

Notification of determination

Hearing under Sections 35 and 36 of the Act, and the Licensing Act 2003 (Hearings) Regulations 2005 In respect of an application made to the Oxford City Council for a Variation of a Premises Licence

Date of hearing: **5th October 2015**

Place: **Town Hall, Oxford**

Case No: **15/03620/PREM**

Applicant: **Mr Allal Lamzini**

Premises: **Oxford Kebab Stop and Bite**

Premises address: **Street Trader, George Street, Oxford**

Licensing Sub-committee Councillors: **Mike Gotch (Chair), Van Coulter, Liz Wade**

Legal Advisor: **Daniel Smith**

Licensing Officer: **Allan Hibberd**

Clerk: **Emma Thompson**

Decision and Reasons of the Sub-Committee

1. The Sub-Committee considered all submissions, both written and oral. It also had regard to the relevant Home Office Guidance and the Council's Statement of Licensing Policy in particular policy PP10 (Late Night Refreshment).
2. The Sub-Committee were mindful of the high levels of crime and disorder indicated by the Thames Valley Police statistical evidence, particularly between the hours 01.00 and 0400. The Sub-Committee accepted the Police case that allowing a one hour extension of operation during this peak period is likely to hinder the dispersal of people away from the City Centre and exacerbate crime and disorder.
3. Whilst accepting Mr Lamzini's good record of operation, the Sub-Committee felt that the applicant had not shown he had sufficient measures in place to address incidents of crime and disorder or nuisance should they occur.
4. The Sub-Committee found that granting the additional hour applied for would be contrary to the licensing objective of preventing crime and disorder and not in accordance with Policy PP10.

5. There was no criticism of Mr Lamzini's current operation which appeared to be responsible and well run.
 6. The Sub-Committee accepted that the management of crime and disorder problems during May Day celebrations was different and the later hours of operation sought until 05.00 on May Morning could be permitted without aggravating the licensing objectives.
- I. The Application for Late night refreshment until 04.00 Wednesday – Saturday is **REFUSED**.
 - II. The Application for Late night refreshment on April 30th annually until 05.00 the following morning is **GRANTED**.

Signed: *Councillor Mike Gotch*

Chair of Licensing Sub-committee

Notes:

- A. The applicant, and any responsible authority or interested party that has made representations upon the application has a right of appeal to the Magistrates' Court against this decision. If you wish to appeal you must do so within 21 days of being notified of the decision.