

To: Licensing & Gambling Acts Casework Sub-Committee

Date: 16 February 2015 Item No: 1

Report of: Head of Environmental Development

Title of Report: Oxford Wine Café (Jericho) Ltd – Application for a New

Premises Licence: Oxford Wine Café, 32 Little

Clarendon Street, Oxford, OX1 2HU.

Application Ref: 14/04165/PREM

Summary and Recommendations

Purpose of report: To inform the determination of Oxford Wine Café (Jericho) Ltd's application for a New Premises Licence for Oxford Wine Café, 32 Little Clarendon Street, Oxford, OX1 2HU.

Report Approved by:

Legal: Daniel Smith

Policy Framework: Statement of Licensing Policy

Recommendation(s):

Committee is requested to determine Oxford Wine Café (Jericho) Ltd's application taking into account the details in this report and any representations made at this Sub-Committee meeting.

Additional Papers:

Appendix One: Application for a New Premises Licence

Appendix Two: Representations from Interested Parties

Appendix Three: Location Map

Introduction

 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 New Premises Licence to Oxford Wine Café (Jericho) Ltd.

Application Summary

2. An application for a New Premises Licence has been submitted by Oxford Wine Café (Jericho) Ltd. A summary of the licensable activities applied for and the times proposed for these activities can be found detailed below.

Supply of Alcohol (on sales only):

Sunday - Thursday	11:00	Until	23:00
Friday - Saturday	11:00	Until	01:00
St Patrick's Night	11:00	Until	02:00
New Year's Eve	11:00	Until	02:00

3. Both the application (including plans of the premises) 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

4. No 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 & 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	-

5. Valid representations both for and against the application have been received from Interested Parties as detailed in the table below. Copies of these representations are attached at **Appendix Two.**

Name	Address	Licensing Objective(s)
Genefer Clark	21 Walton Street, Oxford	Public Nuisance

Mary Hossain	24 Walton Street, Oxford	Public Nuisance
Cllr Susanna Pressel	Jericho & Osney Ward	Public Nuisance, Public Safety
Hagan Tong	30 Walton Street, Oxford	Prevention of Crime & Disorder, Public Nuisance, Public Safety
Penelope & Oliver Ormerod	4 Walton Crescent, Oxford	Prevention of Crime & Disorder, Public Nuisance, Public Safety,
Richard Hillier	Address not supplied	Prevention of Crime & Disorder, Public Nuisance, Public Safety
Christopher Coombe	St John Street Area Residents' Association, Oxford	Public Nuisance
Cllr Louise Upton	North Ward	Prevention of Crime & Disorder, Public Nuisance
Paul Hornby	Jericho Community Association	Prevention of Crime & Disorder
Andrew & Nickie Pitts	Address not supplied	In support of application
Emma Hardie	Address not supplied	In support of application
Philip Blanchard	Address not supplied	In support of application
Bob Shears	Flat 14 Randolph House, 1 Hernes Road, Oxford	In support of application
Philip Weatherburn	Address not supplied	In support of application
Dr Frances Gardner	University of Oxford	In support of application

Location

6. 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

7. 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	Sections	Policy
Prevention of Crime & Disorder:	7.5.1 to 7.5.2 8.3.1 to 8.7.2	PP1 OS7 to OS12
Public Safety:	8.2.1 to 8.2.2	OS2 to OS4

Public Nuisance:	7.3.1 to 7.3.10	LA4 to LA6
Licensing Hours:	5.1.1 5.2.1 5.3.1 to 5.3.3	LH3 LH5 LH6

- 8. A number of changes have been made to the Licensing Act 2003 in recent times by the Police Reform and Social Responsibility Act 2011, the Live Music Act 2012 and the Deregulation of Schedule 1 of the 2003 Act.
- 9. The Authority's Statement of Licensing Policy has not yet been revised following the introduction of these changes, the above sections from the current Policy do not reflect these changes which include removing the "vicinity test" for interested parties and amending the wording of the 2003 Act so that conditions imposed on licences must now be "appropriate to the promotion of the Licensing Objectives" rather than "necessary".
- 10. A copy of the Statement of Licensing Policy may be obtained from the Council Offices or found online at: www.oxford.gov.uk/licensing

Home Office Statutory Guidance

11. 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 Paragraphs
Crime and Disorder:	2.1 to 2.7
Public Safety:	2.8 to 2.17
Public Nuisance:	2.18 to 2.24

12. A copy of the Home Office Statutory Guidance may be found online at: www.gov.uk/government/publications/revised-guidance-issued-under-section-182-of-the-licensing-act-2003

Other Relevant Considerations

- 13. 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.
- 14. 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.
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- 15. 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.
- 16. 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.
- 17. 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.

- 18. 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.
- 19. 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.
- 20. Members should note that the applicant or persons making representations have the right of appeal against the decision made by the Sub-Committee.

Name and contact details of author: Julian Alison

Licensing Manager

Environmental Development

Tel: 01865 252381

Email: jalison@oxford.gov.uk

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	Oxfor	d Wine Café (Jericho) Ltd	l		
prem appli secti	y for a nises of cation on 12	It name(s) of applicant) I premises licence under described in Part 1 belon to you as the releval of the Licensing Act 200 emises Details	w (the premisont licensing a	es) and I/we a	are making this
desci Oxfo 32 Li	ription rd Wii ttle Cl	dress of premises or, if ne Café arendon Street	none, ordnan	ce survey ma	ap reference or
Post town	Oxford			Postcode	OX1 2HU
any)		number at premises (if			
Non- prem		tic rateable value of	£ None (Thus	Band C)	
Part :	2 - App	olicant Details			
Pleas	se stat	e whether you are applying	•	licence as e tick as approp	oriate
a) an individual or individuals *				please com	plete section (A)
b)	a per	son other than an individua	al *		
	i. a	s a limited company	\boxtimes	please com	plete section (B)
	ii. a	s a partnership		please com	plete section (B)
	iii. a	s an unincorporated assoc	ciation or	please com	plete section (B)

corporation)

c)	a recognised	club			please con	nplete section (B)	
d)	a charity				please con	nplete section (B)	
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ga)							
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* If yo	ou are applyin	g as a person des	scribed in (a) o	or (b)	please confi	rm:	
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	nil address onal)						

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr 🗌	Mrs [Mis	s 🗌	N	/Is	Other Title (for example, Rev		
Surname					First name	' '	· /	
I am 18 yea	ırs old c	or over				Pleas	se tio	ck yes
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Telephone	number	(if any)						
E-mail addr	ess (op	tional)						

Part 3 Operating Schedule

Who	en do you want the premises licence to start?	DD MM YYYY A S A P								
-	If you wish the licence to be valid only for a limited period, when do you want it to end? DD MM N / A									
Plea	ase give a general description of the premises (please rea	ad guidance note 1)								
	A wine bar / café. During the day until 21:00 the premises serves food. From 21:00 onwards we aim to stop serving food when the premises becomes a wine bar.									
	000 or more people are expected to attend the premises ny one time, please state the number expected to nd.	N/A								
Wha	at licensable activities do you intend to carry on from the p	oremises?								
•	ease see sections 1 and 14 of the Licensing Act 2003 and Licensing Act 2003)	Schedules 1 and 2 to								
Pro	vision of regulated entertainment	Please tick any that apply								
Prov	vision of regulated entertainment plays (if ticking yes, fill in box A)									
a)	plays (if ticking yes, fill in box A)									
a) b)	plays (if ticking yes, fill in box A) films (if ticking yes, fill in box B)	that apply								
a) b) c)	plays (if ticking yes, fill in box A) films (if ticking yes, fill in box B) indoor sporting events (if ticking yes, fill in box C)	that apply								
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a) b) c) d) e) f) g) h)	plays (if ticking yes, fill in box A) films (if ticking yes, fill in box B) indoor sporting events (if ticking yes, fill in box C) boxing or wrestling entertainment (if ticking yes, fill in bo live music (if ticking yes, fill in box E) recorded music (if ticking yes, fill in box F) performances of dance (if ticking yes, fill in box G) anything of a similar description to that falling within (e), (if ticking yes, fill in box H)	that apply that apply continuous properties of the continuous properties								

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	s (piease nce note		please tick (please read guidance note 2)	Outdoors		
Day	Start	Finis h		Both		
Mon			Please give further details here (please renote 3)	ead guidance		
Tue						
Wed			State any seasonal variations for performing plays (please read guidance note 4)			
Thur						
Fri			Non standard timings. Where you intend premises for the performance of plays at to those listed in the column on the left,	different tim	<u>ies</u>	
Sat			(please read guidance note 5)			
Sun						

В

	Standard days and timings (please read		Will the exhibition of films take place indoors or outdoors or both – please	Indoors	
	guidance note 6)		tick (please read guidance note 2)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please renote 3)	ad guidance	
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Wed			State any seasonal variations for the exh (please read guidance note 4)	ibition of filr	ns
Thur					
Fri			Non standard timings. Where you intend premises for the exhibition of films at diffuse listed in the column on the left, ple	ferent times	
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events Stands timing	r sportings ard days s (please nce note	and e read	Please give further details (please read guidance note 3)
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed			
Thur			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 (please
Fri			read guidance note 5)
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entert	g or wre	ts	Will the boxing or wrestling entertainment take place indoors or	Indoors		
Standard days and timings (please read guidance note 6)			outdoors or both – please tick (please read guidance note 2)	Outdoors		
Day	Start	Finis h		Both		
Mon			Please give further details here (please renote 3)	ead guidance		
Tue						
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)			
Thur						
Fri			Non standard timings. Where you intend premises for boxing or wrestling entertaidifferent times to those listed in the column	nment at	ft.	
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Sun						

	ard days		Will the performance of live music take place indoors or outdoors or both –	Indoors	
_	timings (please read guidance note 6)		please tick (please read guidance note 2)	Outdoors	
Day	Start	Finis h		Both	
Mon			Please give further details here (please renote 3) NB We aim to have a small live jazz ba		
Tue			week; the live music will be provided parameters of the Live Music Act 2012, licensable under LA03	ded within	the
Wed			State any seasonal variations for the permusic (please read guidance note 4)	formance of	<u>live</u>
Thur					
Fri			Non standard timings. Where you intend premises for the performance of live mustimes to those listed in the column on the	sic at differe	
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Stand	rded mu ard days	and	Will the playing of recorded music take place indoors or outdoors or both –	Indoors	
	timings (please read guidance note 6)		please tick (please read guidance note 2)	Outdoors	
Day	Start	Finis h		Both	
Mon			Please give further details here (please renote 3) Recorded music may be provided as bac		
Tue			as such it will be not be licensable under		,
Wed			State any seasonal variations for the play music (please read guidance note 4)	ing of recor	<u>ded</u>
Thur					
Fri			Non standard timings. Where you intend premises for the playing of recorded mustimes to those listed in the column on the	sic at differe	
Sat			(please read guidance note 5)	, p.13400	
Sun					

dance			Will the performance of dance take place indoors or outdoors or both –	Indoors	
Standard days and timings (please read guidance note 6)			please tick (please read guidance note 2)	Outdoors	
Day	Start	Finis h		Both	
Mon			Please give further details here (please renote 3)	ad guidance	
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend premises for the performance of dance a to those listed in the column on the left,	t different tir	nes
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simila to tha (e), (f) Stand timing	ing of a or descri t falling or (g) ard days s (please nce note	ption within and e read	Please give a description of the type of ente will be providing	rtainment you	u
Day	Start	Finis h	Will this entertainment take place indoors or outdoors or both – please	Indoors	
Mon			tick (please read guidance note 2)	Outdoors	
				Both	
Tue			Please give further details here (please read guida note 3)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Fri					
Sat			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 (please read guidance note 5)		
Sun					

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	hment		Will the provision of late night refreshment take place indoors or	Indoors	
Standard days and timings (please read guidance note 6)			outdoors or both – please tick (please read guidance note 2)	Outdoors	
Day	Start	Finis h		Both	
Mon			Please give further details here (please read guidan		
			note 3) The supply of hot food will cease at 21:00).	
Tue			,		
Wed			State any seasonal variations for the pro-		<u> </u>
			night refreshment (please read guidance n	ote 4)	
Thur					
Fri			Non standard timings. Where you intend		
			premises for the provision of late night re		
Sat			different times, to those listed in the coluplease list (please read guidance note 5)	min on the is	≱ιι,
Sun					

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Stand	y of alco ard days s (please	and	Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	
_	nce note		guidance note 1)	Off the premises	
Day	Start	Finish		Both	
Mon	11:00		State any seasonal variations for the sur	oply of alcor	<u>ıol</u>
		23:00	(please read guidance note 4)		
Tue	11:00				
		23:00			
Wed	11:00				
		23:00			
Thur	11:00		Non standard timings. Where you intend		,
		23:00	premises for the supply of alcohol at difference that the column on the left, place the column on the left the column on the column of the column on the c		
Fri	11:00		read guidance note 5)	(
		01:00	New Year's Eve, St Patrick's Night – 11:0	00 to 02:00	
Sat	11:00				
		01:00			
Sun	11:00				
		23:00			

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

Name Mr Edward Paul Lister Sandbach
Address
Postcode Postcode
Personal licence number (if known)
Issuing licensing authority (if known)

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 8).

None

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open Standa timing	premis to the po ard days s (please nce note	u blic and e read	State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	11:00		
		23:30	
Tue	11:00		
		23:30	
Wed	11:00		
		23:30	Non standard timings. Where you intend the premises
Thur	11:00		to be open to the public at different times from those listed in the column on the left, please list (please read
		23:30	guidance note 5)
Fri	11:00		New Year's Eve, St Patrick's Night – 11:00 to 02:30
		01:30	11011 1011 0 110, 011 anii 0 111giii 11100 to 02100
Sat	11:00		
		01:30	
Sun	11:00		
		23:30	

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 9)

We shall at all times seek to supply alcohol responsibly and promote the licensing objectives.

All staff shall be suitably trained for their role on induction and shall receive refresher training at regular intervals. Written training records shall be kept for all staff which shall be produced to authorised persons on request.

b) The prevention of crime and disorder

Any person entering the premises who appears to staff to be under the influence of non-prescription drugs shall be requested to leave the premises.

A premises daily register shall be kept at the premises. This register shall be maintained and kept for a rolling of 12 month period. This register shall record the name of the person responsible for the premises on each given day. The premises daily register shall record daily matters of note such as complaints made and incidents occurring at the premises. The premises daily register shall be readily available for inspection by an authorised person throughout the trading hours of the premises.

A properly specified and fully operational CCTV system shall installed, operated and maintained to a sat isfactory standard. The system shall incorporate a camera covering each of the entrance doors and be capable of providing an image which is regarded as 'identification standard' of all persons entering and/or leaving the premises. All other areas of risk identified in the operational requirement shall have coverage appropriate to the risk.

The installation or upgrading of any CCTV system shall comply with current best practice. In addition the documentation listed below shall be included in a 'system file' which should be readily available for inspection by the relevant authority:

- site plan showing position of cameras and their field of view
- code of practice
- performance specification e.g. storage capacity, image file size, IPS for each camera and purpose of each camera position
- operational requirement
- incident loa
- maintenance records including weekly visual checks

The CCTV system shall incorporate a recording facility and all recordings shall be securely stored for a minimum of one calendar month. A system shall be in place to maintain the quality of the recorded image and a complete audit trail

maintained. The system shall comply with other essential legislation and all signs as required shall be clearly displayed. The system shall be maintained and fully operational throughout the hours that the premises is open for any licensable activity.

A staff member from the premises who can operate the CCTV system shall be on the premises at all times when the premises is open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.

Persons shall be prevented from leaving the premises with alcohol supplied in open containers.

c) Public safety

The maximum number of patrons allowed on the premises shall not exceed 90.

The designated premises supervisor/duty manager shall ensure that whenever disabled people are present adequate arrangements are made to enable their safe evacuation in the event of an emergency and that the disabled persons are made aware of these arrangements.

A full fire safety risk assessment shall be undertaken and reviewed regularly. Suitable fire drills shall be undertaken regularly.

Regular checks and maintenance shall be carried out on all equipment, electrical installations, emergency lighting, fire alarms and safety equipment.

Suitable beverages other than alcohol shall be equally available.

When requested staff shall telephone a taxi for customers from a reputable company.

d) The prevention of public nuisance

Prominent, clear notices shall be displayed at each exit requesting that customers respect the needs of local residents and leave the premises and the area quietly.

Disposal of waste bottles into external receptacles where the noise will be audible to neighbouring properties shall not occur between 21:00 and 08:00.

The designated premises supervisor or a nominated representative shall receive and respond to complaints throughout the duration of the premises' opening hours. All complaints received shall be recorded in the premises daily register.

e) The protection of children from harm

A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification card such as a driving licence or passport.

All occasions when persons have been refused service shall be recorded in writing and kept at the premises for six months.

There shall be no unaccompanied children permitted on the premises.

No-one under the age of 18 shall be permitted on the premises after 21:00.

Checklist:

Please tick to indicate agreement

•	I have made or enclosed payment of the fee.	\boxtimes
•	I have enclosed the plan of the premises.	
•	I have sent copies of this application and the plan to responsible authorities and others where applicable.	
•	I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.	
•	I understand that I must now advertise my application.	
•	I understand that if I do not comply with the above requirements my application will be rejected.	

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 11). If signing on behalf of the applicant, please state in what capacity.

Signature	Paul Jones (via electronic submission)
Date	15 th December 2014
Capacity	Authorised Agent

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature					
Date					
Capacity					
Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) Paul Jones Innpacked 226 York Road					
Innpacked	d	,			
Innpacked 226 York Roa	d outhend on Sea	Postcode	SS1 2RX		
Innpacked 226 York Roa	outhend on Sea	,	SS1 2RX		

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.
- 2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
- 3. 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.
- 4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
- 5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
- 6. 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.
- 7. 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'.
- 8. 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.
- 9. Please list here steps you will take to promote all four licensing objectives together.
- 10. The application form must be signed.
- 11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
- 12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
- 13. This is the address which we shall use to correspond with you about this application.

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From: Genefer Clark

Posted At: 06 January 2015 11:28
Posted To: licensing@oxford.gov.uk

Conversation: 14/04165/PREM Subject: 14/04165/PREM

From Genefer Clark, 21 Walton, Street, Oxford, OX1 2HQ

I wish to object to the late opening hours in the application from the Oxford Wine Cafe, 32 Little Clarendon Street, 14/04165/PREM.

In 5.1.1 of the Council's policy document, there is the statement regarding the 'rights of local residents to peace and quiet' which needs to be taken seriously by the Council as this application is an addition to the groups of licensed premises already in Walton Street and Little Clarendon Street.

Although the address is given as Little Clarendon Street, the premises are on Walton Street, a residential street. Walton Street acts like a canyon and noise reverberates along it as we know only too well from the revellers returning to the city centre from the many local licensed premises.

As the property has no inner courtyard or garden the 'No Smoking' ban will mean that people will congregate on the street blocking the pavement, causing disruption. The pavement is particularly narrow there, with heavy footfall, close to the pedestrian crossing & with cycles turning into the cycle lane in Little Clarendon Street, that corner is already dangerous. There is absolutely no room for outside tables, even if it were legal.

Smokers out on the street can also create noise and late night noise from them and customers leaving can be prevented by restricting the hours that are granted to this application.

Thank you.

From: maryhossain

Posted At: 07 January 2015 19:46
Posted To: licensing@oxford.gov.uk

Conversation: 14/04165/PREM

Subject: 14/04165/PREM

Ref. 14/04165/PREM

From Mary Hossain, 24 Walton Street, Oxford OX12HQ

Dear Sir,

I write as a resident of 24 Walton Street, very close to the proposed Oxford Wine Cafe at the corner of Little Clarendon Street and Walton Street. I am concerned that this Wine Cafe will add considerably to the noise and disruption caused by people drinking in the area. As they walk home people make a lot of noise. This is a residential street and it is important that we should have peace and quiet to sleep at nights. The hours, especially on Friday and Saturday would extend far into the night. The Sunday to Thursday hours, 11.0 till 23.00 are late and the Friday and Saturday hours, from 11.0 till 1.0 are much too late for residents who expect to be able to sleep without disturbance from 10pm onwards. I see that on the notice in the window there is even a request for the cafe to remain open until 2.0am on New Year's Eve and St Patrick's Day. In addition I am worried that people will congregate on the pavement in order to smoke, producing yet more noise and congestion.

I regret that permission has been given for these premises to be used as a wine bar/cafe, when there are already so many such establishments, better situated in being further away from this residential area.

I strongly request that the application for these opening hours be rejected.

Yours faithfully Mary Hossain

From: Councillor PRESSEL Susanna

Sent: 11 January 2015 19:05

To: ALISON Julian

Subject: 14/04165/PREM

To the Licensing Panel

I'm writing to object to the above application on behalf of the people I represent in Walton Street and the rest of Jericho.

I know that the Oxford Wine Company is a reputable local business, that targets somewhat older and quieter drinkers, but I nevertheless have some concerns, because of possible noise disturbance from inebriated departing patrons after 11.15 or 11.30 pm on Fridays and Saturdays. This is already a problem in Walton Street and Jericho and we do not wish to see it exacerbated. If a licence is granted, I would therefore like to see the hours restricted to 11 pm every night, so that neighbours (including all the students sleeping immediately above these premises) have more chance of getting to sleep at a reasonable hour.

I am also worried about public safety, because there seems to be nowhere safe for smokers to go. The pavements on both sides of this corner premise are far too narrow to accommodate pairs or groups of people standing and smoking outside: there is already a big problem of people stepping off the pavement and into the path of cyclists coming round the corner and heading east up Little Clarendon Street. I suggest that the applicants need to designate an area away from the public highway (including the footways) for their smoking customers. This would presumably require negotiation with other landowners. Please do not grant a licence until you have seen a binding legal agreement to this effect.

Regards

Susanna Pressel

Councillor Susanna Pressel
City Councillor and County Councillor for Jericho and Osney Ward
7 Rawlinson Road
Oxford
OX2 6UE

www.oxford.gov.uk www.oxfordshire.gov.uk Posted At: 10 January 2015 19:03 Posted To: <u>licensing@oxford.gov.uk</u>

Conversation: Comments for Licensing Application 14/04165/PREM

Subject: Comments for Licensing Application 14/04165/PREM

Application Summary

32 Little Clarendon Street Oxford Oxfordshire OX1

Address: 2HU

Proposal: Premises Licence

Case Officer: Allan Hibberd

Customer Details

Name: Mr hagan tong

Email:

Address: 30 Walton Street Jericho Oxford

Comments Details

Commenter Type: Neighbours

Stance: Customer objects to the Licensing Application

Reasons for - Other objection comment: - Public Safety

Comments: 19:02 10 January 2013

I am writing to register my objection to the proposed change of licensing application to the use of premises 32 Little Clarendon Street Oxford Oxfordshire OX1 2HU.

There would be a new level of antisocial behaviour. Pubwatch, other publandlords and the police regularly campaign against such behaviour.

As a local independent bar owner, Jericho is already over subscribed with puds and bars, there are currently 14 in Jericho, this is not including restaurants that supply alcohol. Changing the use of this premises will bring in new competition and would compromise existing small businesses.

The premises is also located on the corner of Little Clarendon Street and Walton Street, a busy T junction at Jericho, the footpath is tight around the premises and during the opening hours, customers would come out and smoke outside the premises, this will lead to overcrowding the area when members of the public uses the pathway and zebra crossing, furthermore there are not barrier beside the footpath to pervert people from falling/tipping onto the road due overcrowding of the area or when drunk.

In view of the above, I would urge the Licensing Authority to refuse the application. Thank you for your time.

Sincerely, Hagan Tong From: Penelope Ormerod

Posted At: 12 January 2015 16:19

Posted To: Inbox

Conversation: 14/04165/PREM

Subject: 14/04165/PREM

I'm writing this directly to your email address rather than trying to do it online as I've only just had my attention drawn to this very concerning proposal and the deadline apparently is tomorrow. I want to object very strongly to this application on the grounds that it contravenes each of the 4 licensing objectives:

- 1. the prevention of crime and disorder
- 2. public safety
- 3. prevention of public nuisance
- 4. the protection of children from harm

Jericho is saturated with opportunities to consume alcohol and this additional wine bar on a busy corner, with a narrow pavement, so that yet more alcohol can be consumed beyond the time when food is served will inevitably have adverse effects on public safety, on the prevention of public nuisance, on prevention of crime and disorder and potentially put children at risk. There are quite literally dozens of wine bars, restaurants and cafes - not to mention an off-license and 4 other supermarkets of various sizes selling alcohol - within less than 100 metres of this proposed addition. Like many of us, I was very disappointed when the very pretty row of independent shops was replaced by yet another corporate supermarket. Now we are to have yet another retail opportunity for drinkers to disturb what was once our peace.

This is a residential area. It will be bad enough to have yet another superfluous wine bar, but I am appalled at your proposal to extend the hours beyond 11 pm on Fridays, Saturdays, New Year's Eve and St Patrick's Day. It is also wholly unreasonable to suggest the late closing hour of 11 pm on every single Sunday.

Already we have sad groups of smoking addicts loitering outside the existing wine bar on the corner of Walton Street and Walton Crescent. Already pedestrians are regularly forced onto the road to avoid them (including young children, mothers with pushchairs, toddlers desperately trying to keep hold of a parent's hand). Now you are suggesting we must put up with yet more drunken customers spilling out onto the pavement at all hours, yet more noise pollution. We already have to endure sounds of not always happy revelry on summer nights if we're sitting in our gardens – and the next day, the pools of vomit are getting more regular even before this proposed addition.

Providing yet another opportunity to consume alcohol in Walton Street can only exacerbate the risks of increased crime and disorder. With 2 wine bars directly opposite each other – each with their own bouncer? – our quiet residential corner is being relentlessly commercialised without any consideration for the community that lives here.

Apparently staff will help customers to order taxis from a reputable firm. Lines of waiting taxis will pose an even greater hazard to cyclists and pedestrians as well as other cars – has any thought at all been given to the proximity of the zebra crossing and the narrowness of both Walton Street and Little Clarendon Street? Will the waiting taxis be spewing out fumes and revving up in Walton Crescent?

Jericho does NOT need another wine bar. Please at the very least rethink the opening hours.

Yours sincerely

Penelope & Oliver Ormerod

4 Walton Crescent,

Oxford OX1 2JG

14/04165/PREM | Premises Licence | | 32 Little Clarendon Street Oxford Oxfordshire OX1 2HU

This application has an adverse effect on the promotion of at least 3 of the 4 licensing objectives, i.e. public safety, prevention of public nuisance and prevention of crime and disorder. The use of a premise that is located on a busy corner, with a narrow pavement, right beside a zebra crossing for the consumption of alcohol beyond the time when food is served, contravenes all the above objectives. The extended hours beyond 11 pm on Fridays, Saturdays, New Year's Eve and St Patrick's Day are unreasonable in a residential area, as is the late closing hour of 11 pm on Sundays, particularly in an area that is already well-served with restaurants, cafes and wine bars - four of which are within 50 yards of the Oxford Wine Cafe.

Customers will have to congregate outside the wine bar to smoke in Walton Street, Little Clarendon Street or on the corner of the two streets. This will force pedestrians (including families with young children) to step onto the road to avoid them - the road has zigzag lines adjacent to the zebra crossing, and is heavily used by cyclists and cars. Customers who are unfamiliar with the local area will not appreciate that cyclists are permitted to turn into Little Clarendon Street, against the one-way system for vehicles which goes from east to west - this poses an additional danger, both for cyclists and pedestrians. The fact that one of the entrance doors is positioned at that very corner simply exacerbates the danger and risk of public nuisance. We assume that tables and chairs will not be permitted to be placed/used outside the building in either street. Is this correct? Regardless, in the summer, the doors of the premises are likely to be left open and customers spill out onto the pavement, which means that the noise pollution will be an even greater problem for the local residents.

In relation to the risk of crime and disorder, there is no mention of the wine bar having a 'bouncer' or security guard in place, unlike the existing wine bar directly opposite. We note that staff will help customers to order taxis from a reputable firm - which is commendable - however, because of the proximity of the zebra crossing and the narrowness of both roads, the waiting taxis are likely to pose an additional hazard to other motorists, cyclists and pedestrians - as this is already a busy intersection of two busy roads.

Given all the above, we would suggest that (a) not having the additional door at the corner between Little Clarendon Street and Walton Street (there is already a fire exit onto Walton Street), and (b) closing by 11 pm each night and earlier on Sundays, would reduce these risks and inevitable noise.

From: Christopher Coombe

Posted At: 12 January 2015 16:19

Posted To: Inbox

Conversation: 14/04165/PREM

Subject: 14/04165/PREM

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 6:18 PM on 12 Jan 2015 from Mr Christopher Coombe.

Application Summary

32 Little Clarendon Street Oxford Oxfordshire OX1 Address:

2HU

Premises Licence Proposal:

Case Officer: Allan Hibberd

Customer Details

Name: Mr Christopher Coombe

Email:

Address: 30 St John Street Oxford

Comments Details

Commenter

Type:

Amenity Group

Stance: Customer objects to the Licensing Application

Reasons for - Amenities or Facilities required comment:

- Other objection

- Public Nuisance

Comments:

6:18 PM on 12 Jan 2015 This objection is made on

behalf of the St John Street area Residents' Association which represents the interests of

residents of Wellington Square, St John Street and

Beaumont Buildings.

The premises are beneath substantial student residential accommodation at the guiet end of Little Clarendon Street which otherwise has no late night activity. Opposite at 30 and 32 Walton Street there are already two bars. The late night opening hours will

cause a public nuisance.

The food preparation and service provision is very small and will close 2, 4 or 5 hours before closing time of the drinking establishment. Live music will add to the public nuisance.

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The proposal makes no provision for amenities or facilities for

- any smokers' external area. The obvious place is on Little Clarendon Street next to the entrance to the residential above.
- waste, fumes, empty bottles or kegs.
- the boarded up shop front next to the Co-op.

From:

Posted At: 13 January 2015 18:06

Conversation: Comments for Licensing Application 14/04165/PREM

Posted To: Inbox

Subject: Comments for Licensing Application 14/04165/PREM

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 6:06 PM on 13 Jan 2015 from Ms Louise Upton.

Application Summary

Address: 32 Little Clarendon Street Oxford Oxfordshire OX1 2HU

Proposal: Premises Licence **Case Officer:** Allan Hibberd

Customer Details

Name: Ms Louise Upton

Email:

Address: 13 White Hart Oxford

Comments Details

Commenter Type: Ward Councillor

Stance: Customer made comments neither objecting to or supporting the Licensing

Application

Reasons for comment:

- Crime and Disorder

- Public Nuisance

Comments: 6:06 PM on 13 Jan 2015

While I am glad that a local company is taking over this site, can we please think about the local residents who like to be in bed by 11pm on a Friday and Saturday night, and don't want to be woken by yet more people wandering home drunk after this time. I think midnight would be more appropriate than a 1am finish at the weekends.

Jericho Community Association,

Oxford City Council

13 JAN 2015

6, Walton Crescent,
OXFORD,
OX1 2JG.

12 January, 2015.

Licensing Team,

Oxford City Council,

St. Aldates Chambers,

109 St. Aldates,

OXFORD.

Dear Sir,

OBJECTION TO LICENSE

On behalf of the Jericho Community Association I wish to object to the application by the Oxford Wine Café (Jericho) Ltd. For a license to sell alcohol at 32 Little Clarendon Street, Oxford.

The Association believe that the granting of a license for this prominent and large property will result in a substantial reduction in the quality of amenity to the residential area of Jericho in unruly and anti-social activity by customers of this establishment over the extended period of operation requested by the applicant.

There has been a substantial increase in the number of licensed outlets in Walton Street in recent years and a corresponding reduction in the quality of the surrounding residential area caused by anti-social behaviour generated from customers of the various licensed premises.

The Association believes that this situation will only be aggravated by granting a license to this prominent property. We request the application under Section 17 of the Licensing Act, 2003, be refused.

Yours faithfully

Paul Hornby,

Vice-Chair of Jericho Community Association

From: Andrew Pitts

Posted At: 13 January 2015 16:19

Posted To: Oxford Wine Cafe (New Prem)

Conversation: License for 32 little clarendon street

Subject: License for 32 little clarendon street

Dear Oxford City Council

My wife and I fully support the new Oxford Wine Café plans for 32 Little Clarendon Street, Oxford.

We always visit Little Clarendon Street and feel that the addition of a wine bar would be a great asset to the area. The area should be one for bars and restaurants in my opinion, especially for high end premises such as this.

We know the Oxford Wine Café in Summertown very well and they have a great reputation.

Andrew and Nickie Pitts

Andrew Pitts
Managing Director
Publisher Solutions International Ltd
Oxford, UK

From: Emma Hardie

Posted At: 12 January 2015 20:14
Posted To: licensing@oxford.gov.uk

Conversation: Licence application oxford wine cafe in Jericho

Subject: Licence application oxford wine cafe in Jericho

Dear Sir/Madam,

I recently read in the Oxford Times that the License for the Oxford Wine Cafe in Jericho has been put on hold.

I would like to assure you that this business will be a bonus to Jericho. I am a local, and visit regularly The Oxford Wine Cafe in Summertown.

This cafe is not like typical bar. It is quite and is great for discreet business meetings, gentle chats and meeting friends. I am a single 51 yr old female, and this is the only place I have ever been where I feel comfortable on my own. This cafe attracts a discerning type of customer which is very different from the Customer who would go to Raouls and the other bars. This cafe serves good quality wine and coffee, it does not attract noisy youth what so ever.

I think it would be great as an alternative place to the existing bars which I don't go to. It will attract an older more discerning professional clientele and fill the a gap for a quieter customer.

I look forward to it opening as soon as possible as I find the current bars to noisy.

With kind regards

Emma Hardie

Sent from my iPhone

From: Philip Blanchard

Posted At: 12 January 2015 13:18

Posted To: Inbox

Conversation: Application for Licenced Premises - 32 Little Clarendon Street,

Oxford - The Oxford Wine Company

Subject: Application for Licenced Premises - 32 Little Clarendon Street, Oxford

- The Oxford Wine Company

Dear Sirs

There has been some comment in the local press regarding the application from the Oxford Wine Company to site a new wine bar on the corner of Little Clarendon Street and Walton Street. I would like to support that application.

I think a wine bar at the upper end of the market would greatly enhance the area and make a welcome contrast with the cocktail bars nearby, as well as providing employment opportunities and increasing footfall for other local retailers.

The Oxford Wine Company already has an establishment in Summertown, and so already has a proven track record for providing well managed premises where people can meet in civilized surroundings for a glass of wine, or cup of coffee. It has filled a significant gap in the market, and will do so again for Jericho.

Yours faithfully

Philip Blanchard

From: Bob Shears

Posted At: 10 January 2015 10:46
Posted To: licensing@oxford.gov.uk

Conversation: Ref 14/04165/PREM LICENCE APPLICATION Oxford Wine Cafe

Subject: Ref 14/04165/PREM LICENCE APPLICATION Oxford Wine Cafe

I am writing in strong support of the licensing application:

Ref 14/04165/PREM LICENCE APPLICATION Oxford Wine Cafe, 32 Little Clarendon Street, Oxford, OX1 2HU

As a regular patron of the Summertown café, I am sure that the Jericho version would maintain the high standards of service and respect for the neighbourhood.

A wine café would be a welcome addition to Jericho and I fully support the licensing application.

R.D. (Bob) Shears Flat 14, Randolph House 1 Hernes Road Oxford OX2 7PT U.K.

Tel:	

From: pweatherburn

Posted At: 10 January 2015 06:44

Conversation: Ref 14/04165/Prem Licence Application: Oxford Wine Cafe

Subject: Ref 14/04165/Prem Licence Application: Oxford Wine Cafe

Dear Sirs

I have been a regular customer of the Oxford Wine Cafe in Summertown for some 18 months since the acquisition of the premises by the Oxford Wine Company and understand that they want to bring their exceptional offer to 32 Little Clarendon St in Jericho.

Having lived and run a business in Oxford since 1978, I am satisfied that their proposition for the opening of a similar operation in Jericho will be of an immense benefit to that neighbourhood and community.

Their Wine Cafe in Summertown has become a meeting place for local living and working people alike. Many writers, designers, academics and students spend their time there online working with a peaceful ambience and melodic background music whilst consuming a wide selection of fine tea, coffee, juices and extensive list of fine wines all at reasonable prices.

Their fresh food offer; including a cheese, fish or charcuterie plate with homemade breads is delightful, tasty and quick. So too, their selection of paninnis, pastries and sandwiches all prepred to order in their limited kitchen space are remarkable.

Now in my mid-sixties, I used to visit the local bars, Raouls and the Duke of Cambridge that appeal to a younger evening clientèle, whereas the Wine Cafe will appeal to a more mature discerning customer after visiting cinemas, theatres or restaurants in the area.

The Wine Cafe regularly organise wine tasting evenings with qualified speakers, a varied live weekly jazz evening with renowned muscians from far afield and even a senior summer tennis tournament for the regulars!

With all of this proposed in their application for a licence, I think the Wine Cafe will certainly enhance the locality and in my opinion provide a much needed facility to Jericho in particular and Oxford more generally and should be granted.

Yours sincerely,

Philip Weatherburn

Sent from Samsung tablet

From: Frances Gardner

Posted At: 08 January 2015 21:14
Posted To: licensing@oxford.gov.uk

Conversation: 14/04165/PREM LICENCE APPLICATION Oxford Wine Cafe, 32

Little Clarendon Street.

Subject: 14/04165/PREM LICENCE APPLICATION Oxford Wine Cafe, 32 Little Clarendon Street.

I am writing in strong support of the licensing application:

Ref 14/04165/PREM LICENCE APPLICATION Oxford Wine Cafe, 32 Little Clarendon Street, Oxford, OX1 2HU

I have enjoyed worked for 15 years in an office very close to this premises, and would love to move to live in this area in the future.

My colleagues and I find this a really delightful area of the city with a lovely range of shops, bars restaurants, cafes, sandwich and coffee shops, which we enjoy and use frequently.

One thing that is missing is somewhere to get a decent glass of wine, with or without a meal, after work, or at weekends. So it would be wonderful if the excellent Summertown wine cafe were to move there. It would fit very well with other individualistic, locally founded, quality businesses close by (such as the Natural Bread Company, the Albion bookshop, Mumus ice cream and cafe, and the japanese dumpling shop) which together improve the character of the area, and attract a clientele of all ages.

I dont think this would be at all like adding another bar right opposite to Raoul's, Love Jericho etc, (as stated by Cllr Pressel, in the Oxford Times today, 8/1/14). A wine cafe would attract a much wider (and quieter) clientele than the two or three cocktail bars in the area. It would be well used in the daytime as well are evening, for coffee and light lunches.

I fully endorse this licensing application.

Dr. Frances Gardner

Dr. Frances Gardner
Professor, Department of Social Policy and Intervention
University of Oxford
32 Wellington Square, Oxford OX1 2ER, UK

APPENDIX THREE

