

To: Licensing & Gambling Acts Casework Sub-Committee

Date: 26 April 2016

Item No:

Report of: Head of Community Services

Title of Report: J and M Corporation Limited's – Application for a New Premises Licence: Spiced Roots, 64 Cowley Road, Oxford, OX4 1JB

Application Ref: 16/00894/PREM

Summary and Recommendations

Purpose of report: To inform the determination of J and M Corporation Limited's application for a New Premises Licence for Spiced Roots, 64 Cowley Road, Oxford, OX4 1JB.

Report Approved by:

Legal: Daniel Smith

Policy Framework: Statement of Licensing Policy

Recommendation(s):

Committee is requested to determine J and M Corporation Limited'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

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 New Premises Licence to J and M Corporation Limited.

Application Summary

2. An application for a New Premises Licence has been submitted by J and M Corporation Limited. A summary of the licensable activities applied for and the times proposed for these activities can be found detailed below.

Films, Live Music, Recorded Music (indoors only):

Sunday – Wednesday	09:00	Until	23:30
Thursday – Saturday	09:00	Until	00:30
30 th April	From the end of permitted hours to the start of permitted hours on 1 st May		
New Year's Eve	From the end of permitted hours to the start of permitted hours on New Year's Day		

Late Night Refreshment (provided indoors only):

Sunday – Wednesday	23:00	Until	23:30
Thursday – Friday	23:00	Until	00:30
30 th April	From the end of permitted hours to the start of permitted hours on 1 st May		
New Year's Eve	From the end of permitted hours to the start of permitted hours on New Year's Day		

Supply of Alcohol (both on and off sales*):

Sunday – Wednesday	23:00	Until	23:00
Thursday – Friday	23:00	Until	00:00
30 th April	From the end of permitted hours to the start of permitted hours on 1 st May		
New Year's Eve	From the end of permitted hours to the start of permitted hours on New Year's Day		

***Off Sales shall be limited to until 22:00 hours daily**

3. Both the application, the steps that the applicant intends to take to promote the licensing objectives (as set out in the operating schedule), a request to amend the application so that the premises is solely a restaurant, and a revised plan of the premises that reflects this amendment can be found at **Appendix One**.

Relevant Representations

4. No valid representations have been received from any of 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 have been received from Interested Parties as detailed in the table below. A copy of the representation is attached at **Appendix Two**.

Name	Address	Licensing Objective(s)
David Colbeck	London Place Residents Association & Neighbourhood Watch	Crime & Disorder, Public Nuisance
Anna Lucas	Address not provided	Crime & Disorder, Public Nuisance
Councillor Craig Simmons	Address not provided	Crime & Disorder, Public Nuisance
Graham Jones	45 James Street, Oxford	Crime & Disorder, Public Nuisance
Stephen & Christina Pegg	1 Circus Street, Oxford	Public Nuisance

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
Crime and Disorder:	7.5.20 to 7.5.21	PP11
	8.3.1	OS7
	8.4.1 to 8.4.4	OS8
Public Nuisance:	7.3.1 to 7.3.9	LA2 to LA3
	7.3.10	LA4
Cumulative Impact:	3.1.1 to 3.2.5	GN19
Licensing Hours:	5.3.1 to 5.3.3	LH6
	5.4.1 to 5.4.2	LH7

8. 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

9. 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 2.5
Public Nuisance:	2.14 to 2.20
Cumulative Impact:	5 13.30 to 13.39

10. 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

Cumulative Impact

11. Oxford City Council has adopted Special Saturation Policies in respect of the City Centre and East Oxford as detailed within the Statement of Licensing Policy.
12. The Special Saturation Policies were introduced following evidence brought by Thames Valley Police on the grounds of the cumulative impact of premises licensed for the sale of alcohol on the licensing objectives of preventing crime and disorder and preventing public nuisance within the defined areas.
13. The effect of adopting Special Saturation Policies is to create a rebuttable presumption that applications for new Premises Licences or Club Premises Certificates or material variations to these will normally be refused, if relevant representations to that effect are received, unless it can be demonstrated that the operation of the premises involved will not add significantly to the cumulative impact already being experienced on the licensing objectives of preventing crime and disorder and preventing public nuisance.

Other Relevant Considerations

14. 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.
15. 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.
16. 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.
17. 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.
18. 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.

19. 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.
20. 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.
21. 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
Community Services
Tel: 01865 252381
Email: jalison@oxford.gov.uk**

APPENDIX ONE

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 J and M Corporation Limited

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 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

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
Spiced Roots 64 Cowley Road			
Post town	Oxford	Postcode	OX4 1JB

Telephone number at premises (if any)	N/A
Non-domestic rateable value of premises	£15,250

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or please complete section (B)
 - iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)

- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

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

Name J and M Corporation Limited
79 Bayswater Road Headington Oxford United Kingdom OX3 9PD
Registered number (where applicable) 09840649
Description of applicant (for example, partnership, company, unincorporated association etc.) Private limited company
Telephone number (if any) c/o 0333 006 1358
E-mail address (optional) c/o luke.elford@titsolicitors.com

Part 3 Operating Schedule

When 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	YYYY

Please give a general description of the premises (please read guidance note 1)

Restaurant and Restaurant/Bar

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

N/A

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3) Provision of films as ancillary to use as a restaurant		
Mon	09:00	23:30			
Tue	09:00	23:30	<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4) N/A		
Wed	09:00	23:30			
Thur	09:00		<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri	09:00	00:30			
Sat	09:00	00:30	From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day		
Sun	09:00	23:30			
			From the end of permitted hours on 30 April to the start of permitted hours on 1 May		

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			<u>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</u> (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	09:00	23:30	<u>Please give further details here</u> (please read guidance note 3) Amplified and unamplified live music as ancillary to use as a restaurant	Both	<input type="checkbox"/>
Tue	09:00	23:30			
Wed	09:00	23:30	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4) N/A		
Thur	09:00				
Fri	09:00	00:30	<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 5) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day		
Sat	09:00	00:30			
Sun	09:00	23:30		From the end of permitted hours on 30 April to the start of permitted hours on 1 May	

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	09:00	23:30	Please give further details here (please read guidance note 3) Amplified and unamplified recorded music as ancillary to use as a restaurant	Both	<input type="checkbox"/>
Tue	09:00	23:30			
Wed	09:00	23:30	State any seasonal variations for the playing of recorded music (please read guidance note 4) N/A		
Thur	09:00				
Fri	09:00	00:30	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day		
Sat	09:00	00:30			
Sun	09:00	23:30		From the end of permitted hours on 30 April to the start of permitted hours on 1 May	

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat			<u>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</u> (please read guidance note 5)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3) Provision of hot food and drink		
	23:00	23:30			
Tue			Please give further details here (please read guidance note 3) Provision of hot food and drink		
	23:00	23:30			
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4) N/A		
	23:00	23:30			
Thur			State any seasonal variations for the provision of late night refreshment (please read guidance note 4) N/A		
	23:00				
Fri		00:30	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day		
	23:00				
Sat		00:30	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day		
	23:00				
Sun		00:30	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5) From the end of permitted hours on 30 April to the start of permitted hours on 1 May		
	23:00	23:30			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) N/A		
Mon	11:00	23:00	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day From the end of permitted hours on 30 April to the start of permitted hours on 1 May		
Tue	11:00	23:00			
Wed	11:00	23:00			
Thur	11:00	00:00			
Fri	11:00	00:00			
Sat	11:00	00:00			
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 Mark Stancer	
Address 31 Graylag Crescent Walton Cardiff TEWKESBURY	
Postcode	GL20 7RR
Personal licence number (if known) 05/00375/LIQPLT	
Issuing licensing authority (if known) Tewkesbury Borough Council	

K

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).

N/A

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)	
Day	Start	Finish		
Mon	09:00		N/A	
		23:30		
Tue	09:00			
		23:30		
Wed	09:00			
		23:30		
Thur				<p><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 5)</p> <p>From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day</p> <p>From the end of permitted hours on 30 April to the start of permitted hours on 1 May</p>
	09:00			
Fri		00:30		
	09:00			
Sat		00:30		
	09:00			
Sun		00:30		
	09:00	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)

Please see attached presentation and conditions.

b) The prevention of crime and disorder

Please see attached presentation and conditions.

c) Public safety

Please see attached presentation and conditions.

d) The prevention of public nuisance

Please see attached presentation and conditions.

e) The protection of children from harm

Please see attached presentation and conditions.

Checklist:

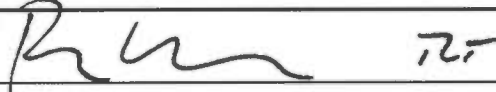
Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- 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	
Date	26/2/16
Capacity	SOLICITOR TO THE APPLICANT

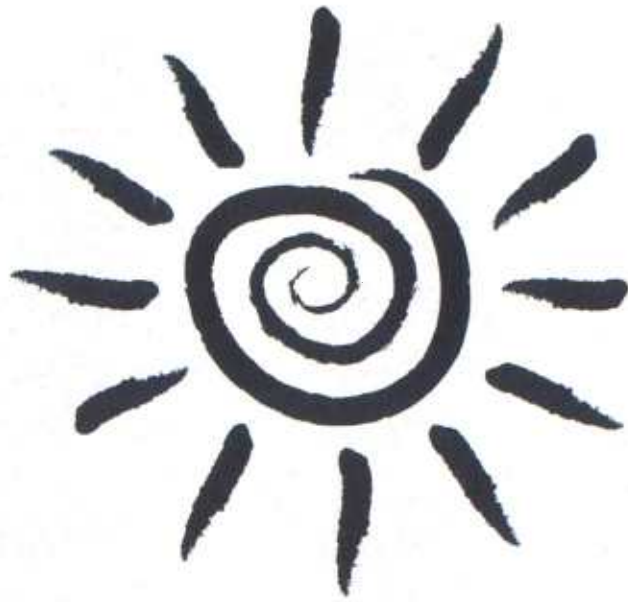
For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) Luke Elford TLT LLP 20 Gresham Street			
Post town	London	Postcode	EC2V 7JE
Telephone number (if any)	0333 006 1358		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) luke.elford@tltsolicitors.com			

Notes for Guidance

1. 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.



SPICED ROOTS

FINE CARIBBEAN CUISINE

**Presentation and operating schedule to accompany
application for a new premises licence at
64 Cowley Road, Oxford OX4 1JB**

Spiced Roots Caribbean restaurant

Spiced Roots restaurant is a new and exciting Caribbean restaurant launching in Oxford's Cowley Road. Spiced Roots aims to give residents of and visitors to Oxford a genuine Caribbean experience, with authentic food and drink combined with a laid back Caribbean atmosphere.

Spiced Roots Caribbean food offering has been specially designed by Head Chef, Hasan Defour using the freshest, locally sourced ingredients to create a menu that is full of flavour and character.

Spiced Roots intends to pair its menu with a range of Caribbean drinks that compliment the intense flavours. Each of the signature drinks on offer at Spiced Roots is specially designed by renowned rum ambassador, Ian Burrell. Each drink comes with its own history and story.

The Team



Head Chef – Hasan Defour

Hasan was born in Trinidad and Tobago and moved to the United Kingdom aged 18. Hasan became interested in cooking at an early age and went on to study food and nutrition at university.

Hasan came up in the restaurant world the hard way, working across the spectrum of kitchen based roles everywhere from a local school to West Ham United Football Club.

Hasan has always felt that Caribbean food is underrated by the food community, not given enough exposure and at times misrepresented by his peers. Hasan was chosen to travel the Caribbean with celebrity chef, Gary Rhodes, for his TV series "Rhodes across the Caribbean."

Hasan has also showcased Caribbean food on a number of other television shows including:

- Good Food's Market Kitchen
- The Hairy Bikers
- Marrying Mom and Dad

Hasan's other accomplishments include designing Caribbean Airlines first class in-flight menu and launching LimeHouse, Singapore's first Caribbean restaurant.



Drinks consultant – Ian Burrell

Ian has acted as a consultant to and professional speaker for the rum and cocktail industry and has brought his considerable experience to the table by designing each of Spiced Roots signature drinks.

Ian was the United Kingdom's first rum ambassador working for the world renowned J Wray and Nephew Ltd. Ian also consults to all major rum and spirit companies worldwide.



Senior Manager/Designated Premises Supervisor – Mark Stancer

Mark is a highly experienced senior manager with a long career in the leisure industry. Mark joins from his role as training and development manager at The National Hospitality Academy where he provided training on all aspects of the Licensing Act 2003, as well as food hygiene and health and safety legislation.

Mark was selected by J and M Corporation for his extensive experience in the industry and to provide a comprehensive package of management training and corporate support as part of his role. Having previously worked for a number of large chains Mark has experience in running flagship sites. J and M

Corporation hope that Oxford will prove the first of many Spiced Roots restaurants around the country.

Conditions submitted with application:

- The premises will trade as a formal Caribbean restaurant in the front part of the premises and a more relaxed Caribbean restaurant/bar to the rear of the premises.
- The supply of alcohol shall be by waiter or waitress service other than to a maximum of ten (10) persons at the reception bar waiting for a table.
- Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
- The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Thames Valley Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available upon the request of Police or authorised officers throughout the entire 31 day period.
- A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open for licensable activities. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
- A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.
- An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received concerning crime and disorder

- (d) any incidents of disorder
- (e) any faults in the CCTV system, searching equipment or scanning equipment
- (f) any refusal of the sale of alcohol
- (g) any visit by a relevant authority or emergency service.

- A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
- A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service, so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of officers from the Environmental Health Service and access shall only be by persons authorised by the Premises Licence holder. The limiter shall not be altered without prior agreement with the Environmental Health Service. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.
- No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
- All windows and external doors shall be kept closed after 22:00 hours, or at any time when regulated entertainment takes place, except for the immediate access and egress of patrons and staff.
- There shall be no admittance or re-admittance to the premises after 23:00 except for patrons permitted to temporarily leave the premises to smoke.
- The premises licence holder shall ensure that any patrons drinking and/or smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.
- There shall be no sales of alcohol for consumption off the premises after 22:00.
- All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises or in the immediate vicinity of the premises.
- Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
- Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
- A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.
- No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 23:00 hours and 08:00 hours on the following day.
- No collections of waste or recycling materials (including bottles) from the premises shall take place between 23:00 and 08:00 on the following day.
- No deliveries to the premises shall take place between 23:00 and 08:00 on the following day.

- No fumes, steam or odours shall be emitted from the licensed premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.
- The premises licence holder shall ensure that all staff employed at the premises whose duties include the sale or supply of alcohol shall undertake training prior to their being authorised to sell alcohol. Such training shall consist of providing staff with an understanding of:

(a) the need to ensure the responsible sale and supply of alcohol

(b) the need to refuse the sale and supply of alcohol to persons who are intoxicated or underage

(c) the terms of the Challenge 21 scheme in operation at the premises

The content of the training shall be submitted to the Thames Valley Police Licensing Team and the Licensing Authority who may request amendments or alterations to it prior to its implementation.

- The premises licence holder shall keep a record of staff training and make that record available to authorised officers upon request.
- The premises licence holder shall provide a refresher training session to all staff employed at the premises whose duties include the sale or supply of alcohol at least once every six (6) months.
- The premises licence holder shall implement the following written policies and/or management action plans:

(a) CCTV

(b) Noise

(c) Responsible sale/supply of alcohol

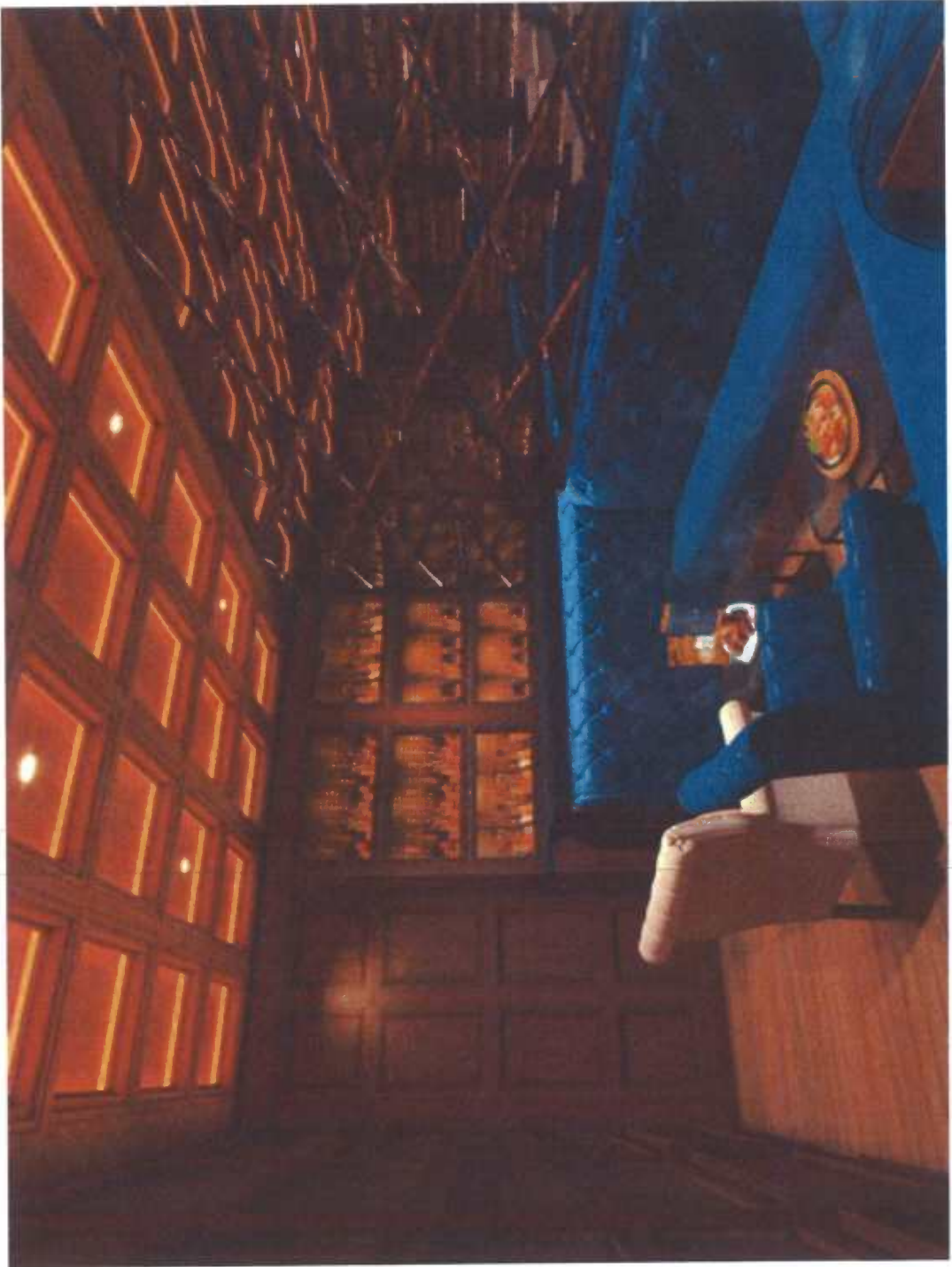
(d) Challenge 21

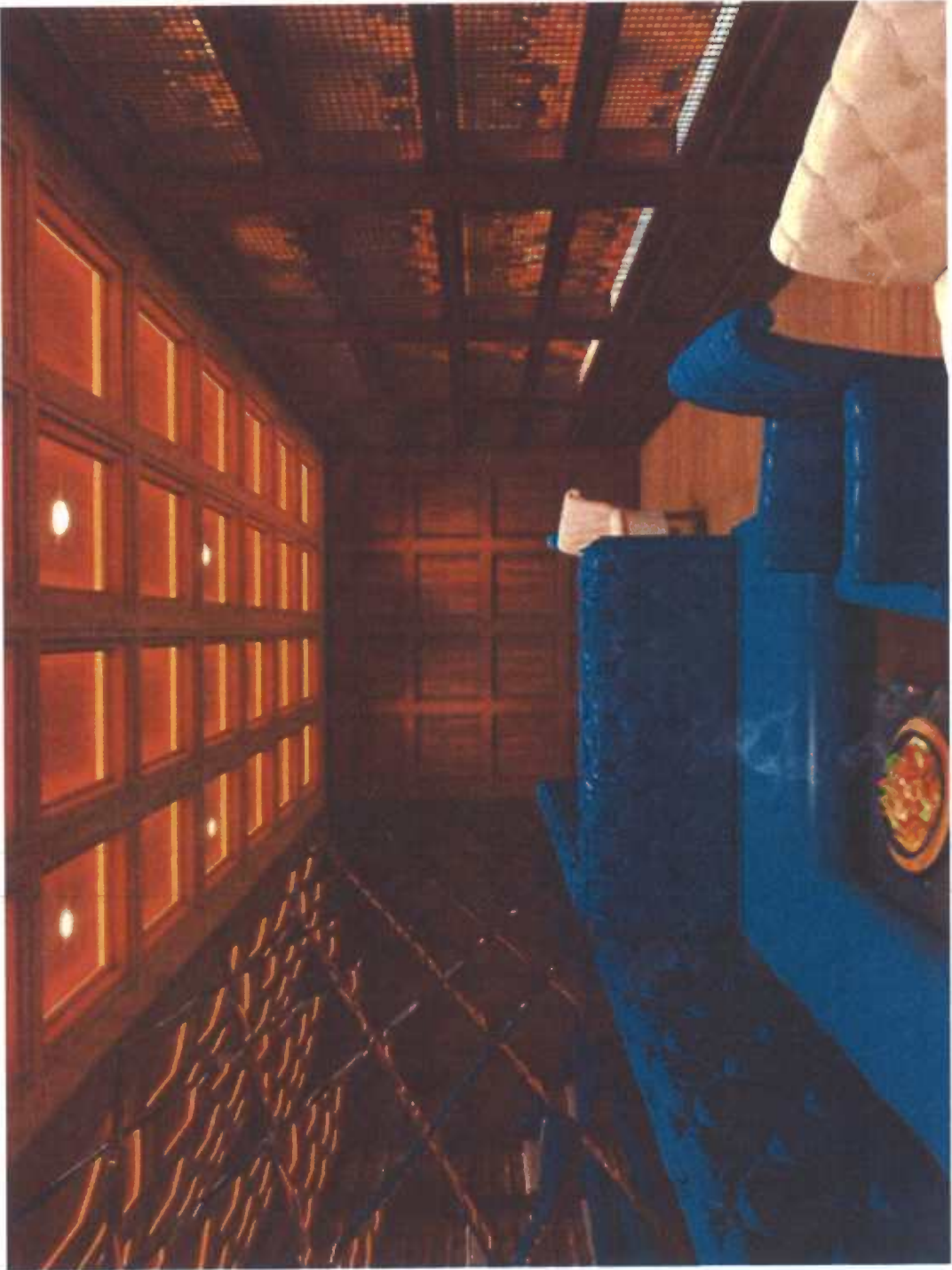
(e) Drugs

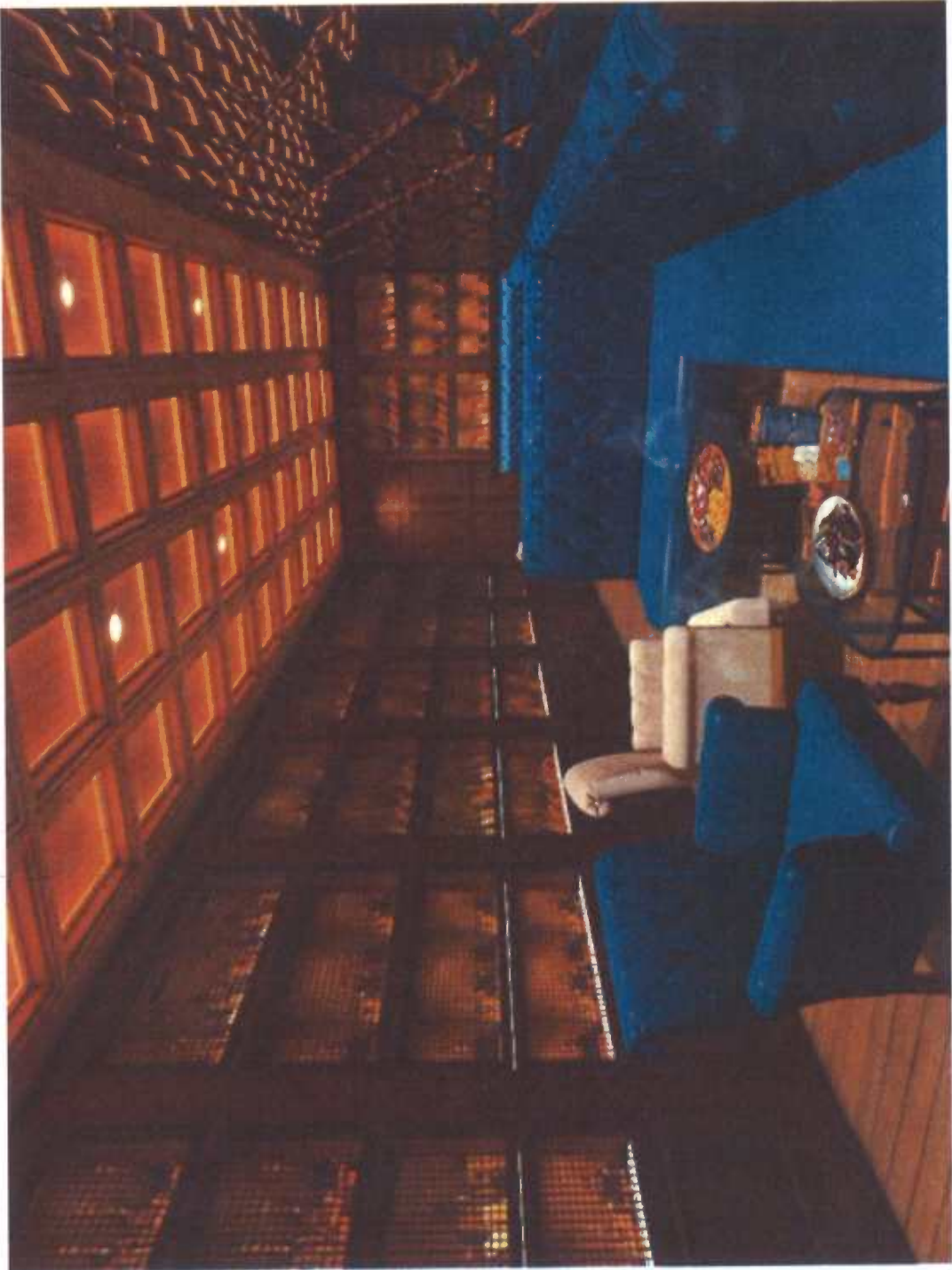
The above list is non-exhaustive and the policies and/or management actions plans shall be considered "live" documents which may be amended in consultation with the Licensing Authority, Environmental Health Team, and the Thames Valley Police Licensing Team.

- The premises licence holder shall review and update any written policies and/or management action plans at regular intervals or when asked to do so by an authorised officer. The premises licence holder shall seek the advice of the relevant Responsible Authorities during any requested review.
- The premises licence holder shall ensure that all staff employed at the premises are aware of the above-mentioned policies and/or management statements, as well as any other policies and/or management statements in place at the premises.
- No person shall be allowed to leave the premises whilst in possession of any open drinking vessel, whether empty or otherwise, other than to any external area owned or legally occupied by the premises licence holder.

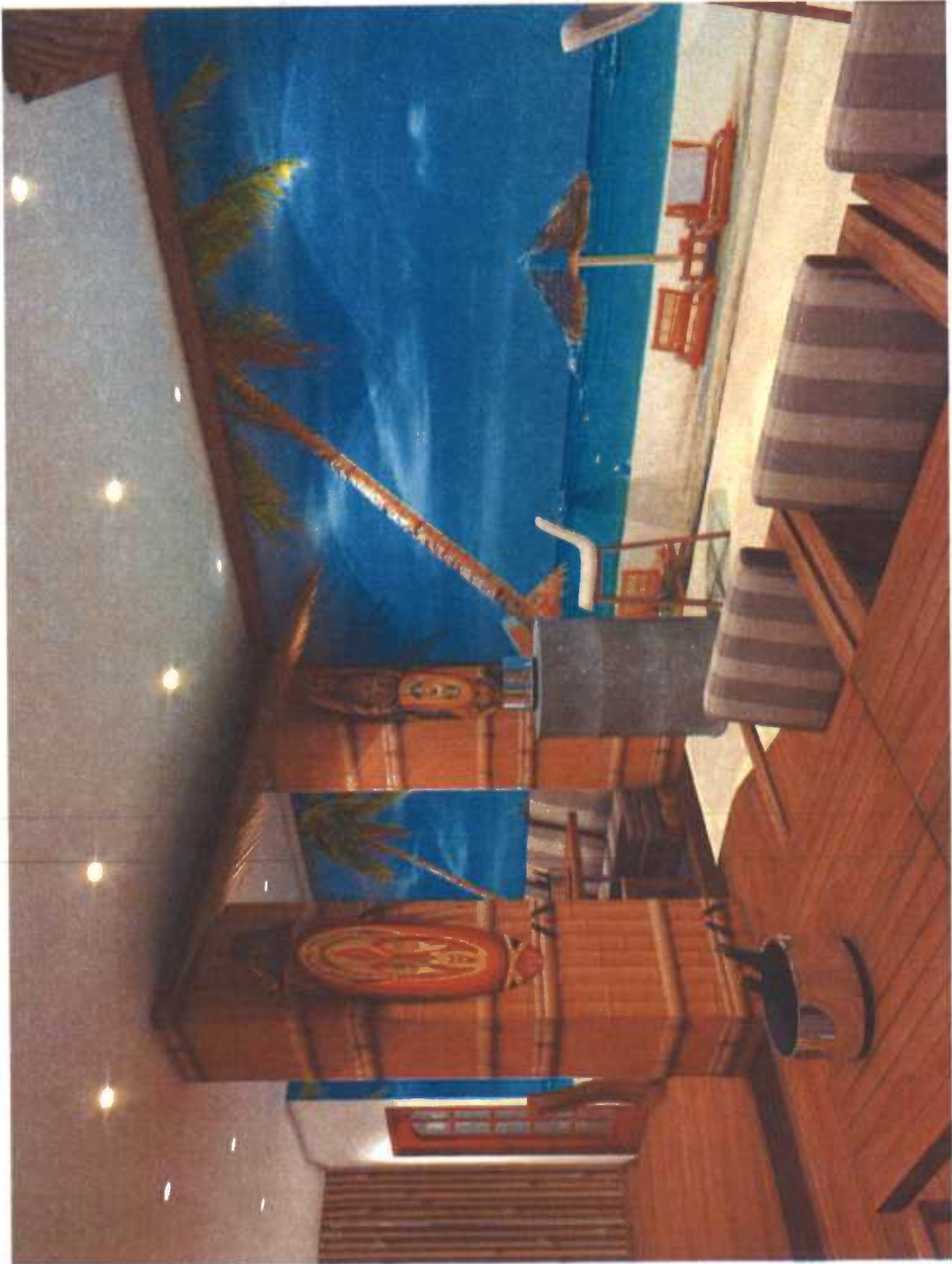
The premises licence holder is happy to consider any conditions proposed by any of the responsible authorities.















SPICED ROOTS

FINE CARIBBEAN CUISINE

CUTTERS & LIGHT BITES

- Caribbean Soup of the Day £6.00
- BBQ Lemon Herb Buns, Jerk-Marinated chicken wings and strips, Chargrilled and served with choice of sauce £7.50
- Jamaican Patties, optionally served with side salad, fried plantain & dipping sauce £8.00
- Caribbean Fish Goujons (succulent pieces of fish fillets fried in our special in house seasoning) served with a curried aioli £8.95
- Saltfish Accra served with Pineapple and mango chutney £6.50
- Jerk Chicken/Calaloo Spring Rolls with dipping sauce £7.00
- Ackee and Saltfish with Jamaican Festival £9.50
- Spiced Roots with guacamole and tomato Salsa £7.00
- Island Chips (medley of root vegetable chips) served with Tomato Choka, Avocado salsa £6.00
- Aloo pie (Fried Caribbean filled bread with potatoes curin coriander) served with a mango chutney £8.95
- Doubles (Trinidad Street food, Buns bread curried chickpeas) hot pepper tamarind sauce mango chutney £7.50
- Jerk Burger- Brioche bun, Marinated BBQ Jerk burger pattie, salad, Chips £9.95

CARIBBEAN SANDWICHES

SELECTION OF BREADS

- Hard dough Bread £3.95
- Whole meal Coconut Bakes (Oven baked coconut wholemeal bread) £4.50
- Fried Bakes (Caribbean favonija - Fried Bread) £5.00
- Coco Bread - (Jamaican baked bread) £4.50
- Red £3.95
- Baguette, Ciabatta, Brioche, Hotdog Bun £4.50

- 1 - pick your bread (from the bread list)
- 2 - choice of fillings, with choice of fish fillets, guacamole, chicken breast, or roasted Caribbean veg (medley) plus more - see filling options served with a side salad (and optional cheese or pineapple)
- 3 - garnish with your choice of sauces (from the "Sauces list")

FILLINGS

- Pulled jerk chicken, Jerk Chicken Mayonnaise, Saltfish Dujol, Salad Tomato, spring onions, mixed peppers, lime
- Saltfish & Ackee, Roasted Vegetable Medley, pumpkin oil drizzle, Avocado & Cheese
- Roast Tomato & Aubergine, Pumpkin, On the Go - Wrap and Ready!

SALADS

- Tropical Salad (mixed leaves, tomato, red onion, Mango, Watermelon) Orange dressing £6.00
- Add Citrus Prawns £3.00 Add Coconut crusted chicken £2.50
- Quinoa Roasted Vegetables Cumin Citrus Dressing £4.00
- Rasta Pasta - Spelt pasta, Spinach, mixed peppers, ackee £6.50
- Beets and Roots, Avocado, toasted almond and Cashew £5.00

SAUCES AND DIPS

- Hot pepper sauce, mango pepper sauce, tamarind and roasted cumin sauce, coriander chutney, mango chutney, cucumber salsa, pineapple salsa, garlic mayonnaise, escoviteche sauce, jerk sauce, bbq sauce

LUNCH VIBES

- 1 - choose either rice, roti or macaroni cheese
- Steamed - plain basmati £2.70
- Rice & peas £3.20
- (Red Beans, thyme, coconut milk)
- roti - plain roti or split pea 'dhal puri' £2.90
- Macaroni Cheese £3.50

- 2 - Choose you main
- Marinated Grilled Chickens £7.50
- Caribbean Fried Fish Fillet £8.95
- Roasted Vegetable Medley £6.95
- (All served with a side salad and fried plantain)

- served with your choice of our Special Sauce (either Calypso Sauce (rich tomato based sauce with roasted pineapple and peppers), Jerk Sauce, BBQ Sauce, Creole Sauce)

- OR you can try our Classics
- Curry Chicken - succulent chicken cooked the traditional way £8.95











From: Katy Jones [mailto:katy.jones@tltsolicitors.com] **On Behalf Of** Julian Skeens
Sent: 22 March 2016 17:08
To: ALISON Julian
Cc: Luke Elford; lpnwoxford@gmail.com
Subject: Spiced Roots - 64 Cowley Road

Dear Julian

We have pleasure in attaching hereto a copy of a new plan to go with the application for a new Premises Licence in relation to the above mentioned premises. You will see that the plan converts the rear of the premises for storage purposes only and therefore Condition 1 would need to be amended to read as follows:

"The premises will trade as a formal Caribbean restaurant".

We would not object to a condition being imposed that there should be no sale of intoxicating liquor in the rear of the premises unless an application for variation is granted authorising the same.

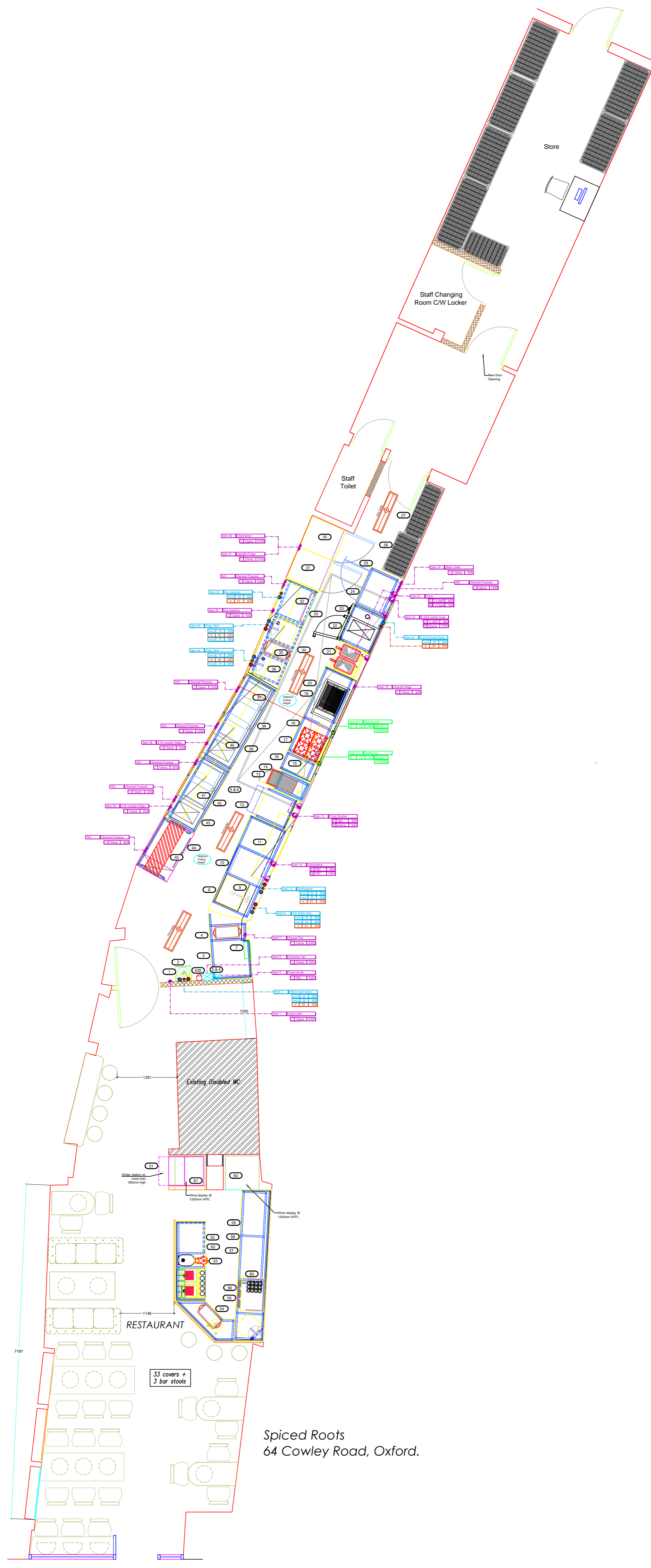
The plans also show a small movement of the reception bar but otherwise the conditions are unchanged. We have sent a copy of this email and attachment to the responsible authorities and the London Place Resident's Association.

We are proceeding on the basis that the application that we are now pursuing is a reduction of the application in respect of which we have given public notice.

With my best wishes
Julian Skeens
Partner
for TLT LLP
D: +44 (0) 333 006 1357
M: +44 (0) 777 357 1435
www.TLTsolicitors.com

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Spiced Roots
64 Cowley Road, Oxford.

GROUND FLOOR PLAN - Scale 1:50 @A1

APPENDIX TWO

From: Neighbourhood Watch London Place - Oxford

<lpinwoxford@gmail.com>

Posted At: 12 March 2016 08:33

Conversation: 16/00894/PREM - 64 Cowley Road - Spiced Roots

Posted To: SPICED ROOTS

Subject:16/00894/PREM - 64 Cowley Road - Spiced Roots

Sirs

We wish to object to the above application on the grounds that the drinking hours to the early morning represents an increase in late night drinking capacity within the SSP creating a possible increase in related ASB and late night disturbance not only locally but along the exit routes from the SSP.

In addition we fail to see why a restaurant should wish to offer "off" alcohol sales which can only add to the ASB above. and again we fail to see why it is necessary to remain open all night at New Year and May Day.

Regards

David Colbeck

--

LONDON PLACE RESIDENTS' ASSOCIATION + NEIGHBOURHOOD WATCH

Co-ordinator – David Colbeck, 17 London Place, Oxford OX4 1BD – 01865 433845

From: greenoxfordbackup@gmail.com [mailto:greenoxfordbackup@gmail.com] **On Behalf Of** Craig Simmons
Sent: 22 March 2016 18:07
To: A.D.J.P. Lucas
Cc: HIBBERD Allan; ALISON Julian; licensing@oxford.gov.uk; Councillor SIMMONS Craig
Subject: Re: Spiced Roots - application no. 16/00894/PREM

Dear Licensing,

I object strongly to any new licenced premises within the SSP for the reasons which are made clear within the SSP itself; noise, nuisance, crime and disorder.

Regards

Craig
Cllr Craig Simmons

On 22 March 2016 at 17:11, A.D.J.P. Lucas <a.d.j.p.lucas@googlemail.com> wrote:
Dear Sir/Madam,

I am writing to object to the application by J&M Corporation Limited for a new premises licence on the basis that this will undermine the East Oxford SSP.

I understand that it is the practice in Oxford to apply the SSP with more flexibility where restaurants are concerned. However, this premises is described as a "restaurant bar"; and the fact that it seeks a licence for off-sales as well as on-sales would indicate that this establishment is more of a bar than a restaurant. Accordingly, the SSP should be applied rigorously - i.e. the application should be refused unless it can be demonstrated that granting it will not add to the problems of crime and disorder already experienced in the area (which the applicant has not done).

Yours faithfully,

Anna Lucas.

From: A.D.J.P. Lucas [mailto:a.d.j.p.lucas@googlemail.com]
Sent: 22 March 2016 17:12
To: HIBBERD Allan; ALISON Julian; licensing@oxford.gov.uk
Cc: Councillor SIMMONS Craig
Subject: Spiced Roots - application no. 16/00894/PREM

Dear Sir/Madam,

I am writing to object to the application by J&M Corporation Limited for a new premises licence on the basis that this will undermine the East Oxford SSP.

I understand that it is the practice in Oxford to apply the SSP with more flexibility where restaurants are concerned. However, this premises is described as a "restaurant bar"; and the fact that it seeks a licence for off-sales as well as on-sales would indicate that this establishment is more of a bar than a restaurant. Accordingly, the SSP should be applied rigorously - i.e. the application should be refused unless it can be demonstrated that granting it will not add to the problems of crime and disorder already experienced in the area (which the applicant has not done).

Yours faithfully,

Anna Lucas.

From: Graham Jones [mailto:graham.jones@ouce.ox.ac.uk]
Sent: 22 March 2016 21:11
To: ALISON Julian
Subject: Objection to Spiced Roots Application

Dear Julian

I would like also to object to the application by J&M Corporation Limited for a new premises licence and again it is on the basis that this will undermine the East Oxford SSP.

I believe that another objector, Anna Lucas, has stated her understanding that it is the practice in Oxford to apply the SSP with more flexibility where restaurants are concerned, but that this premises is described as a 'restaurant bar' and its application for a licence for off-sales as well as on-sales appears to indicate that it is more of a bar than a restaurant.

I agree with the conclusion that in such a case the East Oxford SSP should be applied rigorously; the application should be refused unless it can be demonstrated that granting it will not add to the problems of crime and disorder already experienced in the area, which the applicant has not done.

Best wishes

Graham

Dr Graham Jones
45 James Street, OX4 1ET
Oxford City Councillor, St Clements Ward, 2010-2014

From: Pegg Family [mailto:peggs4.at1@ntlworld.com]
Sent: 28 March 2016 14:06
To: ALISON Julian
Subject: Environmental Implications of Licensing Appl. 16/00894/PREM at 64 Cowley Rd.

Dear Mr Alison,

As of today (March28), the last date for comments on above application - according to the info posted on the window of the premises [photo of which sent to Licensing Team] I am unable to access the licensing documents on the OCC website as they are not available for some reason.

Without looking at the documents, however, I would like to ask if Environmental health could look into the provision that has been made for bin storage. A granting of the Licence will signify effectively (as the site has been moribund) the start of a new commercial enterprise. As residents of No 1, Circus St, our property runs the length of a narrow passageway on to which the back door of the applicants' premises opens. We would like to be assured that no bins will be kept in this passageway (it's an emergencies and deliveries route).

For your information, I append a copy of my comments to the Licensing Team:

*From : S.J.Pegg
Posted at : 13.04 28 March
Posted to : the Licensing team
Subject : 16/00894/PREM*

Dear Sir/Madam,

I find that the documents pertaining to this application are unavailable today on your website. I ENCLOSE A PHOTO of the info posted on the window of the premises which clearly states that comments should be in by today, 28 March, not 25 March as stated on the website.

1. I am writing (on behalf of myself, my family and three other residents of Circus St.) to object to the above licensing application in its present form. My property extends directly behind and next to the premises. Live music (especially amplified music) operating after 11pm is unacceptable in view of the probable noise disturbance. (A nearby similar premises, Cafe Tarifa, has Sun-Thurs 12.00- 23.00 and Fri-Sat 12.00-20.00). Opening a licensed restaurant, is of course, acceptable. The current proposed hours of entertainment and alcohol consumption mean it will be running effectively as a nightclub. Any provision for dancing would create the possibility of a 'vertical drinking establishment'. a granting of the current application without changes would , we believe, to the cumulative impact already experienced in this area covered by East Oxford Special Saturation Policy. Circus St. has Cafe Tarifa at one end and Mad Hatter at the other.

2. As a minimum, we would expect any granting to be subject to conditions

a) that any noise emanating from the premises as a result of regulated entertainment and piped music be inaudible when measured at adjacent properties (including my own)

b) that all external doors (except when persons are entering/leaving the premises) and windows at the premises remain closed at all times when regulated music takes place. All works to ensure doors and windows can contain the noise to be undertaken.

3. The back of the premises was formerly a storeroom., with a door into a narrow passageway that runs on one side along the back of commercial premises (for deliveries) and on the other, the length of my house. This is currently designated as emergency exit only, and should remain so, otherwise living at No 1 will become intolerable.

I know you must be busy, but would appreciate it if you could make any representations on our behalf.

Sincerely,

Stephen and Christina Pegg

APPENDIX THREE

