WV1 1RL

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Some items are discussed in private because of their confidential or commercial nature. These reports are not available to the public.

Agenda

Part 1 – items open to the press and public

<i>Item No.</i>	<i>Title</i>
1	Apologies for absence
2	Declarations of interest
3	Licensing Act 2003 –Application for a Premises Licence in respect of The York Hotel, 138-140 Tettenhall Road, Wolverhampton, West Midlands, WV6 0BQ (Pages 3 - 58)

CITY OF WOLVERHAMPTON COUNCIL	Licensing Sub-Committee 15 June 2018
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Report Title **Licensing Act 2003 – Application for a Premises Licence in respect of The York Hotel, 138-140 Tettenhall Road, Wolverhampton, WV6 0BQ**

Wards Affected Park

Accountable director Ross Cook, Place

Originating service Licensing Services

Accountable employee(s) Joanne Till Section Leader (Licensing)
Tel 01902 550189
Email Joanne.Till@wolverhampton.gov.uk

Recommendation for action or decision:

To submit for consideration by the Sub-Committee an application for a new premises licence.

1.0 Purpose of Report

1.1 To submit for consideration by the Sub-Committee an application for a new premises licence.

2.0 Background

2.1 The application was received on 9 March 2018 from Welcome Stranger LTD for a premises licence in respect of The York Hotel, 138-140 Tetterhall Road, Wolverhampton, West Midlands, WV6 0BQ, for a hotel to sell alcohol from a bar. A copy of the application is attached at Appendix 1.

2.2 The premises are in Park ward and a location plan is attached at Appendix 2

2.3 The application is in respect of sale and supply of alcohol on the premises and the provision of live and recorded music in the premises.

2.4 It is the understanding of the licensing authority that the application for this premises licence has been properly made. The statutory requirement to give notice of the application has also been complied with.

2.5 The following responsible authorities have been consulted on this application:

- Licensing Authority
- Environmental Health
- Planning
- Trading Standards
- Social Services
- Director of Public Health
- West Midlands Police
- West Midlands Fire Service
- The Home Office

2.6 Relevant representations have been received from:

- Other Persons

Copies of the representations can be found at Appendix 3.

2.7 The applicant and all those who have submitted representations have been invited to attend the hearing.

3.0 Legal implications

3.1 Part 4(1) of the Licensing Act 2003 states that a Licensing Authority must carry out its function under the Act with a view to promoting the Licensing Objectives, namely:-

- (a) The prevention of crime and disorder;
- (b) Public safety;
- (c) The prevention of public nuisance;
- (d) The protection of children from harm.

Section 18 of the Licensing Act 2003 provides that where a relevant licensing authority receives an application for a premises licence properly made in accordance with section 17 of the Act it must grant the licence, subject to any relevant conditions.

However, where relevant representations are made the authority must hold a hearing (unless all parties agree this is unnecessary) and having regard to the representations, take such of the following steps as it considers appropriate for the promotion of the licensing objectives.

The steps are:

1. to grant the licence subject to conditions
2. to exclude from the scope of the licence any of the licensable activities to which the application relates
3. to refuse to specify a person as a premises supervisor
4. to reject the application

3.2 The general duties imposed on Licensing Authorities means proper consideration must be given to the Licensing Objectives when determining a premises licence application.

3.3 Regard shall be had to guidance issued by the Secretary of State under Section 182 and Wolverhampton City Council's Licensing Policy statement. [SH/25052018/J]

4.0 **Human Rights and Equalities Implications**

4.1 This report has human rights implications for both the premises licence holder and the residents from the local neighbourhood. Any of the steps outlined in Section 4 of this report may have financial implications for a licensee's business and livelihood and/or may have impact upon the day to day lives of residents living in close proximity to the premises.

4.2 Article 8(i) of the European Convention of Human Rights provides that everyone has the right to respect for his/her private and family life and his/her home (which includes business premises). This right may be interfered with by the Council on a number of grounds including the protection of rights and freedoms of others. The First Protocol – Article 1 – also provides that every person is entitled to the peaceful enjoyment of his possessions and shall not be deprived of his possessions except in the public interest and conditions provided for by law. Members must accordingly make a decision which is proportionate to the hearing and endeavour to find a balance between the rights of the applicant, residents and the community as a whole.

5.0 **Financial Implications**

5.1 The fee for the application of this licence is £100.00 and is non-refundable. The fees and charges in relation to the Licensing Act 2003 are set by the Secretary of State. This was noted by the Licensing Committee on 24 January 2018. [GE/24052018/W]

6.0 **Environmental Implications**

6.1 This report has environmental implications in that there is a potential for disturbance caused by patrons using the premises and nuisance caused by litter and waste originating from the premises.

RECEIVED
9 MAR 2018

CITY OF
WOLVERHAMPTON
COUNCIL

Licensing Services, 2nd Floor, Civic Centre, St. Peter's Square, Wolverhampton, WV1 1SH

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 that 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 WELCOME STRANGER LTD

(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		Date received: 9/3/18	
THE YORK HOTEL 138 - 140 TETTENHALL ROAD		Amount: 190.00	
		Cash <input type="checkbox"/> Cheque <input checked="" type="checkbox"/>	
		Cheque No. 089740	
		Receipt no: WC35017815	
		Initial: EE	
		Receipt issued by: EE	
Post town	WOLVERHAMPTON	Postcode	WV6 0BQ
Telephone number at premises (if any)	01902 758211		
Non-domestic rateable value of premises	£10500.00		

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 <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth			I am 18 years old or over <input type="checkbox"/> Please tick yes		
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
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Surname		First names	
Date of birth		I am 18 years old or over <input type="checkbox"/> Please tick yes	
Nationality			
Current postal address if different from premises address			
Post town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

(B) OTHER APPLICANTS

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

Name	WELCOME STRANGER LTD
Address	8 CHENEVARE MEWS HIGH STREET KINVER DY7 6HB
Registered number (where applicable)	10495527
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?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

DD	MM	YYYY

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

A SMALL HOTEL SET OVER 3 FLOORS.
GROUND FLOOR CONTAINING A SMALL BAR.

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 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- 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) performances 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)

Supply 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)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Wed					
Thur					
			<u>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</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Wed					
Thur					
			<u>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</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			<u>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</u> (please read guidance note 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Tue					
			<u>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</u> (please read guidance note 6)		
Wed					
Thur					
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	1800	2300	Please give further details here (please read guidance note 4)	Both	<input type="checkbox"/>
Tue	1800	2300			
Wed	1800	2300	State any seasonal variations for the performance of live music (please read guidance note 5)		
Thur	1800	2300			
Fri	1800	2300	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)		
Sat	1800	2300			
Sun	1800	2300			

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon	1800	2300			
Tue	1800	2300			
Wed	1800	2300	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur	1800	2300			
Fri	1800	2300	<u>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</u> (please read guidance note 6)		
Sat	1800	2300			
Sun	1800	2300			

G

Performances 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					
Wed			State any seasonal variations for the performance of dance (please read guidance note 5)		
Thur					
Fri			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					
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		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>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</u> (please read guidance note 6)		
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 type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Wed					
Thur			<u>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</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption - please tick (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)					
Mon	1000	2300						
Tue	1000	2300						
Wed	1000	2300						
Thur	1000	2300						
Fri	1000	2300						
Sat	1000	2300						
Sun	1200	2230						
						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)		

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

Name	ALEX NICHOLSON
Date of birth	24.01.1978
Address	3A LOWER STREET TETTENHALL WOLVERHAMPTON
Postcode	WV6 9AA
Personal licence number (if known)	
Issuing licensing authority (if known)	BIIAB

□□□□

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).

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	0000	2400	<p>Non standard timings. Where you intend 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)</p>
Tue	0000	2400	
Wed	0000	2400	
Thur	0000	2400	
Fri	0000	2400	
Sat	0000	2400	
Sun	0600	2400	

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

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

b) The prevention of crime and disorder

THE PREMISES OPERATES PRIMARILY AS A HOTEL AND OTHER LICENSABLE ACTIVITY IS PURELY ANCILLARY.
CCTV WILL BE AVAILABLE FOR VIEWING BY A MEMBER OF A RESPONSIBLE AUTHORITY FOR 31 DAYS.
AN INCIDENT LOG WILL BE KEPT AND REPORTS WILL BE RECORDED. ANY INCIDENT DEEMED APPROPRIATE WILL BE REPORTED TO WEST MIDLANDS POLICE.
A TRAINED MEMBER OF STAFF WILL BE AVAILABLE TO DOWNLOAD ANY IMAGES REQUIRED BY A MEMBER OF A RESPONSIBLE AUTHORITY.

c) Public safety

OUR COMPANY IS FULLY AWARE OF ITS RESPONSIBILITIES IN RELATION TO HEALTH AND SAFETY.
THERE IS ADEQUATE LIGHTING TO THE EXTERIOR OF THE PREMISES TO INCLUDE ITS CAR PARK.
A DISABLED RAMP IS ACCESSIBLE TO THE SIDE OF THE PREMISES.

d) The prevention of public nuisance

CLEAR NOTICES ARE DISPLAYED AT ALL EXITS FROM THE PREMISES ASKING CUSTOMERS TO RESPECT THE NEEDS OF LOCAL RESIDENTS AND LEAVE THE PREMISES IN A QUIET AND ORDERLY FASHION.

e) The protection of children from harm

WE HAVE ADOPTED THE INDUSTRY RECOGNISED 'CHALLENGE 25' SCHEME WHICH WE WILL OPERATE FROM THE PREMISES. ALL STAFF WILL BE TRAINED IN THIS SCHEME.
ALL STAFF WILL UNDERGO TRAINING AND REFRESHED TRAINING EVERY 6 MONTHS.
A REFUSALS BOOK WILL BE MAINTAINED ON THE PREMISES AND AVAILABLE FOR INSPECTION AT ANY TIME
CHALLENGE 25 SIGNAGE WILL BE DISPLAYED IN THE BAR.

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 a 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 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	<ul style="list-style-type: none"> • [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	
Capacity	

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	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town		Postcode	
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.

CITY OF
WOLVERHAMPTON
COUNCIL

Licensing Services, 2nd Floor, Civic Centre, St. Peter's Square, Wolverhampton, WV1 1SH
Consent of individual to being specified as premises supervisor

I ALEX NICHOLSON
[full name of prospective premises supervisor]

of 3A LOWER STREET
TETTENHALL
WOLVERHAMPTON
WV6 9AA

[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

APPLICATION FOR A PREMISES LICENSE
[type of application]

by

WELCOME STRANGER LTD
[name of applicant]

relating to a premises licence
[number of existing licence, if any]

for THE YORK HOTEL
138 - 140
TETTENHALL ROAD
WV6 ~~9AA~~ 0BQ

[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

WELCOME STRANGER LTD
[name of applicant]

concerning the supply of alcohol at

THE YORK HOTEL
138-140 TETTENHALL ROAD
WOLVERHAMPTON
WV6 0BQ

[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

[insert personal licence number, if any]

Personal licence issuing authority

WOLVERHAMPTON CITY COUNCIL
[insert name and address and telephone number of personal licence issuing authority, if any]

Signed



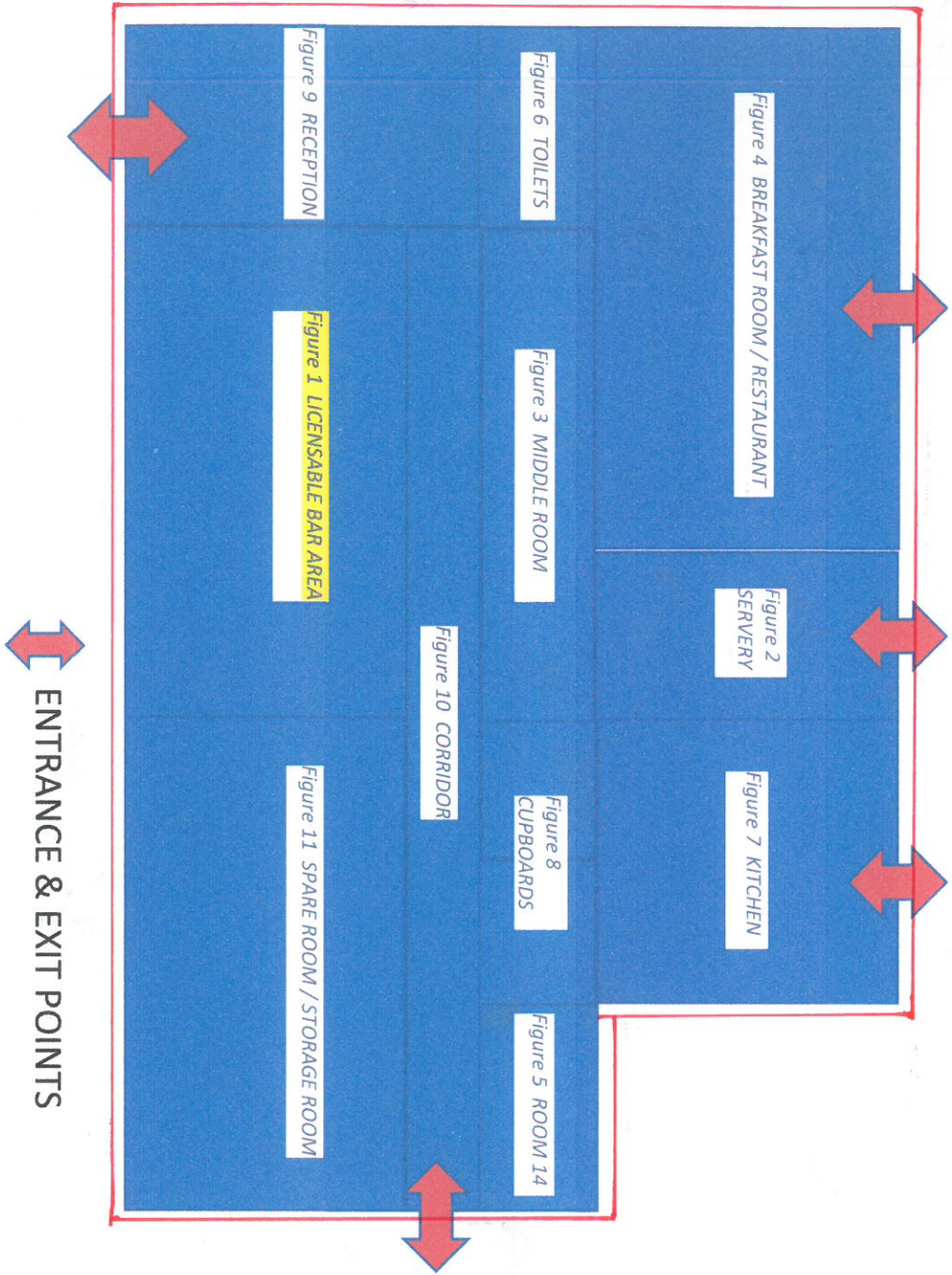
Name (please print)

ALEX NICHOLSON

Date

9th March 2018

GROUND FLOOR AT THE YORK HOTEL - WV6 0BQ



LICENSING ACT 2003

NOTICE OF APPLICATION FOR A PREMISES LICENSE

An application for a Premises license has been made by

WELCOME STRANGER LTD

To City of Wolverhampton Council in respect of premises known as

THE YORK HOTEL

Which are situated at

138 – 140

TETTENHALL ROAD

WOLVERHAMPTON

WV6 0BQ

The application is as follows:

Application for a premises licence to be granted under the Licensing Act 2003

Any representations by interested parties or responsible authorities regarding the application must be made in writing to:

Licensing Services, Civic Centre, St Peter's Square, Wolverhampton, WV1 1SH by

...../...../.....
APRIL / 5TH / 2018

It is an offence, liable on summary conviction to a fine up to level 5 on the standard scale to knowingly or recklessly make a false statement in connection with the application.

This is to certify that

ALEXANDER NICHOLSON

has been awarded the

BIIAB Level 2 Award for Personal Licence Holders

Qualification Accreditation Number: 501/1494/3

Certificate Number: 172424

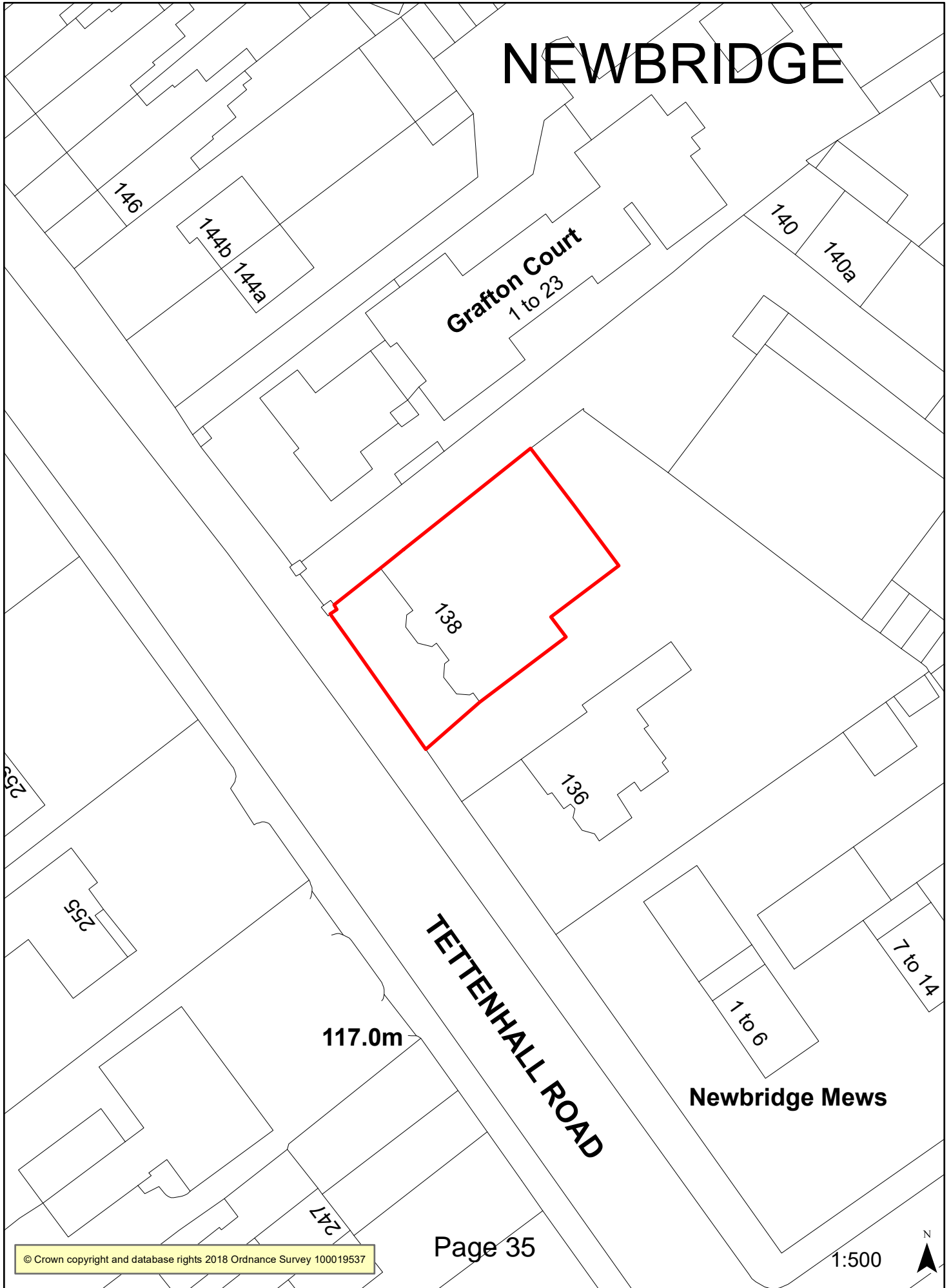
Date Achieved: 22/11/2017

Learner Number: 174746



Denise Thomson
Responsible Officer

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NEWBRIDGE

Grafton Court
1 to 23

TETTENHALL ROAD

Newbridge Mews

117.0m



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From:Melanie Mike
Sent:18 May 2018 08:49:14 +0100
To:Jonathan Lloyd
Subject:FW: York hotel licence [PROTECT] Internal

PROTECT Internal

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

From: anita fletcher [mailto:]
 Sent: 27 April 2018 16:19
 To: Melanie Mike <Melanie.Mike2@wolverhampton.gov.uk>
 Subject: York hotel licence

Hi Melanie my names anita I have been in touch with councillor Claire Darke for about 18 months with the problems which have occurred late at night at the York hotel I am not a moaner or groaner far from it but I do get a lot of the elderly residents complain to me about things and try to get them done to make mine and there lives much easier as to speak Councillor Darke knows about the problems which we have informed the council about over a period the problems range from sometimes not being able to access our drive way to or apartment s complex at Grafton Court on tettenhall rd which is only a few feet from the York hotel some times the access road frontage is blocked with cars or a van belonging to the disco DJ wile there's a event at the York hotel a fair few times when there's a event at the York hotel there are revellers cars parked on grafton court rear car park cars parked in front of grafton court s residents lock up garages there's cars parked double on the footpath out side grafton court thehotel and the police no parking area on tettenhall road out side the hotel it's a very dangerous when there is a event on at the York hotel the hotel does not have a car park it's revellers use grafton court and the whole of the footpath for some reason , there have been occasions were fights have broken out on our property late at night when revellers have left the York hotel , and also male s and females using our property as a late night toilet before getting in there cars which are parked on our car park , sick excrement and urine have been deposited there for us to clean away , a elderly resident after being woken by the noise out side her window

Witnessed a couple having sex on the front garden of the apartments the couple were cheered on by others after a party at the York hotel The music is to loud at York hotels events you can hear it in the apartments which are near to the hotel the apartment are.only 25 feet away from the hotel function room only a 25 feet wide drive way separates the buildings , The music is played untill after 1 am to 2am on a few occasions 230 am if you phone the hotel and complain you get a 4 letter barrage about your nationality and your sexuality from who ever answers the phone I have not had that said to me it's a few elderly residents it happened to , the garden at the rear of the hotel you can hear late at night after midnight. Shouting screaming. Swearing it was so bad one night the screaming and shouting I was told some one here at grafton court apartments thought the elderly lady at number 5 was being attacked and called the police who attended this was last year we later found out from a young couple who are residents here said a couple from a party from the hotel were shouting and arguing with each other wile making there way up OUR side access path towards. Our rear car park to collect there car which they had no right to park there the police did attend the property the elderly resident at number 5 was shaken and frightened with the sight of the police at her door at that time of the night , the council environmental health have been notified on occasions and have visited the hotel over the complaints and the hotel have had warnings we are not looking to close it down the staff at the hotel for some reason make it difficult for them selves over complaints why that is we don't know But we can not carry on in this way , a resident here did mention he was a retired pub manager and went into say the venue is to near residential property to have events such as they have late at night he also said he doubts if the venue is sound proof with sound proof walls and windows plus when they have a event the function room windows are wide open summer and winter so that's pointless it's like a open air event he also mentioned there's no door staff present and there is a big lack of care to surrounding property and people a major factor he said in the licensing trade thank you for reading it I hope some thing can be sorted to suit both parties

Anita

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

From: anita fletcher <[REDACTED]>

Sent: 01 June 2018 09:16

To: Donna Cope <Donna.Cope@wolverhampton.gov.uk>

Subject: York hotel license objection

I am not sure if you are aware of what problems we have had at Grafton Court over the years, we have been complaining to the York Hotel to Wolverhampton Council Environmental Health, councillor Clare Darke about the noise and nuisance problems at the York Hotel over the last 2 years and 18 before with phone calls to the York Hotel complaining about noise and nuisance at their late night early morning hours events. List of problems

1 Grafton Court rear car park being used up to this date by people using the York Hotel events

2 Grafton Court residents garage access blocked due to people's vehicles attending York Hotel events

3 people returning to their vehicles using the car park side paths residents door ways as a public toilet

4 noise and nuisance in the early hours of the morning caused by people returning to their vehicles from the York Hotel which are illegally parked at Grafton Court

5 on occasions the front Tettenhall Rd access road to Grafton Court has been blocked with parked cars

6 music noise levels from 7:30 pm until the early hours of the morning which can be heard in Grafton Court residents properties

7 some of the Grafton Court properties are only 18 to 20 feet from the York Hotel venue room where the disco equipment is in place

8 when there are events on at the York Hotel they open the windows at the side facing Grafton Court with only an approx 20 foot gap between the 2 properties as the photos will show, and the rear door to their garden area is always open so Grafton Court gets the full effect of the noise from the venue from the high music level and people shouting over the. High music level

9 on occasions you can smell cannabis coming from the garden area early hours at events on summer evenings

10 Wolverhampton Environmental Health have visited and witnessed the problems at the York Hotel for approx 2 months did reduce the noise level but it was still back to their so called normal level

11 councillor Darke has been informed of the problems many times councillor Darke had Environmental Health visit as said above it stopped for approx 3 months then back to their normal level

12 staff at the York Hotel have no regard for you when you complain with a phone call about parking issues or if you complain about the noise they swear at you they discriminate about your nationality what happens now is we just complain to councillor Darke waste of time complaining to the hotel


13 The police attended an elderly disabled lady's bungalow at Grafton Court last year in the early hours of the morning another resident phoned the police and said there was an incident at the property in fact it was 2 drunken people a man and woman fighting each other on the way to the Grafton Court car park on the side access path after leaving a late night event at the York Hotel. The police attended 1/2 hour later the elderly disabled lady was shaken and shocked with the police at her door at that time of night

14 events at the York hotel have gone
to as late as 200 am most events go past 12 midnight music until 12.30 am 1.00 am
with people still drinking and shouting in there garden area
15 complaints come from a wide range of Residents We are not very hopefull of
any change about the events at the York hotel or what type of people it attracts
Councillor Darke has been fantastic as Always with her help

As for attending the hearing most people work some are infirm house bound as
for people attending .We are not really interested in what's gone on prior that's done
we can't alter that , that's something we have had to put up with for 3 years or more
what we are interested in is a change to the York hotel future events polices we are
not trying to close it down or stop them trading things need to change with there
noise ,nuisance , staff costumer care policies, use Door staff like we all say at
grafon court we can not see that happening at all and with in 2 months it will be
back to what the York hotel call normal behaviour I can not see what difference 6
people attending a hearing will make it made no difference in the past complaining
so the balls in the court of the York hotel and the council our complaint is to
Wolverhampton council licensing committee Wolverhampton environmental health
department about the York hotel past history from 2015 until May 2018 when the
last complaint was made to councillor Darke

Sent from my iPhone





18 to 20 feet gap
between York hotel
function room to grafton
court apartments

A photograph showing a light-colored building facade with two windows. A path leads from the foreground, through a dense thicket of green bushes, towards the building. The path is partially obscured by the foliage. The text is overlaid on the path area.

Grafton ct access path
to York hotel function
room 18 feet

A photograph showing a paved access path leading up a hillside. The path is bordered by brick walls on both sides. The left wall is topped with a dense green hedge. The right wall is topped with a dark grey brick coping. The path is made of dark grey paving stones and leads up a slope. The background is filled with lush green foliage.

Tettenhall td to
grafon court
access path 18
feet from York
hotel



Grafton court
path <<<

York hotel

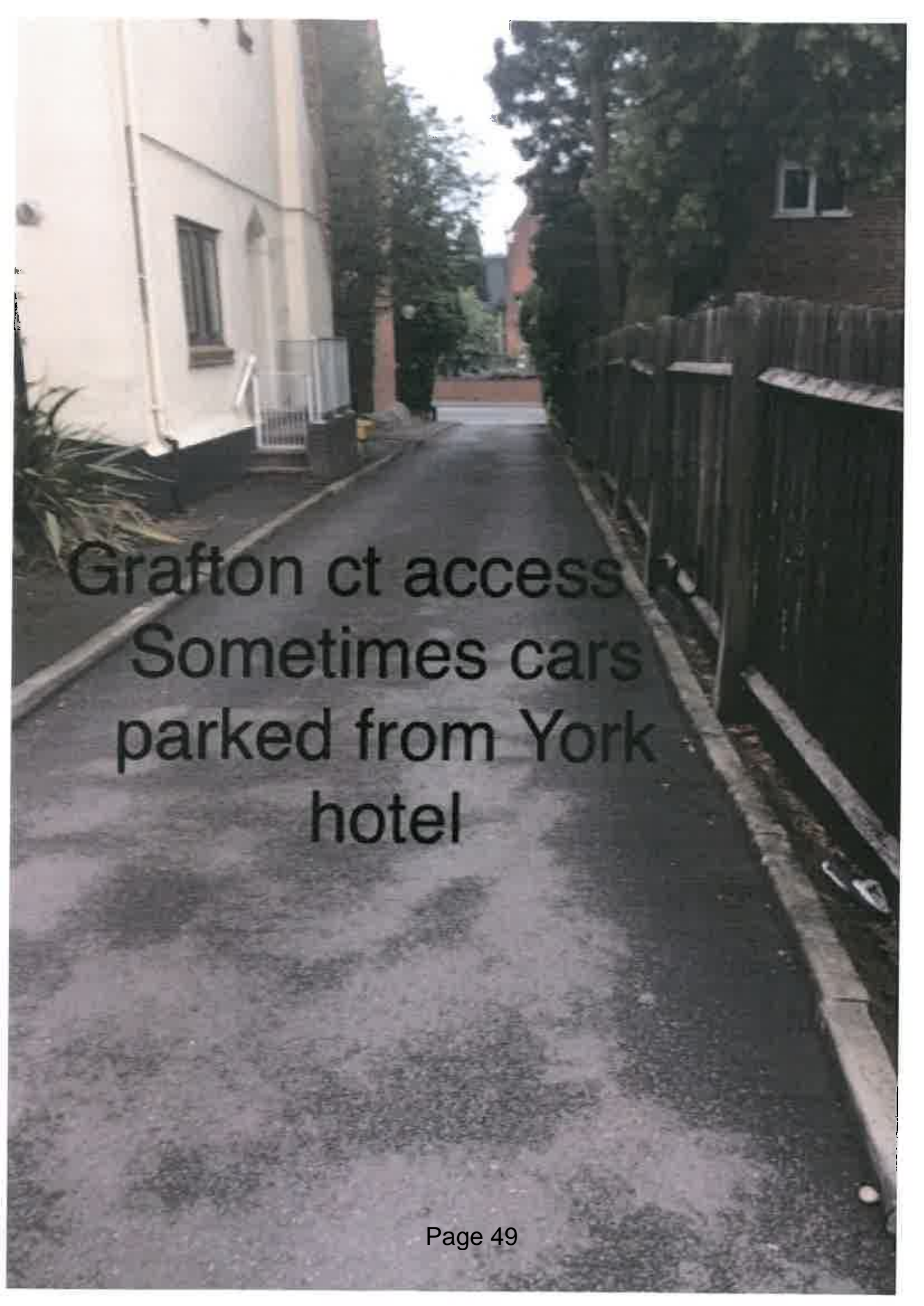


Vehicles.
Double
parked at
times at
events




Grafton ct

York hotel

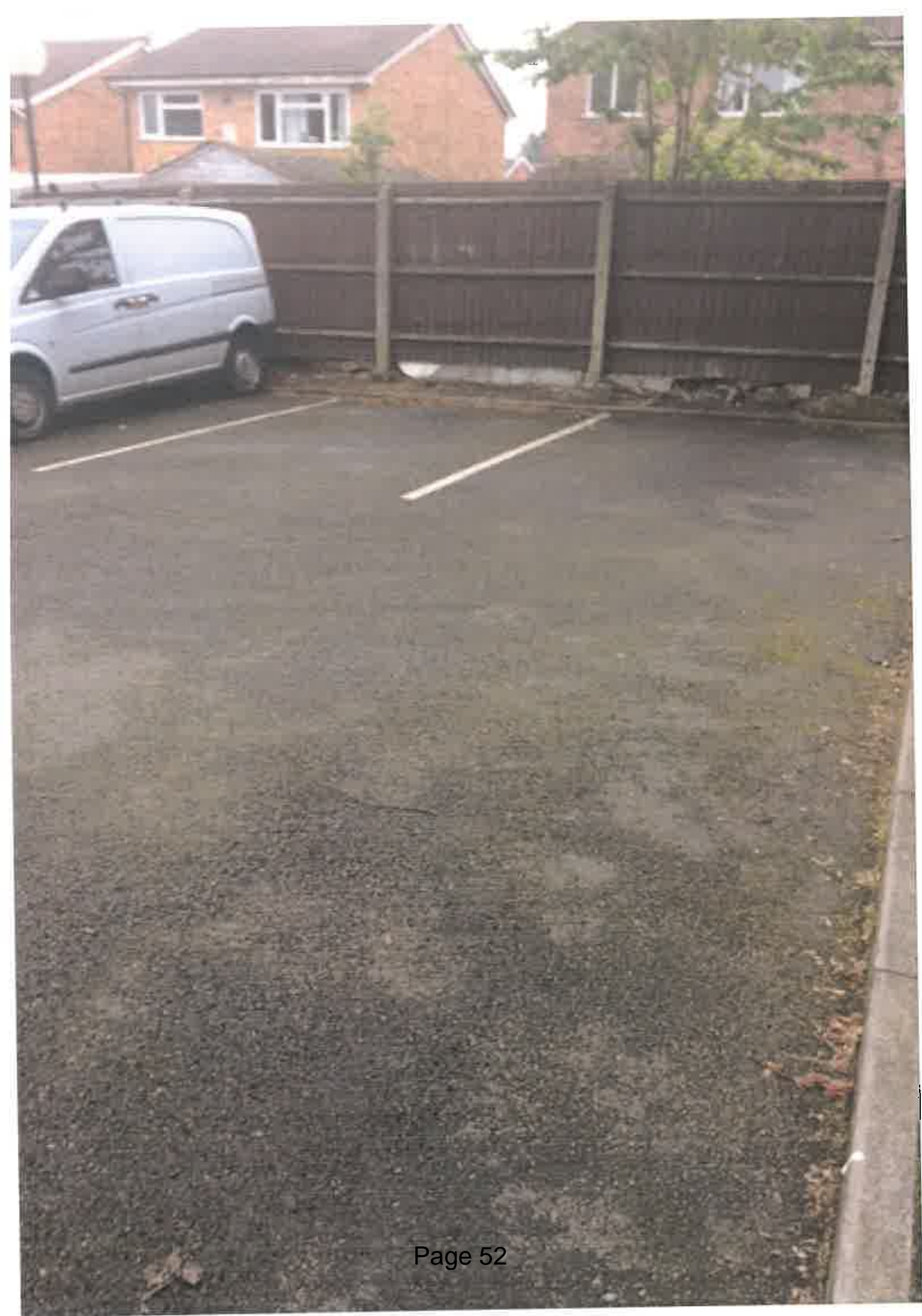
A photograph of a narrow, paved alleyway. On the left is a white building with a window and a small metal gate. On the right is a tall wooden fence. The alleyway leads to a white gate at the end. The text is overlaid on the lower half of the image.

Grafton ct access
Sometimes cars
parked from York
hotel




Grafton ct car
residents only park
used for illegal
parking







Access path to
grafon ct car park
from tettenhall rd
used most times as
a toilet by people
leaving the York
hotel to collect
there vehicle s

A narrow, paved path runs between a dark wall on the left and a red brick wall on the right. The path leads towards a car park and Tottenhall Rd. A street lamp is visible in the distance. The path is used by revellers as a public toilet leaving the York hotel.

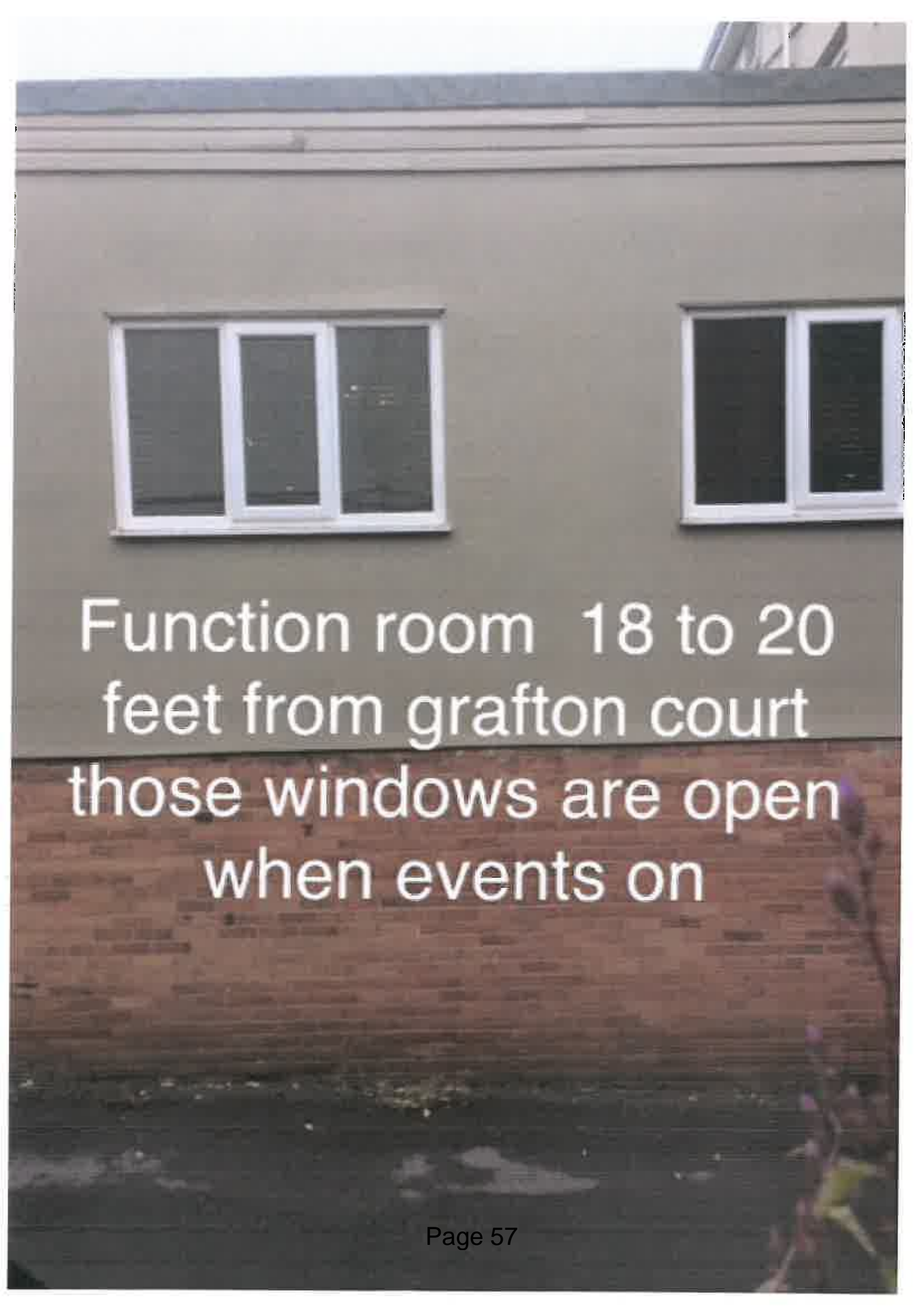
Residents access
path to car park and
tottenhall rd used by
revellers as a public
toilet leaving the York
hotel



18 foot gap between
York hotel function
room and grafton ct

A photograph of a building with a large green bush in the foreground. The text "Function room" is overlaid on the image. The building is a light-colored, multi-story structure with a window visible. The bush is dense and green, with some yellow flowers. The sky is overcast.

Function room



Function room 18 to 20
feet from grafton court
those windows are open
when events on

A photograph showing a paved area with a large gap between trees and a building. A white spherical object is on the ground near the gap. The text "20 foot gap" is overlaid on the image.

20 foot gap