

To: Licensing and Gambling Acts Sub-Committee
Date: 30th April 2024
Report of: Executive Director for Communities and People.
Title of Report: CT & AT Ltd – Application for a New Premises Licence – 16 North Parade Avenue, Oxford, OX2 6LX
Application Ref: 24/00826/PREM

| Summary and recommendations | |
|------------------------------------|---|
| Purpose of report: | To inform the determination of CT & AT Ltd's application for a new Premises Licence |
| Corporate Priority: | Enable an Inclusive Economy |
| Recommendation(s): | That the Licensing and Gambling Acts Sub-Committee resolves to: |
| 1. | Determine CT & AT Ltd's new application taking into account the details in this report and any representations made at this Sub-Committee meeting. |

| Appendices | |
|-------------------|---|
| Appendix 1 | Application for a new Premises Licence |
| Appendix 2 | Representations from Interested Parties / Other Persons |
| Appendix 3 | Location Plan |

Introduction and background

1. This report is made to the Licensing & Gambling Acts Casework Sub- Committee so it may determine in accordance with its powers and the Licensing Act 2003 whether to **grant** a Premises Licence to CT & AT Ltd.

Application Summary

2. An application for a new Premises Licence has been submitted by CT & AT Ltd. A summary of the licensable activities applied for and the timings proposed for these activities can be found detailed below:

Supply of Alcohol (On and Off Sales):

Sunday to Saturday 11:00 hours until 23:00 hours

Hours Premises are open to the public:

Sunday to Saturday 11:00 hours until 23:00 hours

- The Applicant's description of the premises as detailed in the application form is: *"High end Wine Bar with On and Off Sales, including Internet Sales and Home Delivery Service"*.
- Both the original application and the steps that the applicant intends to take to promote the licensing objectives (as set out in the operating schedule) can be found at **Appendix One**

Relevant Representations

- No valid representations have been received from the Responsible Authorities as detailed in the table below.

| Responsible Authority | Response | Licensing Objective(s) |
|-------------------------|-------------------|------------------------|
| Thames Valley Police | No representation | |
| Fire and Rescue Service | No representation | |
| Environmental Health | No representation | |
| Health and Safety | No representation | |
| Planning | No representation | |
| Trading Standards | No representation | |
| Child Safeguarding | No representation | |
| Licensing Authority | No representation | |

- Valid representations have been received from two Interested Parties (other persons) as detailed in the table below. Copies of these representations are attached at **Appendix Two**.

| Name | Address | Licensing Objective(s) |
|------------|--------------------------------|--|
| Dr R Moxon | North Parade Avenue, Oxford | Protection of Children from Harm, Public Safety |
| W Tudhope | Banbury Road, Oxford | Public Nuisance, Public Safety. |

Location

- A map is attached at **Appendix Three** showing the general location of the applicant's premises, and the proximity to the premises of those who have raised objections to the application.

Statement of Licensing Policy

8. The Sub-Committee is referred to the Council's Statement of Licensing Policy*. In particular, the following paragraphs have a bearing upon the application:

| Relevant Policy Matters | Section | Policy |
|--|------------------|------------|
| Licensing Hours | 5.1.1 | LH1 to LH3 |
| Dispersal Procedures | 5.3.1 to 5.3.3 | LH6 |
| Hours for 'Off-sales' of Alcohol | 5.5.1 to 5.5.2 | LH8 |
| General Prevention of Public Nuisance | 7.3.1 to 7.3.6 | LA3 |
| Addressing Local Concerns | 7.3.10 | LA4 |
| Pubs, Restaurants, Hotels, Guest Houses | 7.5.1 to 7.5.2 | PP1 |
| Internet sales, Mail Order and Home Deliveries | 7.5.6 | N/A |
| Supply of Alcohol for Consumption off the Premises | 7.5.20 to 7.5.21 | PP11 |

9. A copy of the Statement of Licensing Policy may be obtained from the Council Offices or found online at:

https://www.oxford.gov.uk/downloads/file/1303/statement_of_licensing_policy

Home Office Statutory Guidance

10. Members are also referred to the statutory guidance issued by the Home Office. Of particular relevance to this application are the following matters:

| Relevant Sections | Relevant Paragraph |
|----------------------------------|--------------------|
| Public Safety | 2.8 to 2.15 |
| Public Nuisance | 2.21 to 2.27 |
| Protection of Children from Harm | 2.28 to 2.37 |

11. A copy of the Home Office Statutory Guidance may be found online at:
<https://www.gov.uk/government/publications/explanatory-memorandum-revised-guidance-issued-under-s-182-of-licensing-act-2003>

Other Relevant Considerations

12. The Sub-Committee is reminded of its responsibilities under the Crime and Disorder Act 1998 (to co-operate in the reduction of crime and disorder in Oxford) and the

Human Rights Act (which guarantees the right to a fair hearing for all parties in the determination of their civil rights, and also provides for the protection of property, which may include licences in existence, and the protection of private and family life) when considering the fair balance between the interests of the applicant and the rights of local residents. Any decision taken by the Sub-Committee must be necessary and proportionate to the objectives being pursued.

13. Members are reminded that whenever they make a decision under the Licensing Act 2003, they have a duty to act with a view to promoting the licensing objectives.
14. When considering any representations, only those issues relating to the four licensing objectives should be considered and appropriate weight given to the importance and relevance of each representation.
15. In making its decision, Members must also have regard to the Home Office statutory guidance issued under section 182 of the Licensing Act 2003 and the Council's own Statement of Licensing Policy.
16. The Sub-Committee must take such of the following steps as it considers appropriate for the promotion of the licensing objectives:
 - a) **Grant the licence in accordance with the application.**
 - b) **Modify the conditions of the operating schedule by altering or omitting or adding to them.**
 - c) **Exclude or restrict from the scope of the licence any of the licensable activities to which the application relates.**
 - d) **Reject the whole of the application.**

The Sub-Committee may also grant the licence subject to different conditions for different parts of the premises or the different licensable activities.

17. Members are asked to note that they may not modify the conditions or reject whole or part of the application merely because they consider it desirable to do so. It must be appropriate to do so in order to promote the licensing objectives. Any such step must relate to a relevant representation made.
18. If Members grant the application, the details of the operating schedule will be incorporated into the licence as conditions. The licence will also be subject to certain mandatory conditions.
19. Members should note that the applicant or persons making representations have the right of appeal against the decision made by the Sub-Committee.

| | |
|----------------------------|--|
| Report author | Richard Masters |
| Job title | Senior Licensing Compliance Officer |
| Service area or department | Communities and People |
| Telephone | 01865 252565 |
| e-mail | licensing@oxford.gov.uk |

Oxford
Application for a premises licence
Licensing Act 2003

For help contact
elms@oxford.gov.uk
 Telephone: 01865 252565



* required information

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

Applying as a business or organisation, including as a sole trader

Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is the applicant's business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

If the applicant's business is registered, use its registered name.

VAT number

Put "none" if the applicant is not registered for VAT.

Legal status

Continued from previous page...

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 21

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 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.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

- Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

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APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

Confirm The Following

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of His Majesty's prerogative

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NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Private Limited Company

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

* Date of birth / /
dd mm yyyy

* Nationality [Documents that demonstrate entitlement to work in the UK](#)

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OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of 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.

Continued from previous page...

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

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PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes No

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PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes No

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PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes No

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PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes No

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PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes No

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PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Continued from previous page...

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PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

- Yes No

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LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

- Yes No

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SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

Continued from previous page...

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Nil

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Nil

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name

Family name

Date of birth / /
dd mm yyyy

Continued from previous page...

Enter the contact's address

| | |
|---|---|
| Building number or name | <input type="text"/> |
| Street | <input type="text"/> |
| District | <input type="text"/> |
| City or town | <input type="text"/> |
| County or administrative area | <input type="text"/> |
| Postcode | <input type="text"/> |
| Country | <input type="text" value="United Kingdom"/> |
| Personal Licence number (if known) | <input type="text"/> |
| Issuing licensing authority (if known) | <input type="text"/> |

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

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ADULT ENTERTAINMENT

Highlight any 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

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 etc gambling machines etc.

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

17 End

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.

Continued from previous page...

TUESDAY

Start End

Start End

WEDNESDAY

Start End

Start End

THURSDAY

Start End

Start End

FRIDAY

Start End

Start End

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Nil

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Nil

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LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

Continued from previous page...

List here steps you will take to promote all four licensing objectives together.

A register shall be maintained on the premises to record all incidents and accidents. Records should include matters such as anti-social behaviour, admission refusals, ejections, seizure of prohibited items, casualties/unwell customers, welfare and safeguarding matters, accidents, and safety incidents. The records shall include the date, time, and location of the incident; nature of the incident; personal details and contact information for all people involved including any witnesses, any crime number and details of police officers attending. A note of the action taken, and where relevant a note of the actions to prevent any reoccurrence should also be included. The records shall be available for inspection by any authorised officer of the responsible authorities and shall be securely retained by the licence holder for a period of 12 months after the last entry.

b) The prevention of crime and disorder

A suitable closed-circuit television (CCTV) system shall be in operation whilst members of the public are in attendance. The CCTV system shall record images to cover all areas of the licensed site to which the public have access (save for toilets). The CCTV system shall record images to cover external areas used by customers. At least one member of staff shall be on duty at the premises who can operate the system and download recorded images. These images will be downloaded and provided immediately, or where this is not possible as soon as practicable, on request to an officer of a Responsible Authority. The CCTV system shall be capable of retaining images for a minimum of 31 days, will be of good quality and will contain the correct time and date stamp information. The CCTV system and images will be kept in a secure environment to which members of the public will not be permitted access.

c) Public safety

First Aid equipment shall be always available on the premises.

d) The prevention of public nuisance

Licensable activities shall be conducted and the facilities for licensed activities shall be designed and operated to prevent the transmission of audible noise or vibration through the fabric of the building or structure to adjoining properties.

Bottles shall not be placed in any external receptacle between 23:00 and 07:00 hours.

No deliveries to the premises shall take place between 23:00 and 07:00 hours.

Polite notices shall be displayed at exits and external areas reminding customers to refrain from shouting and antisocial behaviour.

e) The protection of children from harm

A 'Challenge 25' scheme shall be used to prevent the sale of alcohol to people under 18 years of age.

All staff deployed in the serving of alcohol shall be trained on the correct procedures for age verification, the prevention of proxy sales, the prevention of sales to those who appear intoxicated and for dealing with false and any surrendered identification documents.

There shall be a register for the recording of all alcohol sale refusals, including attempted under-age sales, proxy sales and refusals to those who appear intoxicated. Details to be recorded shall include the date, time, name if known, physical description of the person, the reasons, and staff involved and whether CCTV of the incident is available. Any identification document coming into the possession of a member of staff including security staff shall be recorded in the register, including the name of the person/name on the identification document. The register shall be available for immediate

Continued from previous page...

inspection by any authorised officer of the responsible authorities and shall be securely retained by the licence holder for a period of 12 months from the date of the last entry. The licence holder shall provide secure storage for identification documents and a system for safe disposal, which may include returning to the originating organisation, e.g. DVLA/HM passport office.

HOME DELIVERY:

The premises licence holder/designated premises supervisor shall adopt a 'Challenge 25' age verification policy that shall be applied at the point of order, sale and on delivery.

All people involved in the delivery of alcohol, be this the premises licence holder/designated premises supervisor, employees or third party courier, shall at the point of delivery be satisfied that the person to whom the alcohol is being delivered is 18 years and over. If at any point of the process acceptable photographic age verification documents cannot be produced, the delivery shall be refused, and alcohol returned to the licensed premises.

Deliveries shall only be made to the address indicated on the order.

Deliveries shall only to be made to bona fide business/commercial addresses or private residences and not to any public/open spaces (e.g. car parks, street corners, bus stops, public parks).

Deliveries shall be refused to any person who is, or who appears to be under the influence of alcohol or drugs and the alcohol shall be returned to the licensed premises.

The licence holder/designated premises supervisor shall ensure that only the alcohol items specified on orders processed for despatch are loaded onto delivery vehicles, and no surplus stock shall be carried on vehicles.

With regards to all third-party couriers used to provide the delivery of alcohol, the premises licence holder/designated premises supervisor shall have a contractual arrangement with each third party to be satisfied that the promotion of the licensing objectives and terms of the premises licence are complied with at all times, with particular attention to the point of delivery.

The premises licence holder/designated premises supervisor shall keep records of or have access to all alcohol orders. Records shall include for each order: the full name and address of who made the order; age verification at the point of order; any refusals made at the point of order; the items ordered; the date and time of the despatch; details of the delivery provider/driver; the date and time of delivery; the full postal delivery address; the name and date of birth of the person receiving the order; detail of identification/proof of age documents received; details of any refusals at the point of delivery including reasons. Records shall be retained at the licensed premises for a period of 12 months and be produced on request for inspection by a police officer or an authorised person of the licensing authority.

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NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

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

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

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, 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 9-digit 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 (provided within this application), 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 checked online. 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 copy documents as set out above.

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NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

[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)

*

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
dd mm yyyy

Once you're finished you need to do the following:

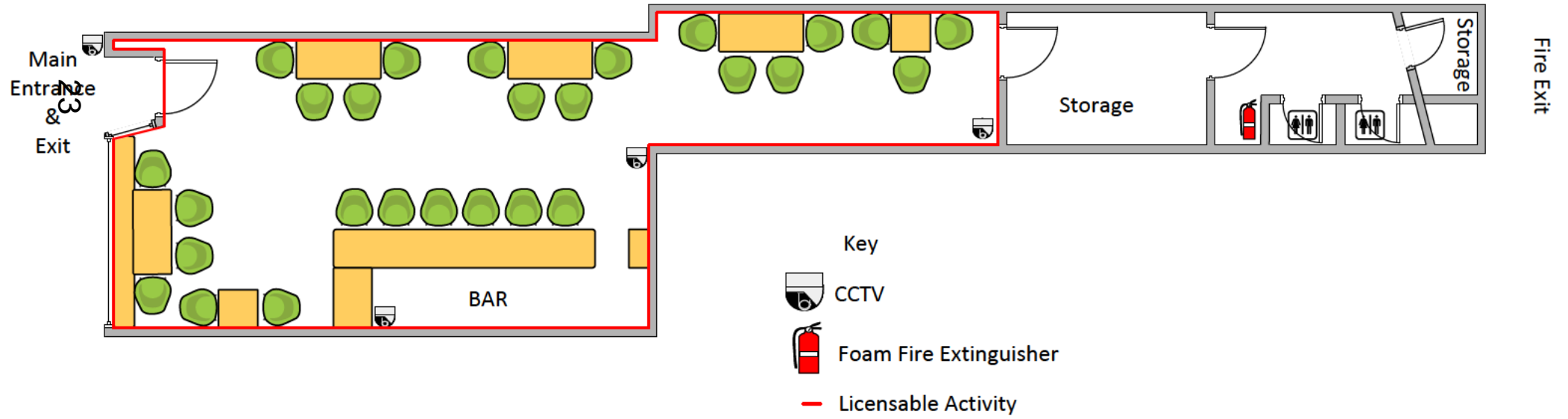
1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/oxford/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

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

16 North Parade Avenue, OXFORD OX2 6LX



Scale 1:100

Comments for Licensing Application 24/00826/PREM

Application Summary

Application Number: 24/00826/PREM

Address: 16 North Parade Avenue Oxford Oxfordshire OX2 6LX

Proposal: Premises Licence

Case Officer: Richard Masters

Customer Details

Name: Dr R [REDACTED] Moxon

Address: [REDACTED] North Parade Avenue Oxford

Comment Details

Commenter Type: Members of the Public

Stance: Customer objects to the Licensing Application

Comment Reasons:

- Other objection
- Protection of Children from Harm
- Public Safety

Comment: 25/03/2024 6:39 PM We have 2 concerns: there are already 2 major drinking establishments - public houses - on this small street and their home delivery would increase traffic on the street. Both of the above will compromise safety to children and users of the shops and cafes (this is a residential as well as commercial street).

From: [REDACTED]
Subject: OBJECTION TO LICENSING APPLICATION FOR 16 NORTH PARADE AVENUE, OXFORD OX2 6LX / YOUR REF: 24/00826/PREM
Date: 25 March 2024 12:39:38

To: The Licensing Authority
Oxford City Council

From: W Tudhope
Banbury Road
Oxford

Dear Sir/Madam,

OBJECTION TO LICENSING APPLICATION FOR 16 NORTH PARADE AVENUE, OXFORD OX2 6LX / YOUR REF: 24/00826/PREM

I am writing to object to the grant of a Premises Licence for 16 North Parade Avenue, Oxford OX2 6LX for the On and Off Sale of Alcohol. I am a neighbour of 16 North Parade [REDACTED]

My reasons for the objection are:

1/. THE RISK PRESENTED TO PUBLIC SAFETY

The proposed wine bar is situated outside the pedestrianized zone in North Parade. The other three licensed premises in North Parade – the Rose and Crown, the Gardeners Arms and Jee Saheb - all lie within the pedestrianized zone.

The distance from the front of the proposed wine bar to the public highway is very small. The pavement is just 1.58 metres wide. Although it is clear from the drawing submitted with the licence application that “licensable activity” is only to take place inside the premises of the proposed wine bar, it is inevitable that when the customers of and in the proposed wine bar witness the patrons of the two public houses in North Parade drinking outdoors within the pedestrianised zone, they will wish to do likewise. As far as the customers of the wine bar are concerned, this is bound to result in an encroachment upon the public highway, in the area outside the pedestrianised zone.

This assertion has an evidential basis: the two most recent tenants of 16 North Parade Avenue have held very occasional receptions for the public; on each of those occasions attendees, with their glasses, gravitated towards and on to the public highway. No steps were taken to restrict this. It is not unreasonable to infer that the same behaviour by wine bar customers can be expected, not simply occasionally, but with regularity, given the proposed opening hours.

During hours of pedestrianisation, any vehicles (authorised and unauthorised) which enter North Parade Avenue from Banbury Road and must exit the same way, are obliged to make a ‘three-point turn’, in order to do so safely. To do otherwise, is inherently dangerous and, in any event,

constitutes a clear breach of Rule 201 of the Highway Code: “Do not reverse from a side road into a main road.” The only place to accomplish such a manoeuvre necessitates utilising the turning space at the rear of 75 Banbury Road as well as the area of the roadway directly outside front of the proposed wine bar.

Given the measures the Council is taking elsewhere in the local area (Banbury Road and a number of its junctions) to ensure the safety of non-vehicle users in a shared space, it is unconscionable to contemplate that consumers of alcohol who may be tempted to congregate in the roadway outside the wine bar might come into close proximity with vehicle users.

2/. THE PREVENTION OF PUBLIC NUISANCE

North Parade Avenue is a street where families live who seek, and are entitled to expect, peace and quiet in their own home, and the opportunity for undisturbed sleep which is not prescribed or dictated by licensing hours; where children play in the pedestrianised zone and where a significant number of residents work from home.

The consequence of the provision of an additional licensed premises is to draw into this environment, at a time of night extending well beyond normal daytime trading hours, more people, more litter and, most damagingly, more noise. The disruptive effect on sleep of the volume of that additional noise – whether it be from the more considerate of patrons, bidding farewells before departing on foot or from the slamming of car doors as they leave by vehicle – cannot be over-estimated; where revellers choose to engage – as they do, occasionally – in deliberately antisocial behaviour, the problem is maximised.

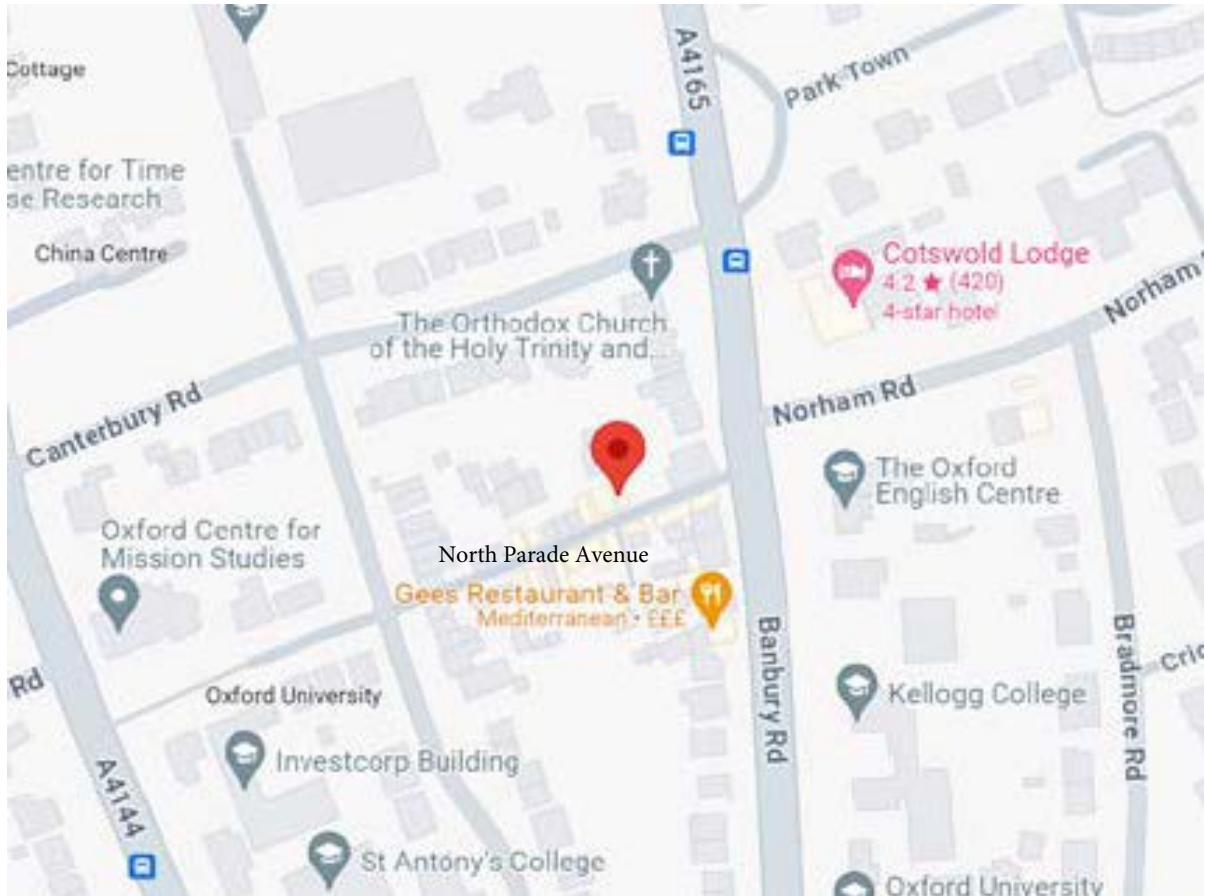
3/. OXFORD CITY COUNCIL’S CUMULATIVE IMPACT POLICY

Oxford City Council is to be commended for its policy on the cumulative impact of having a number of licensed premises concentrated in one area. It seeks thereby to ensure the prevention of crime and disorder; the prevention of public nuisance; the promotion of public safety; and the protection of children from harm.

North Parade Avenue is both a residential and a commercial street with an attractive variety of non-alcohol related traders: a delicatessen, a bakery, a yarn shop, a gallery, a hairdresser, a convenience store, a sandwich shop, a handbag boutique. There are already three on-licensed premises within the space of 45 metres: the Rose & Crown, the Gardeners Arms and Jee Saheb, and an off-licence. It is difficult to understand the justification for a fifth premises at which alcohol can be purchased, and a fourth one at which it can be consumed. The proliferation of licensed premises risks North Parade Avenue becoming a local ‘entertainment zone’ and thereby unbalancing entirely the unique environment which currently prevails here.

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