



## Notification of determination

Hearing under Sections 17 and 18 of the Act and The Licensing Act 2003 (Hearings) Regulations 2005 In respect of an application made to the Oxford City Council for a Premises Licence

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Date of hearing: **16<sup>th</sup> February 2015**

Place: **Town Hall, Oxford**

Case No: **14/04165/PERM**

Applicant: **Oxford Wine Café (Jericho) Ltd**

Premises: **Oxford Wine Café**

Premises address: **32 Little Clarendon Street, Oxford. OX1 2HU**

Licensing Sub-committee Councillors: **Coulter (Chair), Clarkson, Lygo**

Legal Advisor: **Daniel Smith**

Licensing Officer: **Julian Alison**

Clerk: **Jill Cramer**

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### **Decision and Reasons of the Sub Committee**

The Sub-committee considered all submissions, both written and oral. It also had regard to the relevant Home Office Guidance and the Council's Statement of Licensing Policy in particular Policies PP1 (Pubs, Restaurants, Hotels, Guest Houses), LH3 (Licensing hours not limited) and OS6 (Smoke free premises).

The Sub-Committee noted that it could only consider representations which related to one or more of the four licensing objectives. The concerns expressed about the risks of public nuisance and crime and disorder were speculative given the premises did not yet operate. The Sub Committee placed particular weight on the fact that Thames Valley Police and Environmental Protection had not objected to the application.

Policy OS6 (Smoke Free Premises) required the Premises to provide a suitable smoking area without compromising the licensing objectives. The Sub-Committee was satisfied with the Applicant's proposed smoking area but found it appropriate to attach conditions to ensure it would operate effectively.

The Sub-Committee noted the reduced hours applied for and were content these would further reduce the risk of any public nuisance.

- **The hours for supply of alcohol on Friday and Saturday would be reduced to 11:00 until 00:00.**
- **No additional hours on St Patrick's Night.**

The application as amended was otherwise in accordance with the licensing objectives.

If problems did arise in the future the licence could be subject to review.

The amended application was **GRANTED** subject to the following conditions:

1. A designated outside smoking area shall be provided at the northeast of the premises.  
**Reason:** the prevention of public nuisance.
2. Customers wishing to smoke shall be required to use the designated outside smoking area.  
**Reason:** the prevention of public nuisance.
3. Prominent clear notices shall be displayed at all exits and at the designated smoking area requesting that customers be considerate to local residents and keep noise to a minimum.  
**Reason:** the prevention of public nuisance.