



## Agenda

### Notice of a public meeting of Statutory Licensing Sub-Committee

**To:** Councillors Tim Grogan, Andrew Lee and Subash Sharma.

**Date:** Tuesday, 13 August, 2024

**Time:** 10.00 am

**Venue:** Council Chamber, Town Hall, St Nicholas Street, Scarborough YO11 2HG

Members of the public are entitled to attend this meeting as observers for all those items taken in open session. Please contact the named democratic services officer supporting this committee if you have any queries.

You may also be interested in [subscribing to updates](#) about this or any other North Yorkshire Council committee.

Recording is allowed at Council, committee and sub-committee meetings which are open to the public. Please give due regard to the Council's protocol on audio/visual recording and photography at public meetings. Anyone wishing to record is asked to contact, prior to the start of the meeting, the named democratic services officer supporting this committee. We ask that any recording is clearly visible to anyone at the meeting and that it is non-disruptive.

### Business

1. **Election of Chair**  
To select a Member to act as Chair of the meeting.
2. **Apologies for Absence**
3. **Disclosures of Interest**  
All Members are invited to declare at this point any interests they have in items appearing on this agenda, including the nature of those interests.
4. **Minutes**
5. **Procedure for Licensing Hearings** (Pages 3 - 4)

**6. Application for the grant of a Premises Licence for the Alpamare Waterpark, 28 Burniston Road, Scarborough, YO12 6PH (Pages 5 - 48)**

**Agenda Contact Officer:**

Nicki Lishman, Senior Democratic Services Officer

Tel: 01653 638476

Email: [democraticservices.east@northyorks.gov.uk](mailto:democraticservices.east@northyorks.gov.uk)

Monday, 5 August 2024



## Statutory Licensing Sub-Committee

### Procedure

#### Introduction

1. The Sub-Committee will conduct its hearings fairly, observing the basic rules of natural justice.
2. Each hearing will take the form of a discussion led by the Chair and cross examination will not be permitted unless the Sub-Committee considers that cross examination is necessary.
3. Hearings will be held in public but the Sub-Committee may decide to exclude the public from all or part of a hearing where it considers the public interest in doing so outweighs the public interest in the hearing taking place in public. In this context "public" includes any party to the hearing or any representative of a party.

#### Procedure

4. At the beginning of the meeting the Chair shall:-
  - a) ask those present to introduce themselves;
  - b) explain the procedure;
  - c) ask the parties whether they wish permission for another person to appear at the hearing.
5. The Sub-Committee will consider requests from the parties for permission for other persons to appear at the meeting. Such permission will not be unreasonably withheld.
6. The Chair will conduct the hearing taking representations from the parties in the following order:
  - a) the Licensing Officer who will outline the background to the case. The Licensing Officer's role is to provide factual information to the Sub-Committee.
  - b) the applicant/licence holder (including any person appointed to represent the party or any other persons who have been given permission to assist the party).
  - c) any party making representations (including any person appointed to represent the party or any persons who have been given permission to assist the party).

7. Before determination, the applicant/licence holder will be given the final opportunity to address the Sub-Committee.
8. Each party will be given an equal maximum period of time in which to put forward any additional information requested by the Council, to question other persons (if given permission by the Sub-Committee) and address the Sub-Committee.
9. The Sub-Committee may exclude disruptive persons in certain circumstances.
10. The Sub-Committee may adjourn the hearing in certain circumstances.
11. The Sub-Committee will ask the parties to withdraw so that it can consider its determination. In considering its determination, the Sub-Committee may ask its Legal Advisor to provide it with legal and procedural advice. The nature of this advice will be notified to the parties.
12. The Sub-Committee will make its determination at the end of the meeting and this will be confirmed in writing.

### **Failure of Parties to Attend a Hearing**

13. If a party has informed the Council that they do not intend to attend or be represented at a hearing, the hearing may proceed in their absence.
14. Where a party has not so indicated fails to attend or be represented at a hearing the Sub-Committee may:
  - a) where it considers it to be necessary in the public interest, adjourn the hearing to a specified date; or
  - b) hold the hearing in the party's absence.
15. Where the hearing is held in the absence of a party, the authority shall consider at the hearing of the application, representation or notice made by that party.
16. Where a hearing is adjourned to a specified date the Council will notify the parties of the date, time and place to which the hearing has been adjourned.

April 2023

## North Yorkshire Council

### Statutory Licensing Sub-Committee

13 August 2024

**Application for the grant of a Premises Licence for the Alpamare Waterpark,  
28 Burniston Road, Scarborough, YO12 6PH.**

#### **Report of the Corporate Director – Environment**

#### **1.0 PURPOSE OF REPORT**

- 1.1 To seek the determination by the Statutory Licensing Sub-Committee of an application for the grant of a Premise Licence (Licensing Act 2003 'The Act')

#### **2.0 SUMMARY**

- 2.1 An application for the grant of a Premises Licence has been received from the North Yorkshire Council and is attached at **Appendix A**.
- 2.2 The waterpark comprises of several indoor and outdoor pools, slides, spa, restaurant, bar and associated facilities. Having formerly benefited from a premises licence which authorised numerous licensable activities including the sale of alcohol and provision of regulated entertainment, this new application seeks only the sale of alcohol as follows:

Sale of alcohol (for consumption on the premises only)	08:00 to 22:00
Hours open to the public	08:00 to 22:00

- 2.3 The applicant also states that additional and enhanced conditions have been offered within the application to promote the four licensing objectives.

#### **3.0 PROMOTION OF LICENSING OBJECTIVES**

- 3.1 Section 4 of 'the Act' places a duty on the Licensing Authority to carry out its functions under the Act with a view to promoting the four licensing objectives which are:

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

- 3.2 The following conditions have been offered as part of the application:

#### **CCTV**

1. A colour CCTV system shall be installed at the premises and be operational and recording at all times when licensable activities are taking place.

- a. The CCTV equipment shall have a constant time/date generation which must be checked on a daily basis for accuracy.
- b. CCTV cameras shall be installed to provide adequate cover of all public areas both in the premises (excluding toilets) and in all outside areas accessible to the public.
- c. The CCTV cameras will be positioned to cover the entrances/exits to the changing areas and customer lockers.
- d. The CCTV system must be capable of providing quality images of good evidential value. CCTV recordings must be kept for a minimum of 28 days.
- e. North Yorkshire Police or a responsible authority (as defined in the Licensing Act 2003) may at any time request a recording. This request shall be complied with within 48 hours of the request being made.
- f. The management will ensure that there are sufficient members of staff available during opening hours to be able to download evidence from the CCTV system at the request of the Police or responsible authority.
- g. Sufficient lighting shall be installed at all exits to enable clear CCTV coverage and to promote public safety.
- h. The CCTV will be monitored from behind the main reception counter for both the spa, the main pool and outside areas.

### **Children**

2. Alcohol will only be consumed within the red line shown on the plans deposited with the licensing authority and there will be no consumption of alcohol in the children's area, wave pool, flumes or changing rooms as shown on the plans deposited with the licensing authority.
3. There shall be no 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.

### **Outside Bar**

4. Any bar that is used to sell alcohol must be placed adjacent to the building and family pool.

### **Safety & Security**

5. There will be no alcohol sales to any person save for persons who have paid an admission fee and received a wrist band or persons attending a pre-booked private function.
6. There will be no service of any drinks in glassware. All alcohol and soft drinks served on the premises will be served in polycarbonate or PET (or equivalent) drinking vessels. The alcohol will not be served in the same polycarbonate, plastic or PET (or equivalent) vessels as soft drinks in order to ensure detection of proxy sales.
7. Procedures shall be in place to ensure empty/discarded drinking vessels are collected at least every hour.
8. The premises will operate a Challenge 25 policy. Any person who appears to be under the age of 25 will be required to prove that he/she/they is over the age of 18. Upon receipt of that proof, that person will be issued with a wrist band, the colour of which will authorise that person to buy alcohol within the park.

9. There will be a radio system in place to allow all staff the ability to communicate with each other at all times that the premises are open to the public. This is to provide an early warning system for incidents within the complex.
10. The premises will participate in the Scarborough Pub Watch and Banned from One Banned from All schemes.
11. A suitable and sufficient health and safety risk assessment will be conducted and maintained.
12. Pools will comply with current legislation and HSE guidance having regard in particular to the most up to date version of HSG179 Managing health and safety in swimming pools concerning pool profiles, orientations, access arrangements etc.
13. A health and safety policy and management plan will be maintained addressing the key risks of operating swimming pools and the consumption of alcohol.
14. There will be specific supervision of areas where alcohol may be consumed given possible effects on swimming ability and risk of unruliness. An adequate number of lifeguards must be provided to all pool areas in line with HSG179.
15. Admission will be controlled so as not exceed the capacity of the facilities as determined by risk assessment.
16. Toilet, sanitary and associated appliances shall be provided in such numbers as agreed with North Yorkshire Council's Environment Services.

### **Training**

17. All staff engaged in the sale of alcohol will receive training with regard to their responsibilities and obligations under Licensing Act 2003. That training will be documented and records of training will be made available to the Police/officers of the responsible authorities.

### **Noise**

18. The premises should be adequately managed to ensure that any disturbance to residents is minimised. Noise from the premises (measured as a 5 minute Leq) should not exceed the existing background noise as measured in accordance with BS4142.
19. A car park management plan will be implemented to ensure customers using the premises in the evening park away from residential premises.
20. Sale by retail of alcohol is for consumption ON the premises (as indicated by the plans deposited with the licensing authority) ONLY.
21. Notices will be displayed at the exits requiring customers to leave the premises quietly.

3.3 The applicant also wishes to offer the following condition agreed with North Yorkshire Police Licensing during the consultation period:

22. An electronic or manual Refusal Register and an Incident Report Register shall be maintained for the bar within the premises. Such registers shall record incidents of staff refusals to underage or drunk people as well as incidents of any anti-social behaviour and ejections from the premises. Such registers shall be kept for a minimum of 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.

#### **4.0 REPRESENTATIONS**

4.1 Three relevant representations have been received from members of the public and these are attached at **Appendix B**, the representations are in line with the following licensing objectives:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- Protection of children from harm

4.2 The representations are summarised as follows:

- That the operation of the premises will interfere with the quiet residential area adjacent to the premises.
- The matter of staff and management addressing the likelihood of individuals becoming drunk within a family orientated setting and the risks this may pose.
- Staffing levels in relation to the management of the sale/consumption of alcohol including restricting access by children.
- That the requested hours for the sale of alcohol are excessive and should be further restricted.
- That alcohol should only be served and consumed in a designated area with a unit consumption limit imposed.
- Concerns regarding the ability to provide additional protections for females, LGBTQ+ and minority ethnic groups are raised.
- The fear of anti-social behaviour developing.
- Concerns regarding adequate toilet facilities.

4.3 Members should note that some of the grounds for the representations may not directly relate to the licensing objectives but have been included in the interests of openness and transparency.

#### **5.0 ALTERNATIVE OPTIONS CONSIDERED**

5.1 All of the Sub-Committee's options are outlined at 12.0 of the report. No alternative options are available.

#### **6.0 FINANCIAL IMPLICATIONS**

6.1 The costs involved in administering the Licensing Act 2003 are set in statutory legislation.

#### **7.0 LEGAL IMPLICATIONS**

7.1 As relevant representations have been received, the Sub-Committee must hold a hearing to consider the representations and, having regard to the representations, determine the application.

7.2 The Sub-Committee must have regard to the promotion of the four licensing objectives in exercising its functions under the Licensing Act 2003.



7.3 The Sub-Committee must also have regard to the statutory guidance under section 182 of the Act and the council's own statement of licensing policy exercising its functions under the Act.

7.4 The applicant and all parties to the hearing may appeal against the decision of the Licensing Sub-Committee. Appeals must be made to a Magistrates' Court within 21 days of receiving notification of the decision.

## **8.0 CLIMATE CHANGE IMPLICATIONS**

8.1 No Climate change implications have been identified.

## **9.0 POLICY IMPLICATIONS**

9.1 The following sections of the Scarborough Locality Statement of Licensing Policy are relevant in considering the licensing objectives:

"3.8 The Council has a duty under Article 8 of the European Convention on Human Rights to protect the rights of its residents to privacy and family life. The Council also acknowledges the rights of businesses in its area to operate, but this must be balanced against the rights of residents not to be disturbed by unreasonable noise and nuisance caused by licensed premises".

"3.9 It is acknowledged that the Council has a duty to exercise its functions with a due regard to the likely effect of the exercise of those functions on, and the need to do all that it can to prevent, crime and disorder in its area. In addition, we will seek to support strategies where they are allied to the licensing objectives".

"3.10 The licensing authority is unable to refuse or impose conditions on valid applications where no relevant representations have been made. Where conditions are imposed, they shall be appropriate and proportionate and shall be tailored to the size, style, characteristics and activities that take place at the premises concerned".

"3.11 In addition conditions imposed shall be precise and enforceable, clear in what they intend to achieve, shall not duplicate other statutory requirements or other duties or responsibilities placed on the employer by other legislation, shall not replicate offences set out in the 2003 Act or other legislation, shall be justifiable and capable of being met and shall not seek to manage the behaviour of customers once they are beyond the direct management of the licence/certificate holder and their staff".

9.2 The Sub-Committee should also consider the following sections of the S182 Licensing Act 2003 Guidance:

- Principles – 1.15 to 1.17, 1.19
- Crime and disorder – 2.1 to 2.7
- Public safety - 2.8 to 2.15
- Public nuisance - 2.21 to 2.27
- Protection of Children from Harm – 2.28 to 2.29, 2.31 to 2.35, 2.38
- Conditions - 10.1 to 10.10

## **10.0 EQUALITIES IMPLICATIONS**

10.1 No equalities implications have been identified for this matter.

## 11.0 REASONS FOR RECOMMENDATIONS

- 11.1 In accordance with section 18 of the Licensing Act 2003, the licensing authority must hold a hearing to consider the application and any relevant representations.
- 11.2 The Sub-Committee must, having had regard to the application and any relevant representations, take such steps (if any) as it considers appropriate for the promotion of the licensing objectives.

## 12.0 RECOMMENDATION(S)

The Licensing Committee has the following options:

- i. To grant the licence as applied for (subject to any conditions consistent with the applicant's operating schedule);
- ii. To grant the licence subject to any additional conditions that Members consider appropriate for the promotion of the licensing objectives; or
- iii. To reject the whole or part of the application.

and for this purpose, the conditions of the licence are modified if any are altered, omitted or any new condition is added.

In making its decision, the Sub-Committee must act with a view to promoting the licensing objectives. The Sub-Committee must also have regard to its Statement of Licensing Policy and the Statutory Guidance issued under Section 182 of the Act.

## APPENDICES:

Appendix A – Application  
Appendix B – Representations

## BACKGROUND DOCUMENTS:

Scarborough Locality Statement of Licensing Policy  
Section 182 Guidance (Home Office), Licensing Act 2003

Karl Battersby  
Corporate Director – Environment  
County Hall  
Northallerton

24 July 2024

**Report author** – Alan Fane – Licensing Enforcement Officer  
**Presenter of report** – Alan Fane – Licensing Enforcement Officer

Note: Members are invited to contact the author in advance of the meeting with any detailed queries or questions.



## 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 THE NORTH YORKSHIRE COUNCIL

*(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

Alpamare Waterpark, 28 Burniston Road, Scarborough, North Yorkshire, YO12 6PH.			
<b>Post town</b>	Scarborough	<b>Postcode</b>	YO12 6PH

Telephone number at premises (if any)	01723 339859
Non-domestic rateable value of premises	£129,500

### Part 2 - Applicant details

Please state whether you are applying for a premises licence as **appropriate** **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)	X 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 X
- I am making the application pursuant to a
- statutory function or
- a function discharged by virtue of Her Majesty's prerogative

**(A) individual applicants** (fill in as applicable)

Mr	Mrs	Miss	Ms	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b>		I am 18 years old or over		Please tick yes	
<b>Nationality</b>					
Current residential address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service (please see note 15 for information)					


**Second individual applicant (if applicable)**

Mr	Mrs	Miss	Ms	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b> or over		I am 18 years old		Please tick yes	
<b>Nationality</b>					
Current residential address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service: (please see note 15 for information)					

**(B) Other applicants**

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

THE NORTH YORKSHIRE COUNCIL
COUNTY HALL RACECOURSE LANE NORTHALLERTON DL7 8AD

LOCAL AUTHORITY
0300 131 2131


**Part 3 Operating Schedule**

When do you want the premises licence to start? DD MM YYYY  
2 4 0 7 2 0 2 4

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

Water Park comprising:

- i. an indoor wave pool, four slides, two outdoor pools, restaurant and bar;
- ii. Exterior grassed area;
- iii. Changing rooms, WCs;
- iv. Spa on First Floor;
- v. General office and staff facilities.

This application is seeking to reinstate the licence which was previously in place at Alpacare Waterpark to permit the sale of alcohol only. The previous licensable activities contained in the previous premises licence for the Alpacare Waterpark have been removed from this application with additional and enhanced conditions included to promote the four licensing objectives being i. the prevention of crime and disorder; ii. public safety iii. the prevention of public nuisance iv. the protection of children from harm.

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

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)	
--	---------------------------------	--

<b><u>Provision of late night refreshment</u></b> (if ticking yes, fill in box I)	
<b><u>Supply of alcohol</u></b> (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)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			<b>Please give further details here</b> (please read guidance note 4)		
Tue					
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 5)		
Thur					
Fri			<b>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</b> (please read guidance note 6)		
Sat					
Sun					



# B

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

**C**

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

**D**

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

**E**

<b>Live music</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish			
Mon			<b>Please give further details here</b> (please read guidance note 4)		
Tue					
Wed			<b>State any seasonal variations for the performance of live music</b> (please read guidance note 5)		
Thur					
Fri			<b>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</b> (please read guidance note 6)		
Sat					
Sun					

**F**

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

**G**

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

# H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> 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	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	
Mon				Outdoors	
				Both	
Tue			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Wed					
Thur			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 5)		
Fri					
Sat			<b><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></b> (please read guidance note 6)		
Sun					

<b>Late night refreshment</b> Standard days and timings (please read guidance note 7)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
Mon				<b><u>Please give further details here</u></b> (please read guidance note 4)	
Tue					
Wed			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 5)		
Thur					
Fri			<b><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></b> (please read guidance note 6)		
Sat					
Sun					



**J**

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for <u>consumption – please tick</u> (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						
Mon	08:00	22:00	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)					
Tue	08:00	22:00						
Wed	08:00	22:00						
Thur	08:00	22:00				<b>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</b> (please read guidance note 6)		
Fri	08:00	22:00						
Sat	08:00	22:00						
Sun	08:00	22:00						

**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):**

<b>Name:</b> Andrew Cunningham	
<b>Date of Birth:</b>	██████████
<b>Address:</b>	
██	
<b>Postcode</b>	██████████
<b>Personal licence number (if known)</b>	████████████████████
<b>Issuing licensing authority (if known)</b> Ryedale District Council	

## 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).

There will be no adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

## L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5)
Day	Start	Finish	
Mon	08:00	22:00	
Tue	08:00	22:00	
Wed	08:00	22:00	
Thur	08:00	22:00	
Fri	08:00	22:00	
Sat	08:00	22:00	
Sun	08:00	22:00	
<b>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</b> (please read guidance note 6)			

## **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)

SEE ATTACHED

**b) The prevention of crime and disorder**

SEE ATTACHED

**c) Public safety**

SEE ATTACHED

**d) The prevention of public nuisance**

SEE ATTACHED

**e) The protection of children from harm**

SEE ATTACHED

**Checklist:**

**Please tick to indicate agreement**


●	I have made or enclosed payment of the fee.	X
●	I have enclosed the plan of the premises.	X
●	I have sent copies of this application and the plan to responsible authorities and others where applicable.	X
●	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.	X
●	I understand that if I do not comply with the above requirements my application will be rejected.	X
●	[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 or my share code issued by the Home Office online right to work checking service (please read note 15).	

It is an offence, under Section 158 of the Licensing Act 2003, to make a false statement in or in connection with this application. Those who make a false statement may be liable on summary conviction to a fine of any amount.

It is an offence under Section 24b of the Immigration Act 1971 for a person to work when they know, or have reasonable cause to believe, that they are disqualified from doing so by reason of their immigration status. Those who employ an adult without leave or who is subject to conditions as to employment will be liable to a civil penalty under section 15 of the Immigration, Asylum and Nationality Act 2006 and pursuant to Section 21 of the same act, will be committing an offence where they do so in the knowledge, or with reasonable cause to believe, that the employee is disqualified.

**Part 4 – Signatures** (please read guidance note 11)

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

<b>Declaration</b>	<ul style="list-style-type: none"> <li>[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).</li> <li>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, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)</li> </ul>
Signature	
Print name	CAROL REHILL

Date	19/06/2024
Capacity	SOLICITOR

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> 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	
Print name	
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)			
Email address			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

### Notes for Guidance

- 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.
- 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 issued to an individual or an individual in a partnership which is not a limited liability 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 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 the right to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

They do this in one of two ways:

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

**Home Office online right to work checking service.**

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

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their share code (provided to them upon accessing the service at

<https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth, will allow the licensing authority to carry out the check.

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

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

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



**NORTH YORKSHIRE COUNCIL**

**Part A**

**Consent of individual to being specified as premises supervisor**

---

I Andrew Cunningham of [REDACTED] hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for a new premises licence by The North Yorkshire Council relating to a premises licence N/A for Alpamare Waterpark, 28 Burniston Road, Scarborough, North Yorkshire, YO12 6PH and any premises licence to be granted or varied in respect of this application made by The North Yorkshire Council concerning the supply of alcohol at Alpamare Waterpark, 28 Burniston Road, Scarborough, North Yorkshire, YO12 6PH.

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 Ryedale District Council, Ryedale House, Old Malton Road, Malton YO17 7EY, 0300 131 2131.

[REDACTED]

.....  
Andrew Cunningham  
20 June 2024

signed  
name (please print)  
dated

## **ADDENDUM: ALPAMARE WATERPARK PREMISES LICENCE APPLICATION**

Premises: Alpamare Waterpark. 28 Burniston Road, Scarborough, North Yorkshire, YO12 6PH

### **Proposed Conditions:**

#### CCTV

1. A colour CCTV system shall be installed at the premises and be operational and recording at all times when licensable activities are taking place.
  - a. The CCTV equipment shall have a constant time/date generation which must be checked on a daily basis for accuracy.
  - b. CCTV cameras shall be installed to provide adequate cover of all public areas both in the premises (excluding toilets) and in all outside areas accessible to the public.
  - c. The CCTV cameras will be positioned to cover the entrances/exits to the changing areas and customer lockers.
  - d. The CCTV system must be capable of providing quality images of good evidential value. CCTV recordings must be kept for a minimum of 28 days.
  - e. North Yorkshire Police or a responsible authority (as defined in the licensing Act 2003) may at any time request a recording. This request shall be complied with within 48 hours of the request being made.
  - f. The management will ensure that there are sufficient members of staff available during opening hours to be able to download evidence from the CCTV system at the request of the Police or responsible authority.
  - g. Sufficient lighting shall be installed at all exits to enable clear CCTV coverage and to promote public safety.
  - h. The CCTV will be monitored from behind the main reception counter for both the Spa, the main pool and outside areas.

#### Children

2. Alcohol will only be consumed within the redline shown on the plans deposited with the licensing authority and there will be no consumption of alcohol in the children's area, wave pool, flumes or changing rooms as shown on the plans deposited with the licensing authority

#### Outside Bar

3. Any bar that is used to sell alcohol must be placed adjacent to the building and family pool.

#### Safety & Security

4. There will be no alcohol sales to any person save for persons who have paid an admission fee and received a wrist band or persons attending a pre-booked private function.
5. There will be no service of any drinks in glassware. All alcohol and soft drinks served on the premises will be served in polycarbonate or PET (or equivalent) drinking vessels. The alcohol will not be served in the same polycarbonate, plastic or PET (or equivalent) vessels as soft drinks in order to ensure detection of proxy sales.
6. Procedures shall be in place to ensure empty/discarded drinking vessels are collected at least every hour.

## **ADDENDUM: ALPAMARE WATERPARK PREMISES LICENCE APPLICATION**

7. The premises will operate a Challenge 25 policy. Any person who appears to be under the age of 25 will be required to prove that he/she/they is over the age of 18. Upon receipt of that proof, that person will be issued with a wrist band, the colour of which will authorise that person to buy alcohol within the park.
8. There will be a radio system in place to allow all staff the ability to communicate with each other at all times that the premises are open to the public. This is to provide an early warning system for incidents within the complex.
9. The premises will participate in the Scarborough Pub Watch and Banned from One Banned from All schemes.
10. A suitable and sufficient health and safety risk assessment will be conducted and maintained.
11. Pools will comply with current legislation and HSE guidance having regard in particular to the most up to date version of HSG179 Managing health and safety in swimming pools concerning pool profiles, orientations, access arrangements etc.
12. A health and safety policy and management plan will be maintained addressing the key risks of operating swimming pools and the consumption of alcohol.
13. There will be specific supervision of areas where alcohol may be consumed given possible effects on swimming ability and risk of unruliness. An adequate number of lifeguards must be provided to all pool areas in line with HSG179.
14. Admission will be controlled so as not exceed the capacity of the facilities as determined by risk assessment.
15. Toilet, sanitary and associated appliances shall be provided in such numbers as agreed with North Yorkshire Council's Environment Services.

### Training

16. All staff engaged in the sale of alcohol will receive training with regard to their responsibilities and obligations under Licensing Act 2003. That training will be documented and records of training will be made available to the Police/officers of the responsible authorities.

### Noise

17. The premises should be adequately managed to ensure that any disturbance to residents is minimised. Noise from the premises (measured as a 5 minute Leq) should not exceed the existing background noise as measured in accordance with BS4142.
18. A car park management plan will be implemented to ensure customers using the premises in the evening park away from residential premises.
19. Sale by retail of alcohol is for consumption ON the premises (as indicated by the plans deposited with the licensing authority) ONLY.
20. Notices will be displayed at the exits requiring customers to leave the premises quietly.





for access arrangement  
see BGM Consulting  
drg. no. 4450-21A

FAMILY RESTAURANT

WATER PARK

NEWT POND

NORTH BAY MINIATURE RAILWAY

STRENSALL DRIVE

CAVALRY COURT

GUARDS COURT

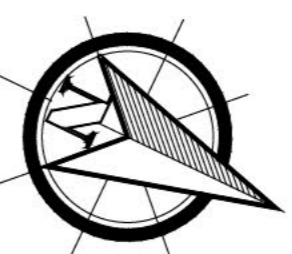
GRENADIER COURT

Tolent Construction Ltd.

**WATER PARK**  
**THE SANDS**  
North Bay, Scarborough

Subject  
**Site Plan**

**STRINGER + JONES**  
ARCHITECTS  
WHITE HOUSE  
PINCHINBOROUGH  
GUISBOROUGH  
TS14 8HE  
Tel: (01287) 619751  
E: tony@stringerjones.com

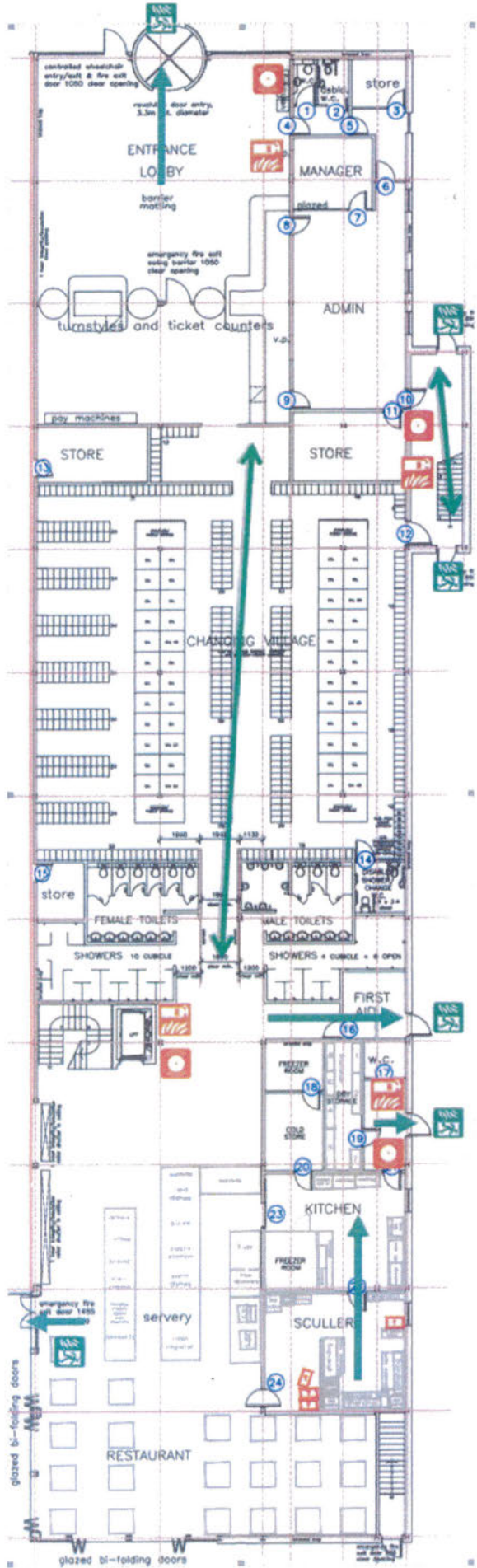


<b>F</b>	Bus lay-by increased in size to provide 2 bus pull-up bays. Amenity Block service yard road hammerhead increased in size, provisional! electric-station location added.	R.A. 11 Nov. '15
<b>E</b>	External flume silhouette removed, flume pedestals and flume tracks added back. Reconfigured 2 generator. Bio-fuel added, fuel tank & chemical store moved as a result. Family Pool position revised, infinity pool position revised, underground infinity pool platform added.	R.A. 05 Nov. '15
<b>D</b>	Access zone to rear of disabled car-park bays added, bollards and drop-kerb added to forecourt paving, full fence perimeter added (of two types), oil perimeter fence added, 4no. demountable bollards added in front of side yard access gates to Amenity Block.	R.A. 28 Aug. '15
<b>C</b>	Fire vehicle hard standing added adjacent flume tower, building element tiles added.	R.A. 9 Aug. '15
<b>B</b>	General updating in line with design development up to 8th August '15, including increase in size of flume tower, addition of bio-fuel building and fuel tank, the omission of the infinity pool platform from the North Elevation and it's placement underground.	R.A. 07 Aug. '15
<b>A</b>	FIRE HYDRANT location added.	R.A. 9 June '15

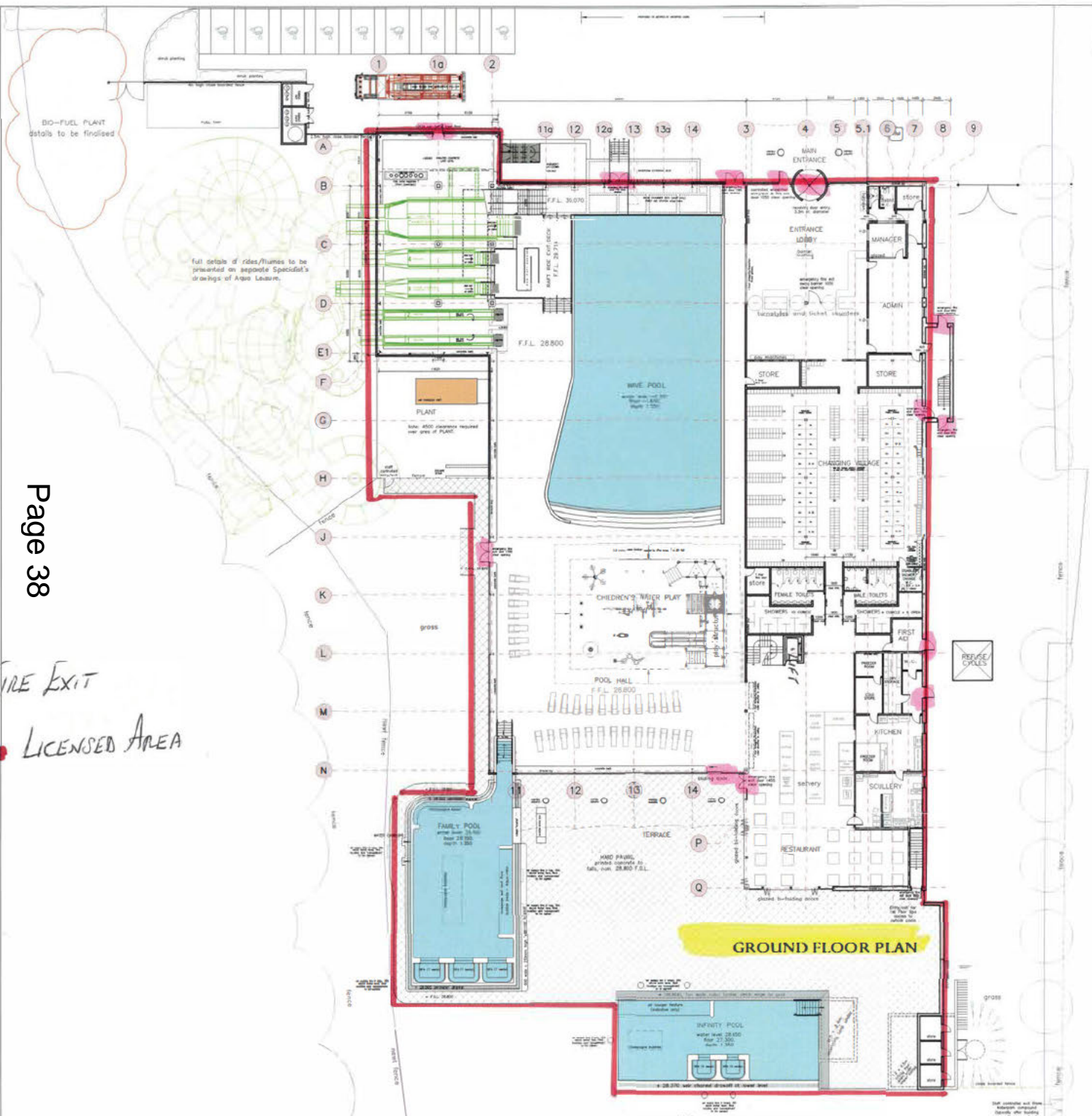
Scale	1:500@A1	Contract		Dwg.No.		Rev.	
Date	April 2015		5823	001	F		
Drawn	RA						



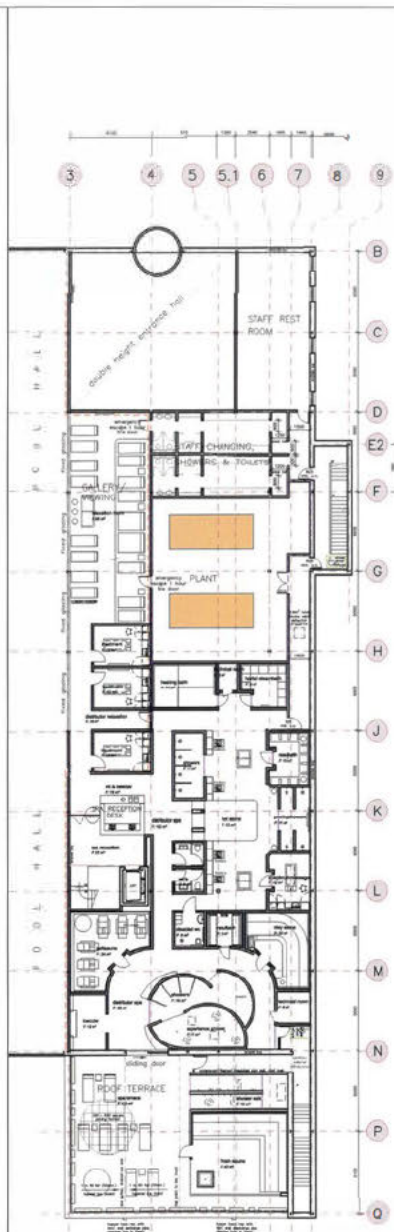
# GROUND FLOOR



- FIRE ALARM SIREN ■
- FIRE EXTINGUISHER POINT ■
- EMERGENCY EXIT ■
- EMERGENCY ESCAPE ROUTE →



**GROUND FLOOR PLAN**



**FIRST FLOOR PLAN**  
(SEE PAGE TWO FOR ENLARGED) PLAN

POOL HALL	NO CHANGING
RESTROOMS	NO CHANGING
STAFF REST ROOM	NO CHANGING
CHANGING	NO CHANGING
RECEPTION	NO CHANGING
PLANT	NO CHANGING

- Indicates line of 1 hour fire compartmentation  
- Indicates line of 30 minute fire resisting construction  
- Indicates equipment support and handled by Client with owner provision to water treatment for Contractor

M	Area Finishes Linoleum, hedge removed at...	10	10	10
L	Area Finishes Linoleum, hedge removed at...	10	10	10
K	Area Finishes Linoleum, hedge removed at...	10	10	10
J	Area Finishes Linoleum, hedge removed at...	10	10	10
H	Area Finishes Linoleum, hedge removed at...	10	10	10
G	Area Finishes Linoleum, hedge removed at...	10	10	10
F	Area Finishes Linoleum, hedge removed at...	10	10	10
E	Area Finishes Linoleum, hedge removed at...	10	10	10
D	Area Finishes Linoleum, hedge removed at...	10	10	10
C	Area Finishes Linoleum, hedge removed at...	10	10	10
B	Area Finishes Linoleum, hedge removed at...	10	10	10

**Tolent Construction Ltd.**

**WATER PARK**  
**THE SANDS**  
North Bay, Scarborough

**STRINGER + JONES**  
ARCHITECTS


WHITE HOUSE  
PINCHEUR CRESCENT  
DUMFRIES, ONTARIO  
M1A 3B2  
Tel: (416) 437-9151  
E: [t.jones@stringerjones.com](mailto:t.jones@stringerjones.com)

Scale:	1:200@A1	Contract:	5823	Comp. No.:	002	Rev.:	M
Date:	18.01.2015	Drawn:	RA				

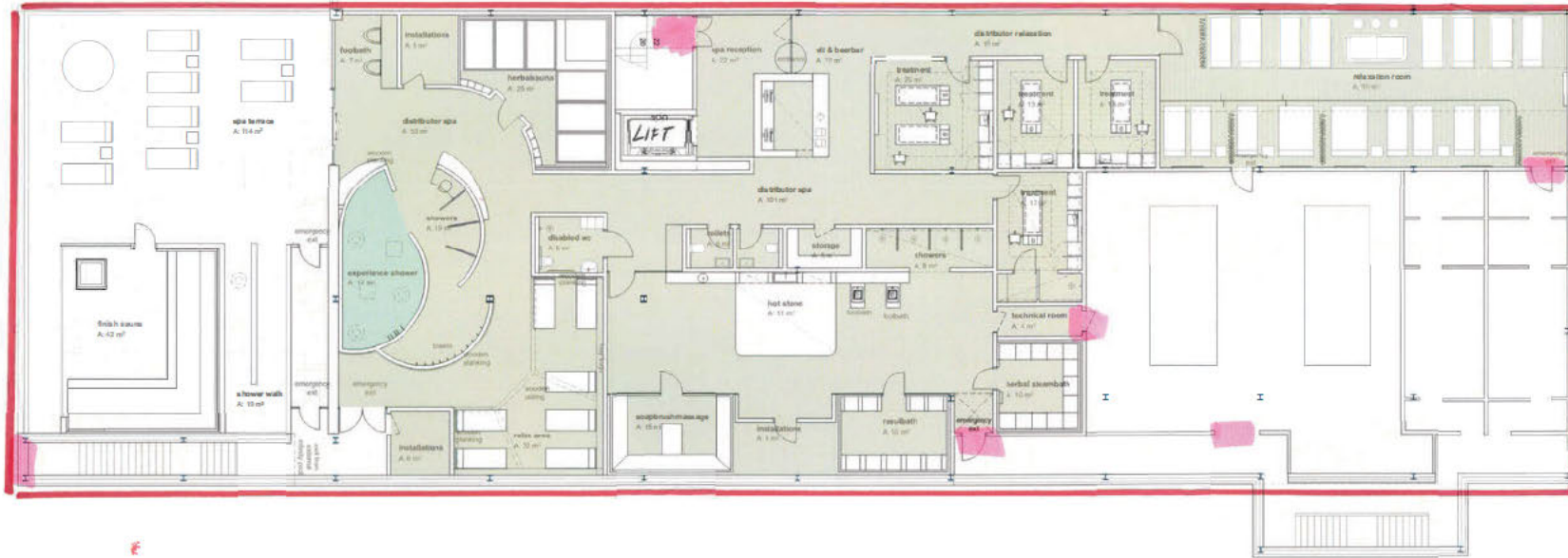


# FIRST FLOOR PLAN

 = FIRE EXIT

 = LICENSED AREA

Page 39



Walls / columns / ceilings:	Drywalls:	Notes:
reinforced concrete	plasterboard wall	not included in area of work
structural column	plasterboard wall moisture-proofed ambilateral	
brick wall	cement board wall ambilateral	
wood construction	plasterboard wall unilaterally moisture-proofed ambilateral	
steel construction	cement board wall unilaterally	
thermal insulation	gypsum dry lining	
existing	dry fire moisture proof	
demolition	dry fire cement board	
thermal wall		

Source File:	102 to B Floor Planning	RECEIVED:	21.05.2015	AUTHOR:	slf page 39
DATE:		SIGNATURE:			

APPROVAL TO CONSTRUCTION **preliminary drawing not to be used on site**

DEVELOPER:	Fa. Benchmark Leisure c/o Red House Standard UK_PS12320 Lincolnshire	PROJECT:	Alpamare Scarborough Spa
------------	---	----------	-----------------------------

**archiFAKTOR**  
hotelspa

PROJECT NO:	C00210	SCALE:	1:100	LEVEL:	first floor
PLANNING PHASE:	A01 concept planning				
Project manager:	drawn by:	date of first drawing:	last modification:	project status:	PLAN NO:
skate@archi	arvidas@archi	25.06.2015	10.01.15	10.01.2015	ff_A01

All technical and construction details are approximate and should be checked by the project engineer planning office. The contractor is the construction site responsible. These drawings are the intellectual property of ArchiFAKTOR and should not be reproduced without the written permission of ArchiFAKTOR. Any duplication, reproduction or modification of these drawings without the written permission of ArchiFAKTOR is strictly prohibited. All changes to the specifications or details of construction must be indicated on writing and must be done by ArchiFAKTOR. Construction from non-compliance with these requirements will be charged to the user. Liability for any damage or loss of any kind is excluded. The drawings must be protected with the correct measurements.

This page is intentionally left blank



## Licensing representation proforma

Licensing (Eastern area)



To:		North Yorkshire Council Licensing Department (East) / <a href="mailto:licensing.sca@northyorks.gov.uk">licensing.sca@northyorks.gov.uk</a>
From:	Name:	Esther Morrison
	Address:	[REDACTED] Prince of Wales Terrace, YO11 2AN
	Email:	[REDACTED]
Premises to which the application relates:		Alpamare Waterpark
I am:	<input checked="" type="checkbox"/> A resident, or representative thereof, living within the vicinity of the premises; <input type="checkbox"/> A Business, or representative thereof, operating within the vicinity of the premises; <input type="checkbox"/> Other – <i>please explain how you are / will be affected by the premises, below.</i>	

Stance:	<input type="checkbox"/> I support the application; <input checked="" type="checkbox"/> I am opposed to the application.
Objectives:	I believe the following objective(s) are engaged / at risk: <input checked="" type="checkbox"/> Prevention of Crime & Disorder <input checked="" type="checkbox"/> Prevention of Public Nuisance <input checked="" type="checkbox"/> Public Safety <input checked="" type="checkbox"/> Protection of Children From Harm
Comments:	<p>I would like to lodge an objection to application to serve alcohol from 8am at Alpamare,</p> <ol style="list-style-type: none"> <li>1. A water park</li> <li>2. A family attraction</li> </ol> <p>This application would break all four of the licensing obligations.</p> <p>1) The prevention of crime and disorder        Modern parents are overprotective of their children and their capacity for taking child behaviour as a personal affront will increase if alcohol is involved. This type of facility is often visited by family groups, so if one person in the group loses their temper, others are likely to join in, either to stop it or to escalate.        The addition of occasional sunshine (and dehydration) will intensify the effect of alcohol.</p> <p>2) public safety        Drunk adults (and teens) are a risk; add the waterpark – slopes, steps, water, loads of kids trying to get attention and it is a recipe for disaster. Why would any</p>

responsible person, in charge of a child, want to be drinking at 8am anyway? By definition, that behaviour is irresponsible and a risk to public safety.

With the best will in the world, even if Flamingoland are able to achieve and maintain the staffing levels needed for public safety, those staff are unlikely to be old enough or experienced enough to handle customers under the influence of alcohol. In order to turn a profit, they will need to keep their staffing costs as low as possible. If staffing numbers are constantly being checked, the only way to reduce those costs is to pay staff less.

And NO, training doesn't work if they are under 25; life experience is generally lacking.

### 3) the prevention of public nuisance

As with 1.

People under the influence of alcohol lose inhibitions. They are therefore more likely to take offense or give offense to others.

Women and girls should not be subject to misogynist abuse in the streets. But if you add the fact that being in a swimming costume or bikini increases their vulnerability (or, if a Muslim and wearing culturally appropriate swimwear you are likely to attract increased racial abuse) then allowing the sale of alcohol all day will

- deter women from attending (thus reducing visitor numbers)
- deter any visitors who cannot/do not want to enter a licensed venue
- definitely increase the risk to female, LGBTQ+ and minority ethnic groups

Even if the alcohol is not priced at Wetherspoons levels, any airport would advise that drinking first thing in the morning is never a good idea.

### 4) Protection of children from harm

Alcohol use can put children at risk of:

harm and abuse

effects to their physical and mental well-being

anti-social behaviour

being exposed to criminal activity, which can lead to child criminal exploitation

serious illness and/or death

Alcohol or other drug use by a parent or carer puts children more at risk of harm, with one of the biggest risks being that they are unable to provide safe care for the young people in their care. Those safety risks increase at a water park.

Parental alcohol or other drug use can also put children at risk of:


abuse, including physical and emotional abuse

taking on care responsibilities of their parents or siblings

possible lead to neglect

exposure to drugs or criminal activity

Drinking also impairs the ability to react quickly and appropriately to risk e.g. if a child is underwater for too long.

	<p>It is insane and irresponsible to contemplate allowing alcohol to be served at Alpamare but if it is served</p> <ul style="list-style-type: none"><li>• It should not be before noon</li><li>• there should be a unit consumption limit imposed on site</li><li>• alcohol can only be served and consumed in a dedicated area</li></ul> <p>North Yorkshire Council should also be asking itself if it has selected the correct operator, if that operator's first action is to apply to serve alcohol from 8am.</p>
<b>Declaration:</b>	The information provided in this proforma is true to the best of my knowledge and belief. I understand that my representation will be provided to the applicant / licence holder in full, and that my name and stance regarding this application will be published in publicly available committee papers, for which I will be invited to attend.
<b>Signed:</b>	
<b>Date:</b>	25 June 2024

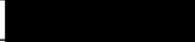
# Licensing representation proforma

Licensing (Eastern area)



<b>To:</b>	North Yorkshire Council Licensing Department (East) / <a href="mailto:licensing.sca@northyorks.gov.uk">licensing.sca@northyorks.gov.uk</a>	
<b>From:</b>	<b>Name:</b>	David Knowles
	<b>Address:</b>	█ Newlands Park Crescent Scarborough, YO12 6DS
	<b>Email:</b>	█
<b>Premises to which the application relates:</b>		Alpamare Leisure Park, Scarborough
<b>I am:</b>	<input checked="" type="checkbox"/> A resident, or representative thereof, living within the vicinity of the premises; <input type="checkbox"/> A Business, or representative thereof, operating within the vicinity of the premises; <input type="checkbox"/> Other – <i>please explain how you are / will be affected by the premises, below.</i>	

<b>Stance:</b>	<input type="checkbox"/> I support the application; <input checked="" type="checkbox"/> I am opposed to the application.
<b>Objectives:</b>	<p>I believe the following objective(s) are engaged / at risk:</p> <input checked="" type="checkbox"/> Prevention of Crime & Disorder <input checked="" type="checkbox"/> Prevention of Public Nuisance <input checked="" type="checkbox"/> Public Safety <input checked="" type="checkbox"/> Protection of Children From Harm
<b>Comments:</b>	<p>Dear Sirs,</p> <p>I have seen the current application by Alpamare to serve alcohol from 8am to 10pm – 14 hours.</p> <p>I think in the interest of public safety these timings are excessive and I object to such lengthy alcohol opening times.</p> <p>It is a family entertainment swimming facility with young children present, learning to swim or just bobbling about in their floats. Do you really want drunk mum's and dad's in a swimming complex ?</p> <p>Do really want drunk teenagers being rowdy inside and outside the facility ?</p> <p>How will you refuse to serve someone who is visibly drunk ?</p> <p>I suggest 2 hours around lunchtime e.g. 12.30 pm to 2.30pm and then a break until 6pm to cover evening meal times with alcohol not being served after 9pm bar closure.</p> <p>Personally I swim for fun and fitness and will use the facilities with my grandchildren. I doubt I'll ever drink alcohol in that building.</p>

<b>Declaration:</b>	The information provided in this proforma is true to the best of my knowledge and belief. I understand that my representation will be provided to the applicant / licence holder in full, and that my name and stance regarding this application will be published in publicly available committee papers, for which I will be invited to attend.
<b>Signed:</b>	
<b>Date:</b>	July 2 <sup>nd</sup> 2024



**From:** [REDACTED]  
**To:** [Licensing \(SCA\)](#)  
**Cc:** [REDACTED]  
**Subject:** Allpamare Water Park premises licence  
**Date:** 18 July 2024 16:19:36

---

I wish to object to this application by North Yorkshire Council.

Open hours from 8 am to 10 pm will interfere with the quiet residential area adjacent to this property.

Former premises licence had restriction on noise levels of 45 dba and no music permitted outside the building. Lighting restrictions should be included in order to prevent light pollution in the area. Environmental Health Officer declared at Licensing Committee for Alpamare that there were insufficient toilets for this new development hence the siting of four portable toilets next to the infinity pool when plans were not amended.

Some of these restrictions are also included in the Planning permission in force for the Alpamare water park.

Please confirm receipt

Rita Holmes

[REDACTED] Green Howards Drive  
Scarborough  
YO12 6PE

[REDACTED]

This page is intentionally left blank