

**Minutes of a meeting of the
Licensing & Gambling Acts Casework Sub-
Committee
on Monday 4 July 2022**

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Committee members present:

Councillor Diggins (Chair)

Councillor Humberstone

Councillor Sandelson

Officers present for all or part of the meeting:

Alison Daly, Lawyer

Richard Masters, Senior Licensing Compliance Officer

Emma Thompson, Licensing Compliance Officer

1. Election of Chair for the hearings

Cllr Diggins was elected as Chair for the hearings.

**2. Application to vary a Premises Licence - HEAT African
Restaurant, 189 Cowley Road, Oxford, OX4 1UT (22/01382/PREM)**

The decision notice for this hearing is attached.

**3. Application for a new Premises Licence - The Media Company
Publications Ltd - Foodies Festival, South Park, Oxford
(22/01560/PREM)**

The decision notice for this hearing is attached.

The meeting started at 6.00 pm

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Licensing Act 2003



Licensing Sub-Committee

Notification of determination

Hearing under Sections 34 and 35 of the Act, and the Licensing Act 2003 (Hearings) Regulations 2005 In respect of an application made to Oxford City Council for variation of a Premises Licence

Date of hearing:	4th July 2022
Place:	Town Hall, Oxford
Case No.	22/01382/PREM
Applicant	Mr Mohammed Halilu
Premises:	HEAT African Restaurant
Premises address:	189 Cowley Road, Oxford, OX4 1UT
Licensing Sub-Committee Councillors:	Cllr Lizzy Diggins (Chair), Cllr Rae Humberstone Cllr Jo Sandelson
Legal Advisor:	Alison Daly
Licensing Officer:	Richard Masters
Clerk:	Emma Thompson

The Sub-Committee heard representations from the following:

Licensing Authority: Richard Masters (Senior Licensing Compliance Officer)

Richard Masters presented the Licensing Authority's report, stating that the application had attracted representations from Thames Valley Police (TVP), and one Interested Parties.

Mr Masters stated the following the cessation of the consultation period the applicant and Thames Valley Police had agreed that the condition in relation to all drinks being served by way of table service would remain on the premises licence. Thames Valley Police therefore withdrew their representation to the application.

DRARA were also notified of the agreement for all drinks to be served by way of table service would remain on the premises licence, the interested party therefore confirmed in writing that this would also satisfy their representation and withdrew their objection

Applicant: Mr Mohammed Halilu (Not Present)

Responsible Authorities: Mr Alex Bloomfield (Thames Valley Police – Not Present)

Interested Parties: DRARA (Not present)

Decision and Reasons of the Sub-Committee

1. The Sub-Committee the Licensing Officers report and subsequent agreement between the applicant and Thames Valley Police.
2. The Sub-Committee decided that as there was no representations following the agreement between the applicant and Thames Valley Police that a hearing was no longer required; and that the licence will be granted by Licensing Officers as applied for and with the agreed condition remaining.

Signed:

Lizzy Diggins

**Councillor Lizzy Diggins
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.

Licensing Act 2003



Licensing Sub-Committee

Notification of determination

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

Date of hearing:	4th July 2022
Place:	Town Hall, Oxford
Case No.	22/01560/PREM
Applicant	The Media Company Publications Ltd
Premises:	Foodies Festival
Premises address:	South Park, Morrell Avenue, Oxford
Licensing Sub-Committee Councillors:	Cllr Lizzy Diggins (Chair), Cllr Rae Humberston Cllr Jo Sandelson
Legal Advisor:	Alison Daly
Licensing Officer:	Richard Masters
Clerk:	Emma Thompson

The Sub-Committee heard representations from the following:

Licensing Authority: Richard Masters (Senior Licensing Compliance Officer)

Richard Masters presented the Licensing Authority's report, stating that the application had attracted representations two Interested Parties both relating to noise nuisance caused by live and recorded music from the event. Mr Masters also stated that the applicant had agreed a number of conditions with Thames Valley Police as found in Appendix Two of the report and these would be imposed on the premises licence if granted.

Applicant: The Media Company Publications Ltd – Sue Hitchen (Not Present)

Ms Sue Hitchen was unable to attend the hearing due to working on a Foodies Festival at Tatton Park but wanted the application to be determined at hearing in her absence due to date of event. Prior to the hearing Ms Hitchen had submitted a written statement via email which was read out by Mr Masters (Senior Licensing Compliance Officer).

In the statement there was several references made to a noise management plan which involved an audience limit of 30 metres and that the introduction of an audience would reduce the music sound escaping which should lower the chances of any noise complaints. They are going to engage the services of a noise engineer from Brightlights Ltd who are experienced in monitoring and controlling noises levels who will be on site before and during the event so they can determine and monitor noise levels at all times. All staff from Brightlights Ltd will be contactable via email or radio devices so that if any complaint does arise then the volume level can be adjusted accordingly.

The statement also detailed that the Live Music stage would cease at 21:00 hours which Richard Masters advised could be made as condition or that the entertainment could be cut to 21:00 if the Committee deemed it necessary to do so.

It was also stated in the statement that local residents who reside near the event will receive letter to their home addresses advising of contact details of the event organiser who will be contactable at all times during the event should there be any concerns or complaints.

The statement concluded to state that they had been in communication with Mr Kevin Deane the Pollution Enforcement Officer at Oxford City Council and was going to work closely with him before, during and after the event and he will also monitor the noise and deal with any complaints of queries.

Interested Parties: Dr Philip Wheatley, Tom Knollys (Not Present)

Decision and Reasons of the Sub-Committee

1. The Sub-Committee considered all submissions. It also had regard to the relevant Home Office Guidance and the Council's Statement of Licensing Policy, in particular policies LA2 to LA4 and GN23 in relation to public nuisance and live music.
2. The Sub-Committee noted that there was no representation received from Environmental Health who are the responsible authority in relation to Public Nuisance caused by music noise from premises and events. Along with the detailed noise management plan within the applicants written statement supplied.
3. The Sub-Committee also noted the extensive list of agreed conditions with Thames Valley Police.
4. The Sub-Committee therefore decided to **GRANT** the licence as applied for subject to the Thames Valley Police agreed conditions, the noise conditions proposed in the operating schedule and any other conditions translated from the noise management plan provided in the written submission are imposed on the premises licence.

Signed:

Lizzy Diggins

**Councillor Lizzy Diggins
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.

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