

**To:** Licensing and Gambling Acts Casework Sub-Committee

**Date:** 11<sup>th</sup> October 2021

**Report of:** Head of Regulatory Services and Community Safety

**Title of Report:** Mr Resul Asam – Application for a New Premises Licence: NEF Istanbul Restaurant, Raja House, 212-214 Cowley Road, Oxford, OX4 1UQ

**Application Ref:** 21/02643/PREM

<b>Summary and recommendations</b>	
<b>Purpose of report:</b>	To inform the determination of Mr Resul Asam’s application for a new premises licence
<b>Corporate Priority:</b>	A vibrant and sustainable economy
<b>Recommendation(s):</b>	That the Licensing and Gambling Acts Sub-Committee resolves to:
	1. determine Mr Resul Asam’s application taking into account the details in this report and any representations made at this Sub-Committee meeting.

<b>Appendices</b>	
Appendix 1	Application form for new premises licence
Appendix 2	Representation from Thames Valley Police
Appendix 3	Location Plan
Appendix 4	Previous Premises Licence

## Introduction and background

1. This report is made to the Licensing & Gambling Acts Casework Sub- Committee so it may determine in accordance with its powers and the Licensing Act 2003 whether to grant a new premises licence to Mr Resul Asam.

## Application Summary

- An application to grant a Premises Licence has been submitted by Mr Resul Asam. A summary of the licensable activities applied for and the time proposed for these activities can be found detailed below:

### Exhibition of Films (Indoors Only):

Monday to Saturday 09:00 hours until 02:00 hours  
Sunday 09:00 hours until 01:00 hours

### Performance of Live Music, Performance of Dance, Recorded Music (Indoors Only):

Monday to Saturday 09:00 hours until 01:30 hours  
Sunday 09:00 hours until 00:00 hours (midnight)

### Late Night Refreshment (Indoors and Outdoors):

Monday to Saturday 23:00 hours until 02:00 hours  
Sunday 23:00 hours until 00:00 hours (midnight)

### Supply of Alcohol (On and Off Sales):

Monday to Saturday 09:00 hours until 02:00 hours  
Sunday 09:00 hours until 01:00 hours

- Both the application and the steps that the applicant intends to take to promote the licensing objectives (as set out in the operating schedule) can be found at **Appendix One**.

## Relevant Representations

- Valid representations have been received from the Responsible Authorities as detailed in the table below. Copies of these representations are attached at **Appendix Two**.

Responsible Authority	Response	Licensing Objective(s)
Thames Valley Police	Objection	Crime & Disorder Public Nuisance
Fire and Rescue Service	No Representation	
Environmental Health	No Representation	
Health and Safety	No Representation	
Planning	No Representation	
Trading Standards	No Representation	
Child Safeguarding	No Representation	

Licensing Authority	No Representation	
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5. No valid representations have been received from Interested Parties.

#### Location

6. A map is attached at **Appendix Three** showing the general location of the applicant's premises.

#### Premises History

7. This premises held a premises licence until June 2021 when the Licensing Authority were made aware that the licence holder company had dissolved, and therefore the premises licence lapsed. The premises licence authorised the carrying out of the following licensable activities:

##### Supply of Alcohol

Monday to Saturday 12:00 hours to 02:00 hours the following day  
 Sunday 12:00 hours to 00:00 hours (midnight)

##### Live Music, Recorded Music

Monday to Saturday 12:00 hours to 01:00 hours the following day  
 Sunday 12:00 hours to 00:00 hours (midnight)

##### Late Night Refreshment

Monday to Saturday 23:00 hours to 02:00 hours the following day  
 Sunday 23:00 hours to 00:00 hours (midnight)

A copy of the previous premises licence is attached at **Appendix Four**.

#### Statement of Licensing Policy

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

Relevant Policy Matters	Section	Policy
Cumulative Impact	3.1.1 to 3.1.3	
Need for evidential base		GN17
Special Saturation Policy	3.2.1 to 3.2.4	GN19
Prevention of Crime and Disorder	7.5.20 to 7.5.21 8.3.1	PP11 OS7
Prevention of Public Nuisance	7.3.1 to 7.3.8	LA2, LA3
Addressing Local Concerns	7.3.10	LA4, LA5
Late Night Refreshment	7.5.16 – 7.5.19	PP9
Restaurants	7.5.1	PP1

9. A copy of the Statement of Licensing Policy may be obtained from the Council Offices or found online at:  
[https://www.oxford.gov.uk/downloads/file/1303/statement\\_of\\_licensing\\_policy](https://www.oxford.gov.uk/downloads/file/1303/statement_of_licensing_policy)

### Home Office Statutory Guidance

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

Relevant Sections	Relevant Paragraph
Prevention of Crime and Disorder	2.1 to 2.6
Prevention of Public Nuisance	2.15 to 2.21
Regulated Entertainment	3.11
Late Night Refreshment	3.12 to 3.18
Cumulative Impact	14.42 & 14.43

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

### Other Relevant Considerations

12. The Sub-Committee is reminded of its responsibilities under the Crime and Disorder Act 1998 (to co-operate in the reduction of crime and disorder in Oxford) and the Human Rights Act (which guarantees the right to a fair hearing for all parties in the determination of their civil rights, and also provides for the protection of property, which may include licences in existence, and the protection of private and family life) when considering the fair balance between the interests of the applicant and the rights of local residents. Any decision taken by the Sub-Committee must be necessary and proportionate to the objectives being pursued.
13. Members are reminded that whenever they make a decision under the Licensing Act 2003, they have a duty to act with a view to promoting the licensing objectives.
14. When considering any representations, only those issues relating to the four licensing objectives should be considered and appropriate weight given to the importance and relevance of each representation.
15. In making its decision, Members must also have regard to the Home Office statutory guidance issued under section 182 of the Licensing Act 2003 and the Council's own Statement of Licensing Policy.
16. The Sub-Committee must take such of the following steps as it considers appropriate for the promotion of the licensing objectives:
- a) Grant the licence in accordance with the application.**

**b) Modify the conditions of the operating schedule by altering or omitting or adding to them.**

**c) Exclude or restrict from the scope of the licence any of the licensable activities to which the application relates.**

**d) Reject the whole of the application.**

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

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

<b>Report author</b>	Katie Thorp
Job title	Licensing Compliance Officer
Service area or department	Regulatory Services and Community Safety
Telephone	01865 252565
e-mail	<a href="mailto:licensing@oxford.gov.uk">licensing@oxford.gov.uk</a>

**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 Resul Asam

*(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			
<b>212-214 Cowley Road</b>			
<b>Post town</b>	<b>Oxford</b>	<b>Postcode</b>	<b>OX4 1UQ</b>

Telephone number at premises (if any)	
Non-domestic rateable value of premises	<b>£ 51,500</b>

**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/limited liability partnership  please complete section (B)
- ii as a partnership (other than limited liability)  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 (by ticking yes to one box below):

- 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 checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b> Asam			<b>First names</b> Resul		
<b>Date of birth</b> [REDACTED]		I am 18 years old or over <input checked="" type="checkbox"/> Please tick yes			
<b>Nationality</b> Turkish					
Current residential address if different from premises address		[REDACTED]			
Post town	[REDACTED]	Postcode	[REDACTED]		
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>		[REDACTED]			
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

**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)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b>		I am 18 years old or over <input type="checkbox"/>		Please tick yes	
<b>Nationality</b>					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town		Postcode			
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**(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
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

### Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY

As soon as possible

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**

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 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all 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**

<b>Plays</b> Standard days and timings (please read guidance note 7)			<b><u>Will the performance of a play take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)		Indoors <input type="checkbox"/>
					Outdoors <input type="checkbox"/>
					Both <input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon					
Tue					
Wed			<b><u>State any seasonal variations for performing plays</u></b> (please read guidance note 5)		
Thur					
Fri			<b><u>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</u></b> (please read guidance note 6)		
Sat					
Sun					

## B

Films Standard days and timings (please read guidance note 7)			<b><u>Will the exhibition of films take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>		
Day	Start	Finish		Outdoors	<input type="checkbox"/>		
				Both	<input type="checkbox"/>		
Mon	00:00	01:00	<b><u>Please give further details here</u></b> (please read guidance note 4)  Intended to be occasional videos shown on a television screen				
	09:00	00:00					
Tue	00:00	02:00					
	09:00	00:00					
Wed	00:00	02:00		<b><u>State any seasonal variations for the exhibition of films</u></b> (please read guidance note 5)			
	09:00	00:00					
Thur	00:00	02:00					
	09:00	00:00					
Fri	00:00	02:00			<b><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></b> (please read guidance note 6)		
	09:00	00:00					
Sat	00:00	02:00					
	09:00	00:00					
Sun	00:00	02:00					
	09:00	00:00					

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 7)			<b><u>Please give further details</u></b> (please read guidance note 4)
Day	Start	Finish	
Mon			<b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 5)
Tue			
Wed			
Thur			<b><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></b> (please read guidance note 6)
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 7)			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon					
Tue					
Wed			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 5)		
Thur					
Fri			<b><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></b> (please read guidance note 6)		
Sat					
Sun					

**E**

Live music Standard days and timings (please read guidance note 7)			<b><u>Will the performance of live music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	09:00		<b><u>Please give further details here</u></b> (please read guidance note 4)  It is anticipated that most live music will be exempt entertainment by virtue of the Live Music Act. Any regulated entertainment is anticipated to occur on only 6-12 occasions per annum		
		00:00			
Tue	00:00	01:30			
	09:00	00:00			
Wed	00:00	01:30	<b><u>State any seasonal variations for the performance of live music</u></b> (please read guidance note 5)		
	09:00	00:00			
Thur	00:00	01:30			
	09:00	00:00			
Fri	00:00	01:30	<b><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></b> (please read guidance note 6)		
	09:00	00:00			
Sat	00:00	01:30			
	00:00	01:30			
Sun	00:00	01:30			
	09:00	00:00			

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 7)			<b><u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon	09:00	00:00			
Tue	00:00	01:30			
	09:00	00:00			
Wed	00:00	01:30	<b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 5)		
	09:00	00:00			
Thur	00:00	01:30			
	09:00	00:00			
Fri	00:00	01:30	<b><u>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</u></b> (please read guidance note 6)		
	09:00	00:00			
Sat	00:00	01:30			
	00:00	01:30			
Sun	00:00	01:30			
	09:00	00:00			

# G

Performances of dance Standard days and timings (please read guidance note 7)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	09:00		00:00	<b><u>Please give further details here</u></b> (please read guidance note 4)  Anticipated to be dancing by performers on only an occasional basis, in keeping with the theme of the restaurant	
Tue	00:00	01:30			
	09:00	00:00			
Wed	00:00	01:30			
	09:00	00:00	<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 5)		
Thur	00:00	01:30			
	09:00	00:00			
Fri	00:00	01:30			
	09:00	00:00	<b><u>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</u></b> (please read guidance note 6)		
Sat	00:00	01:30			
	00:00	01:30			
Sun	00:00	01:30			
	09:00	00:00			

# H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Wed					
Thur			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 5)		
Fri					
Sat			<b><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></b> (please read guidance note 6)		
Sun					

# I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4) (external area comprises the seating area at the front of the premises)		
	23:00	00:00			
Tue	00:00	02:00			
	23:00	00:00			
Wed	00:00	02:00	<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 5)		
	23:00	00:00			
Thur	00:00	02:00			
	23:00	00:00			
Fri	00:00	02:00	<b><u>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</u></b> (please read guidance note 6)		
	23:00	00:00			
Sat	00:00	02:00			
	23:00	00:00			
Sun	00:00	02:00			
	23:00	00:00			

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)  <b>Off-sales intended to be limited to partially-consumed bottles and products sold with takeaway food orders</b>	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
Day	Start	Finish	<b>Both</b> <input checked="" type="checkbox"/>		
Mon	00:00 09:00	01:00 00:00	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Tue	00:00 09:00	02:00 00:00			
Wed	00:00 09:00	02:00 00:00			
Thur	00:00 09:00	02:00 00:00			
Fri	00:00 09:00	02:00 00:00			
Sat	00:00 09:00	02:00 00:00			
Sun	00:00 09:00	02:00 00:00	<b>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</b> (please read guidance note 6)		

**State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):**

Name Hasan Asam	
Date of birth [REDACTED]	
Address [REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known) 12/02111/PER	
Issuing licensing authority (if known) Oxford	

## 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 9).

None

## L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	<b><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></b> (please read guidance note 6)
Mon	00:00	00:00	
Tue	00:00	00:00	
Wed	00:00	00:00	
Thur	00:00	00:00	
Fri	00:00	00:00	
Sat	00:00	00:00	
Sun	00:00	00:00	

## 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 10)**

The primary use of the premises shall be as a restaurant/takeaway venue and not as a public house or predominantly as a drinking establishment.

All staff will be provided with training in relation to the licensing objectives that are commensurate with their duties. This will include the individual's responsibilities, age verification and licensing offences, as appropriate. Details of the training will be recorded in a personnel file or log book and will be refreshed at regular intervals.

A dispersal policy shall be adopted that shall address the reduction of background music, the ability to call a taxi from within the premises, instructions given to taxi companies not to sound horns when arriving and moving customers away from the premises.

### **b) The prevention of crime and disorder**

A CCTV system shall be installed. The system will be maintained and operated at all times the premises are open to the public. Images shall be kept for a minimum of 31 days.

A person who is familiar with the operation of the system to the extent of being able to play back recorded images and take copies shall be available whilst the premises are trading. (NB: Powers of inspection already exist for officers under the provisions of the Licensing Act 2003)

### **c) Public safety**

All safety matters at the premises are adequately covered by statutory provisions such as The Health and Safety at Work (etc) Act 1974 and The Regulatory Reform (Fire Safety) Order 2005.

### **d) The prevention of public nuisance**

Signage will be displayed at the exit to the premises to request that patrons have consideration for people living in the area when leaving the premises.

Other matters of nuisance are controlled by virtue of the Noise Act and the Environmental Protection Act 1990

### **e) The protection of children from harm**

A challenge 25 scheme will be adopted in compliance with the age verification condition. Customers who appear to be under 25 years of age will be required to prove their age when purchasing alcohol. Suitable forms of identification will be a passport, 'pass' card or other identification recognised by the licensing authority in its statement of licensing policy.

**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.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).

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

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.**

**Part 4 – Signatures** (please read guidance note 11)

**Signature of applicant or applicant’s solicitor or other duly authorised agent** (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

<b>Declaration</b>	<ul style="list-style-type: none"> <li>• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li> <li>• The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)</li> </ul>
Signature	[Redacted]
Date	10/08/2021
Capacity	Solicitors and agents for the applicant

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant’s solicitor or other authorised agent** (please read guidance note 13). **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 14)

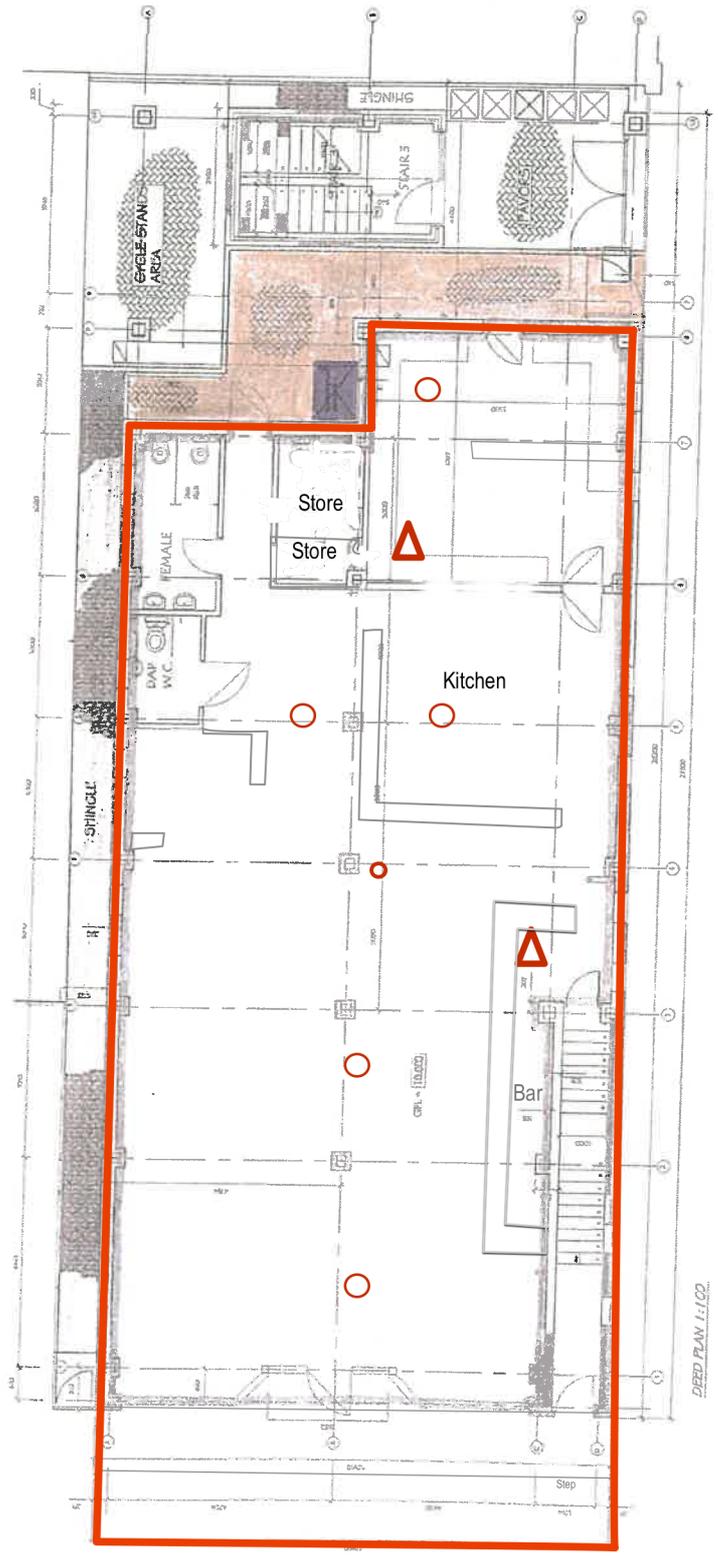
[Redacted]			
[Redacted]	[Redacted]	[Redacted]	[Redacted]
[Redacted]	[Redacted]	[Redacted]	[Redacted]
[Redacted]			

Licence Plan : Nef Istanbul, Cowley Road, Oxford

Area for the conduct of licensable activities

Fire Detector

Fire Extinguisher





To The Licensing Authority – Oxford City Council

**Reference: New Premises Licence application: NEF Istanbul, 212-214 Cowley Road (21/02643/PREM)**

Thames Valley Police recently received a new premises licence application for 212-214 Cowley Road. The application whilst being new is or seems to be as subsequent communications with the applicant’s party suggest to reintroduce a licence that pre-existed at the site.

The application is seeking to operate as a ‘restaurant’, with the following licensable activities:

	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Films	09:00-02:00	09:00-02:00	09:00-02:00	09:00-02:00	09:00-02:00	09:00-02:00	09:00-01:00
Live & Recorded Music	09:00-01:30	09:00-01:30	09:00-01:30	09:00-01:30	09:00-01:30	09:00-01:30	09:00-01:30
Performance of Dance	09:00-01:30	09:00-01:30	09:00-01:30	09:00-01:30	09:00-01:30	09:00-01:30	09:00-01:30
Late Night Refreshment	23:00-02:00	23:00-02:00	23:00-02:00	23:00-02:00	23:00-02:00	23:00-02:00	23:00-Midnight
Sale of Alcohol*	09:00-02:00	09:00-02:00	09:00-02:00	09:00-02:00	09:00-02:00	09:00-02:00	09:00-01:00

\*Both on and off sales

Hours Open to the Public	Midnight - Midnight						
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The premises has also put forward some steps within section M of the application toward promoting the four licensing objectives.

In consultation with the local Oxford area command team as the ones responsible for all policing matters within the Oxford area, a number of concerns have been highlighted.

We have discussed these with the applicant but with the statutory deadline now upon us and not having found common ground yet we believe that the matter should go to the Licensing Authority for a decision.

-----

The Police's starting position is of course we welcome any business that will add to the diverse offer in Oxford, as long as that business is safe and responsible.

We are therefore not coming from the position that we do not support this licence application. As mentioned, this site has had a similar licence before without that we are aware of any direct and discernible issues.

However licensing like life is not static and the challenges that a licensed restaurant is expected to face and manage today have evolved and grown since the premises last held a licence.

It is important that any new licence that is granted tightly reflects what the applicant wishes to do, in a way that is balanced and appropriate to the area. That the applicant and their staff have a proper framework of appropriate conditions in place to meet the likely risks to the licensing objectives they will face and be expected to manage as well as a framework of conditions to meet the needs and expectations of the authorities should one or more of them be called to intervene in some fashion. Finally that there is no scope for the licence to be used for other purposes not applied for over the long life of the licence

Our concerns seemingly sit primarily in three categories:

- Cumulative impact (the hours)
- Ensuring proper up-to-date conditions
- Safeguarding the licence from future abuse

#### Cumulative Impact

This particular area of East Oxford was once\* subject to a special saturation policy (SSP).

We say 'once' due to the fact that in light of the pandemic the SSP which was due for its full statutory consultation at the beginning of the year was put under ongoing review along with the Council's statement of licensing policy until such time as a proper consultation may occur. Currently therefore sadly there is no actual Special Saturation Policy in place at this time.

It is the police's view the climate in East Oxford is very much in need of the SSP still and we sincerely hope given all the good the SSP has achieved over the years that the policy will be reinstated soon.

Whether there is a policy or not however, the Home Office S182 guidance on the licensing act states at 14.42:

*'The absence of a CIA (cumulative impact policy AKA-SSP) does not prevent any responsible authority or other person making representations on an application for the grant or variation of a licence on the grounds that the premises will give rise to a negative cumulative impact on one or more of the licensing objectives, However, in each case it would be incumbent on the person making the representation to provide relevant evidence of cumulative impact.'*

To that end we have included at annex one, the Licensing Authority's previous SSP for East Oxford to show a historic problem in the area with the prevalence of licensable activities, along with at annex two analytical work carried out by the Police regarding recent demand trends from the night time economy.

As the Committee will be aware cumulative effect does not concern itself with the direct management/behaviour of any one licensed premises, but the general disproportionate levels of crime, disorder, antisocial behaviour (ASB) and nuisance within the overall geographic area of East Oxford linked to the extensive provisions of the licensed sector of the economy.

As the s182 guidance states certain business, such as restaurants will present less of a risk to the cumulative effect than bars, pubs and nightclubs. It is therefore more likely such licences will be granted in those cases.

Our concern with the matter at hand however is that the cumulative effect will be triggered by the exceptionally late hours.

Footfall associated with the licensed community in this area is approximately at its most demanding and problematic roughly from midnight through to 3am. The draw of the public to the licensed offer in all its forms in East Oxford is also now a seven day a week occurrence rather than just the preserve of the weekends.

After 23:00/midnight when one may reasonably expect restaurant goes to be finishing and leaving the area, issues with the night time economy and as such matters resulting in cumulative impact are starting to increase. In other words increased number of the public, some, but not all likely to be heavily under the influence of alcohol and possibly recreational drugs.

It is important to get away from the idea the cumulative effect is solely about drunk people staggering from pub to pub. Raising cumulative effect as a concern is seeking to minimise the detrimental impact from all licensed and not just crime and disorder but also the lower level matters linked to what the community as a whole would label antisocial behaviour and nuisance.

After the 23:00/midnight window any additional licensed premises (restaurant or not) will not only act potentially as a lure to such problematic individuals, but in turning out their own customers after this time will add to the overall footfall in the area. We are not suggesting they will leave intoxicated or disorderly but they will then be then merged with those that are and in any respect out in the East Oxford area at a very sensitive time of the day.

Such is the nature of the cumulative effect that there is no discernible way to indicate what impact customers from the venue have previously had on the area or would again.

Again the behaviour/management style of one premises is not the issue at hand. East Oxford is a highly residential area and already is (to lift terminology from the suspended SSP) 'at saturation' already with late night licensed premises.

On a related note, the operating hours of 24/7 whilst not being a licensable activity themselves and clearly added to the application to afford the premises 'flexibility' is also problematic to the police.

Clearly defined trading hours negate any issues with retaining customers late into the night or complaints of unlicensed activity. An additional drinking up time is of course understandable but should not be so worrying open as has been applied for.

If the venue is after flexibility for one off special late night events such as private bookings for parties which one would reasonably expect a restaurant to trade beyond midnight can be dealt with by way of temporary event notice (TEN)

This would afford proper scrutiny of any events and would also mean regular awareness for the police of late night operations in our patrol area.

We would advocate therefore a more sensible and socially responsible terminal hour of no later than midnight and a 30/45 minute finishing up time after which the premises is closed and cleared of patrons.

### Conditions

The premises has in section M already put forward some conditions that the police would normally be seeking. As will be seen in the following we have rather than our own set of similar conditions sought to adopt these put forward, albeit with some minor tweaks (conditions 1-5).

There are some other areas of common risk the premises in this day and age does need to have in place which have not been addressed in the application (6-8).

Conditions put forward by the applicant (additional amendments in yellow)	
1	The primary use of the premises shall be as a restaurant/takeaway venue <b>where FOOD is the primary function and alcohol is only a supplementary offer and the venue is</b> not to operate as a public house, <b>night club</b> or predominantly as a drinking establishment.
2	All staff will be provided with training in relation to the licensing objectives that are commensurate with their duties. This will include the individual's responsibilities, age verification and licensing offences, as appropriate. Details of the training will be recorded in a personnel file or log book and will be refreshed at regular intervals <b>of every 12 months.</b>
3	A CCTV system shall be installed. The system will be maintained and operated at all times the premises are open to the public. Images shall be kept for a <b>minimum rolling period</b> of 31 days. A person who is familiar with the operation of the system to the extent of being able to play back recorded images and take copies shall be available whilst the premises are trading. (NB: Powers of inspection already exist for officers under the provisions of the Licensing Act 2003)
4	Signage will displayed at the exit to the premises to request that patrons have consideration for people living in the area when leaving the premises.
5	A challenge 25 scheme will be adopted in compliance with the age verification condition. Customers who appear be under 25 years of age will be required to prove their age when purchasing alcohol. Suitable forms of identification will be a passport, 'pass' card or other identification recognised by the licensing authority in its statement of licensing policy.

Suggested TVP Conditions (based on a the presumption of a typical restaurant)	
6	Any off sales of alcohol will only be made as part of an order of food
7	<p>A Premises Daily Register shall be held at the premises. This Register shall be maintained for a rolling minimum period of 12 months, and shall record:</p> <ul style="list-style-type: none"> <li>• The name of the person responsible for the premises on each given day.</li> <li>• The name of the person authorising the sale of alcohol each day.</li> <li>• All calls made to the premises where there is a complaint made by a resident or neighbour of noise, nuisance or anti-social behaviour by persons attending or leaving the premises. This shall record the details of the caller, the time and date of the call and the time and date of the incident about which the call is made and any actions taken to deal with the call.</li> <li>• Any refusals on grounds of age and/or intoxication (to include date, time, member of staff involved, reason for refusal as well as a brief physical description of the person refused)</li> <li>• Weekly checks of the CCTV, to ensure it is fully operational and any faults are dealt with including the time of the check and the person that carried it out.</li> <li>• Any calls to or visits by Thames Valley Police in relation to any crime and disorder or like related matter.</li> </ul> <p>The Designated Premises Supervisor, or in their absence duly appointed member of staff, shall check the Premises Daily Register on a weekly basis ensuring that it is completed and up-to-date, sign the Premises Daily Register each time that it is checked, and make the Premises Daily Register available for inspection by any Authorised Officer throughout the trading hours of the premises.</p>
8	No person shall be allowed to leave the premises whilst in the possession of any drinking vessel or open bottle, whether empty or containing any beverage.

As may be seen we have not asked for a significant raft of conditions, nor anything particularly onerous or indeed should not already be in practice at the site. Much of is above is already contained in the section M. As such we are hopeful there should be no objection from the applicant.

However it must be noted that the premises has also applied for 'off sales of alcohol' as well.

It is of course perfectly commonplace to expect a restaurant to offer alcohol as part of any take away, whether that is for collection at the site or delivery to a customer's address having taken a remote order by way of a remote medium such as phone or internet.

There are of course certain risks inherent with off sales for delivery where the end user is removed from proper scrutiny for suitability regarding licensing until the very last part of the process. It is at this point when the delivery person finds themselves on a customer's door, isolated and having to make a decision to ensure that any sale/supply of alcohol is carried out in a manner conducive to the four licensing objectives. This is not always the easiest of things to do and is certainly never the easiest of things for the police or licensing authority to investigate when we receive a complaint

They are however not such that they could not easily be mitigated by conditions.

It is also important to remember that again merely permitting off sales without caveats attached, opens up a licence (which are at a premium) to future abuse (more so if the actual hour of 2am applied for is granted) for more concerning business models.

We have asked for clarification as to the extent of the off sales but have not had any firm confirmation as to the intent.

To that end if the premises is looking to carry our such operation we ask for consideration of one of the following two sets of conditions as well please.

(Please note unlike conditions 1-8 above, as we have not been made aware of the extent of the off sales these conditions have NOT been put before the applicant)

If the application is to include remote ordering and delivery:

9	<p>In the event the premises under its 'off sales' function provides a home delivery ordering service, it shall only be delivered to a residential or business address.</p> <p>The receiver of the alcohol must be able to prove to the person delivering the alcohol they are a resident or employee at the premises and must be inside the building or at the doorway of the business, house or flat.</p> <p>(i.e. Not standing in the entrance or the grounds/garden etc.) Alcohol shall not be delivered to a person who is in a public place i.e. in a street, a park etc.</p> <p>This requirement will be clearly displayed in any advertising and prior to the transaction being authorised at the point of sale. It will be confirmed in the receipt afterward for the customer's awareness</p>
10	<p>In the event the premises under its 'off sales' function provides a home delivery ordering service orders all persons delivering alcohol must be aged 18 years or over</p>

11	<p>In the event the premises under its 'off sales' function provides a home delivery ordering service orders, delivery staff shall be readily identifiable as being a persons delivering on behalf of the premises (ie high visibility premises/courier branded vest etc) and to remove any helmet, mask or other head gear etc that might obscure their face when at the front door.</p>
12.1	<p>In the event the premises under its 'off sales' function provides a home delivery service of alcohol delivery will be made by a member of staff employed directly by the premises and not by a third party (ie A taxi/private hire Driver, delivery service etc etc)</p>
OR	
12.2	<p>In the event the premises under its 'off sales' function provides a home delivery service of alcohol delivery will be made by a reputable third party company that specialises in the delivery of age restricted products.</p>
13	<p>In the event the premises under its 'off sales' function provides a remote ordering/ home delivery ordering service for alcohol, all sales of alcohol will only be made by way of credit or debit card transaction (including that by way of third party proxy such as 'Paypal' etc)- no cash upon delivery.</p>
14	<p>In the event the premises under its 'off sales' function provides a home delivery ordering service for alcohol the premises will adopt a policy whereby any person attempting to buy or take delivery of alcohol who appears to be under 25 will be asked for photographic identification to prove their age. The only identification that will be accepted are passports, UK driving licences with a photograph or Photographic Card bearing the 'PASS' hologram the details of which correspond to the details of the customer that made the order.</p> <p>Failure to provide the requested identification will result in non delivery of the alcohol and a refund in respect of that part of the order which relates to the alcohol only.</p> <p>This requirement will be clearly displayed in all advertising related to this service, and will be clearly stated to the customer prior to the transaction being authorised at the point of sale. It will be reiterated in the receipt given with the delivery afterward for the customer's awareness.</p>
15	

	<p>As part of the daily premises register, any off sales of alcohol for delivery to a customers address will have the following details logged:</p> <ul style="list-style-type: none"> <li>• The date and time of each delivery</li> <li>• The customer name and address to which the delivery was made</li> <li>• Any request made for proof of age/ID by the delivery person</li> <li>• What was provided</li> <li>• Any refusals and the reason for that refusal</li> <li>• Any further action or outcome from this (ie refund given subsequently / this address/person now barred etc)</li> </ul>
16	<p>All staff/third party agency involved in the delivering of alcohol orders shall receive full training in:</p> <ul style="list-style-type: none"> <li>• challenge 25 policy</li> <li>• approved forms of identification,</li> <li>• fake and fraudulent proof of age/ID</li> <li>• the company's policy of non-delivery/refusals and refund</li> <li>• conflict resolution</li> </ul> <p>A record of all training will be kept, which staff/third party agency will sign and date each time they receive this training to confirm they have had, fully understand its content and will adhere to the training.</p> <p>Copies of the content of this training and the staff/third party agency training confirmation records will be made readily available to the Licensing Authority or Thames Valley Police upon request.</p> <p>Where subsequent issues related to the training is brought to the premises licence holder's attention by either the Licensing Authority and/or responsible authorities named in the Licensing Act, the premises licence holder will make amendments as directed by that authority</p>
17	<p>In the event the premises under its 'off sales' function provides a remote ordering/home delivery ordering service for alcohol When an order is taken for delivery to a customer, upon delivery all customers shall sign a delivery note which will contain:</p> <ol style="list-style-type: none"> <li>i. A list of the individual items delivered;</li> <li>ii. The delivery address;</li> <li>iii. The method of payment;</li> <li>iv. The name of the person ordering and receiving the alcohol;</li> <li>v. The date and time of delivery;</li> </ol>

	<ul style="list-style-type: none"> <li>vi. If proof of age was asked for, confirmation of the type of proof of age document presented and accepted;</li> <li>vii. The name or designated employee ID number of the employee that made the delivery.</li> </ul>
18	In the event the premises under its 'off sales' function provides a remote ordering/ home delivery ordering service for alcohol all vehicles used in the delivery of alcohol will have a means of tracking (GPS etc) by the premises and a means of contacting either the premises or the emergency services (i.e. mobile phone). These will be in full working order at all times whilst the vehicle is being utilized for delivery, and delivery staff will understand how to operate them as required for the job role.
19	In the event the premises under its 'off sales' function provides a remote ordering/ home delivery ordering service for alcohol the sale of alcohol will only be made with order of food- no alcohol sales only.
20	In the event the premises under its 'off sales' function provides a home delivery ordering service, customers placing a remote order including alcohol shall be required to confirm that they are over the age of 18 at the time of making payment.
21	In the event the premises under its 'off sales' function provides a home delivery /remote ordering service orders of or orders including alcohol will be delivered no later than 30 minutes after the terminal hour for the sale of alcohol
22	In the event the premises under its 'off sales' function provides a home delivery /remote ordering service of alcohol Where a customer ordering alcohol for delivery is found to be ordering irresponsibly (i.e. is underage, excessively intoxicated, abusive, violent etc ) the premises shall operate a refusals registers when future orders by that customer are declined.
23	In the event the premises under its 'off sales' function provides a home delivery /remote ordering service of alcohol there will be no deliveries comprising of alcohol made after 22:30

If off sales are for purchase directly from the premise itself only

24	Off sales of alcohol will only be permitted as part of a food order (no alcohol only sales)
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25	Off sales of alcohol will only be permitted for walk in customers only (no delivery off site)
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Safeguarding

A premises licence once granted remains active until such time as its surrendered by the licence holder or is revoked by a licensing sub-committee during an evidenced based review.

The latter is exceptionally difficult to achieve and takes many years of hard work building good evidence for a sub-committee to make reliance on.

During that time issues will continue to impact on the objectives, the police and all too often local residents.

As has been seen above it is important that any licence is tightly controlled to the purpose applied for. This will also ensure that should it be transferred in the future it is not open to other more nefarious uses not agreed to at the point of the original application.

This has been a matter that has bitten the hand of the police on a number of occasions in Oxford.

Checks on a transfer of a licence are based solely on criminality of the transferee rather than the use they intend to put the licence to.

Again relatively a straight forward matter it can be dealt with by way of sensible hours, and conditions such as those to manage the off sales element and condition 1 which ties it to a restaurant only. This then means any future use will require a variation affording an opportunity to securitise the matter to ensure its welcome to the area.

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As mentioned, we are not objecting outright. We do however need to see a sensible licence granted that is an improvement on the previous grant in light of the changed 'landscape' in East Oxford.

We have outlined a request for a reduction in hours and a raft of conditions to manage the actual operation and any unspecified operations as well as changes to mitigate risk for the future over the undefined life of the licence and the various owners that will come and go.

There may well be reasons why some of what we have put forward is unintentionally onerous and will detrimentally impact on the business. It is our hope that in the absence of agreement during the consultation period an open conversation may be had at a hearing for the sub-committee to make an informed decision that meets the needs of both parties .

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SEE ATTACHED PDF

## Annex Two- Recent Crime Trends

Unlike SSP data which is pulled together by the Oxford Safer Communities Partnership and will therefore include ambulance demand locations and other such matters such as data from the Oxford CCTV suite, the following product is solely based on calls to the police and investigations. It will therefore fall far short of the actual picture of the NTE but is in lieu of any formal SSP the closest product the police have to cumulative effect.

The following is graded as 'OFFICIAL' under Government Security Classification (GSC)

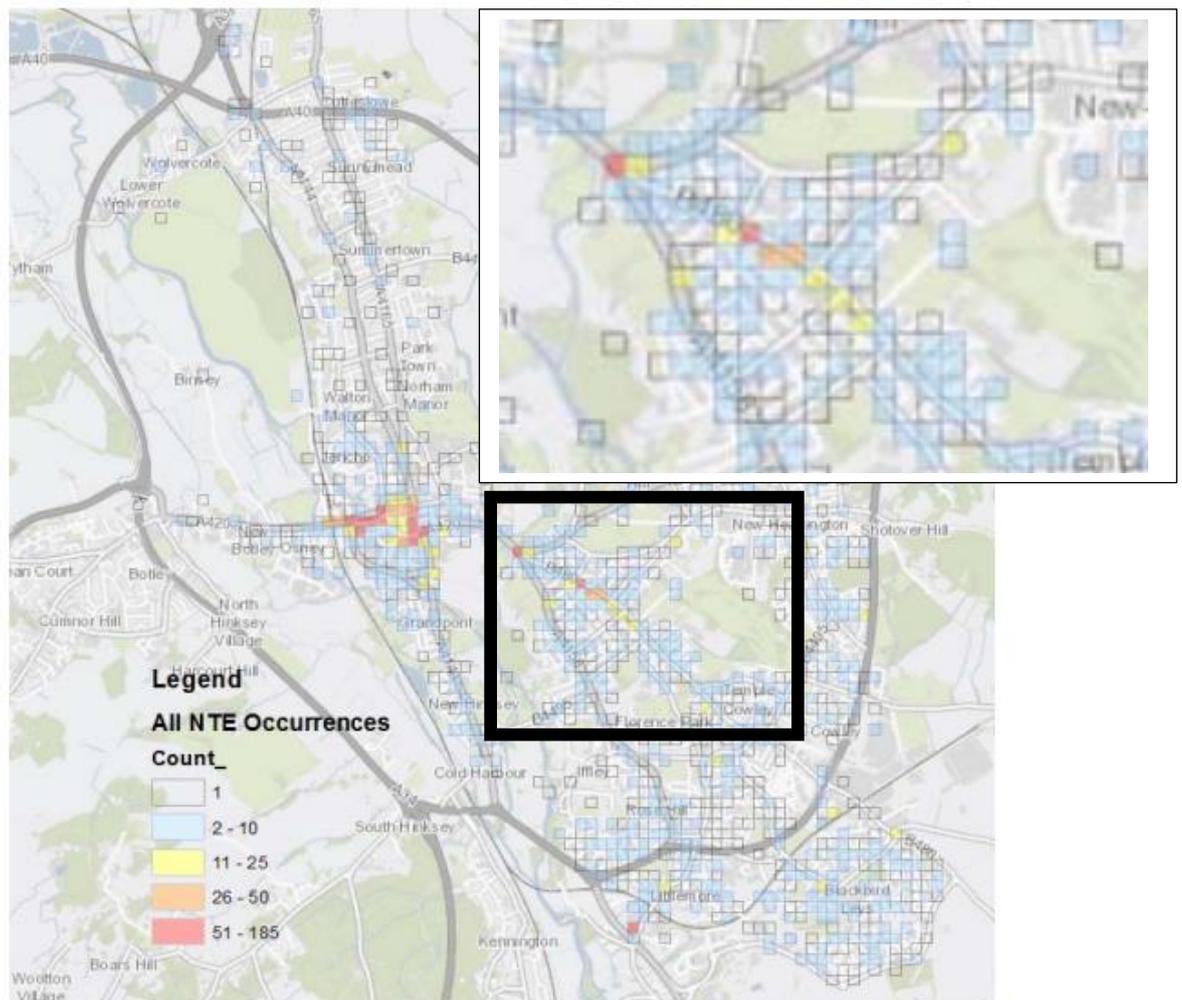
### Data Sets from Jan 2017- Mar 2021

#### GEOGRAPHICAL DISTRIBUTION

Figure 5 below shows a heatmap of NTE occurrence locations in Oxford, using a 100m x 100m grid overlaid on a map of the LPA with the count of occurrences recorded as taking place within each grid square being indicated by the colour of the square.

The map clearly indicates that the most notable areas in which NTE occurrences have taken place are: the city centre area focused on Park End Street, Hythe Bridge Street and Cornmarket; Magdalen roundabout, the Cowley Road between Union Street and East Avenue

Figure 5: Fishnet Heatmap of All Oxford NTE Occurrences (Jan '17 - Apr '21)



### NTE Hour 1: 21:00 – 22:00

Figure 6: Fishnet Heatmap of NTE Occurrences between 21:00 and 22:00

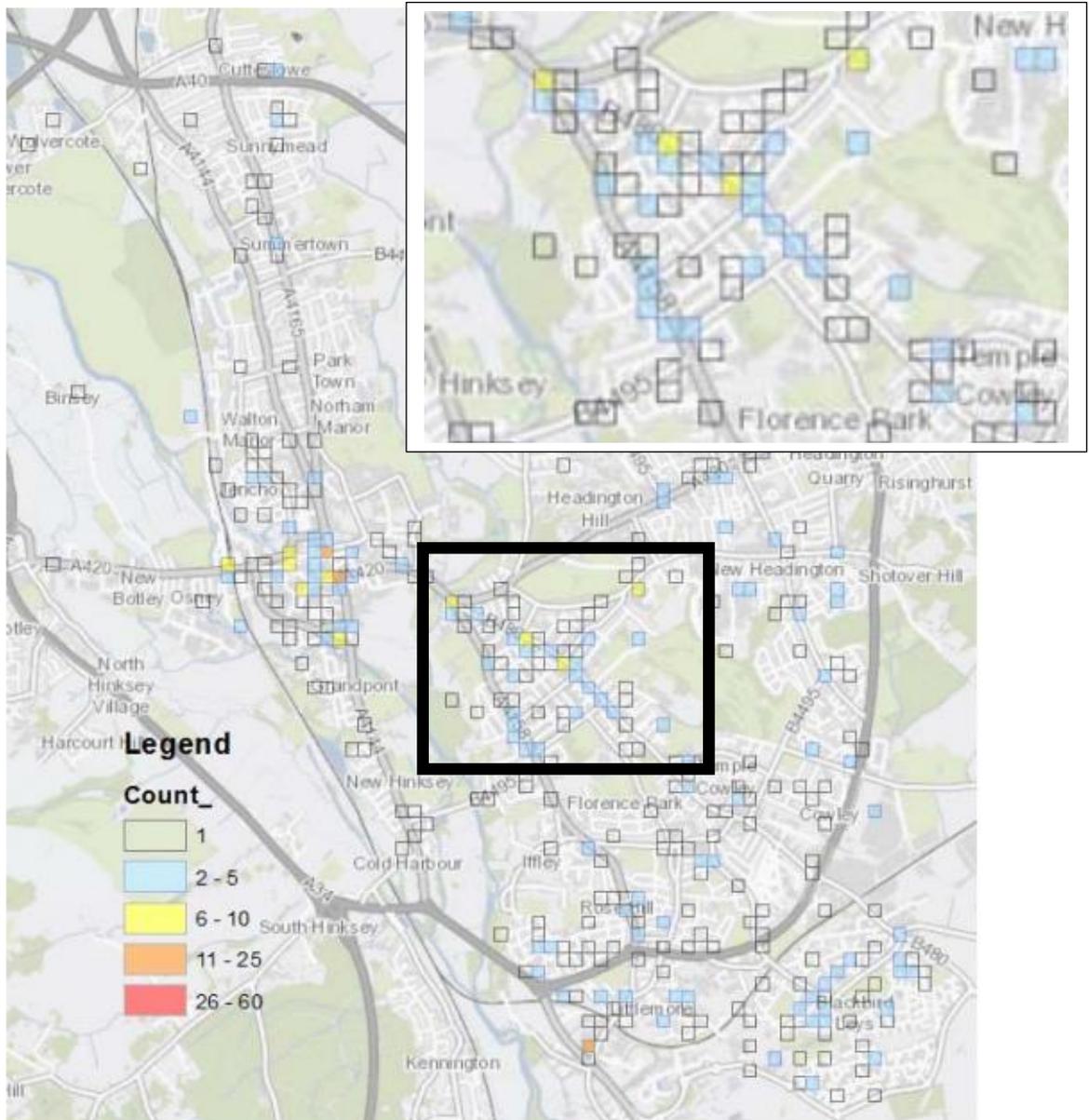


Figure 6 above shows that during the period 21:00 – 22:00 violent occurrences are quite evenly distributed across the city, although with the main hotspots still in the city centre and Cowley Road areas.

Violence in the Park End St / Hythe Bridge St area has not really picked up yet at this time period, with the key areas in the city centre being at the North and South ends of Cornmarket St.

NTE Hour 2: 22:00 – 23:00

Figure 7: Fishnet Heatmap of NTE Occurrences between 22:00 and 23:00

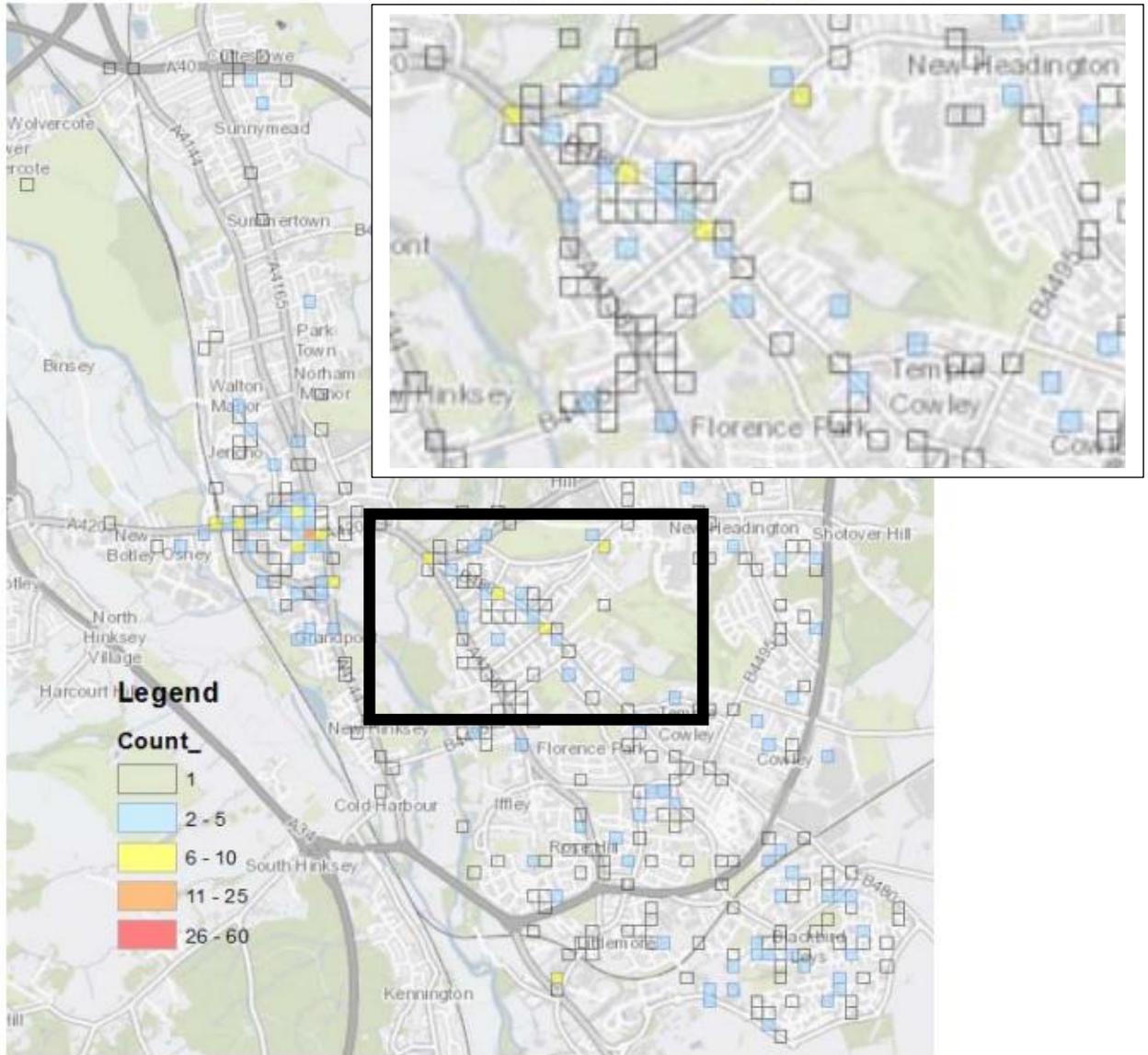


Figure 7 above shows that in the period 22:00 to 23:00 NTE violence appears to be slightly more concentrated in the city centre, still followed by the Cowley Road.

Within the central area, occurrences start to be recorded in the Park End St / Hythe Bridge St area in this time period. Queen Street appears to be the most significant area during this hour, with George St, the South end of Cornmarket St and the Westgate also particularly notable.

NTE Hour 3: 23:00 – 00:00

Figure 8: Fishnet Heatmap of NTE Occurrences between 23:00 and 00:00

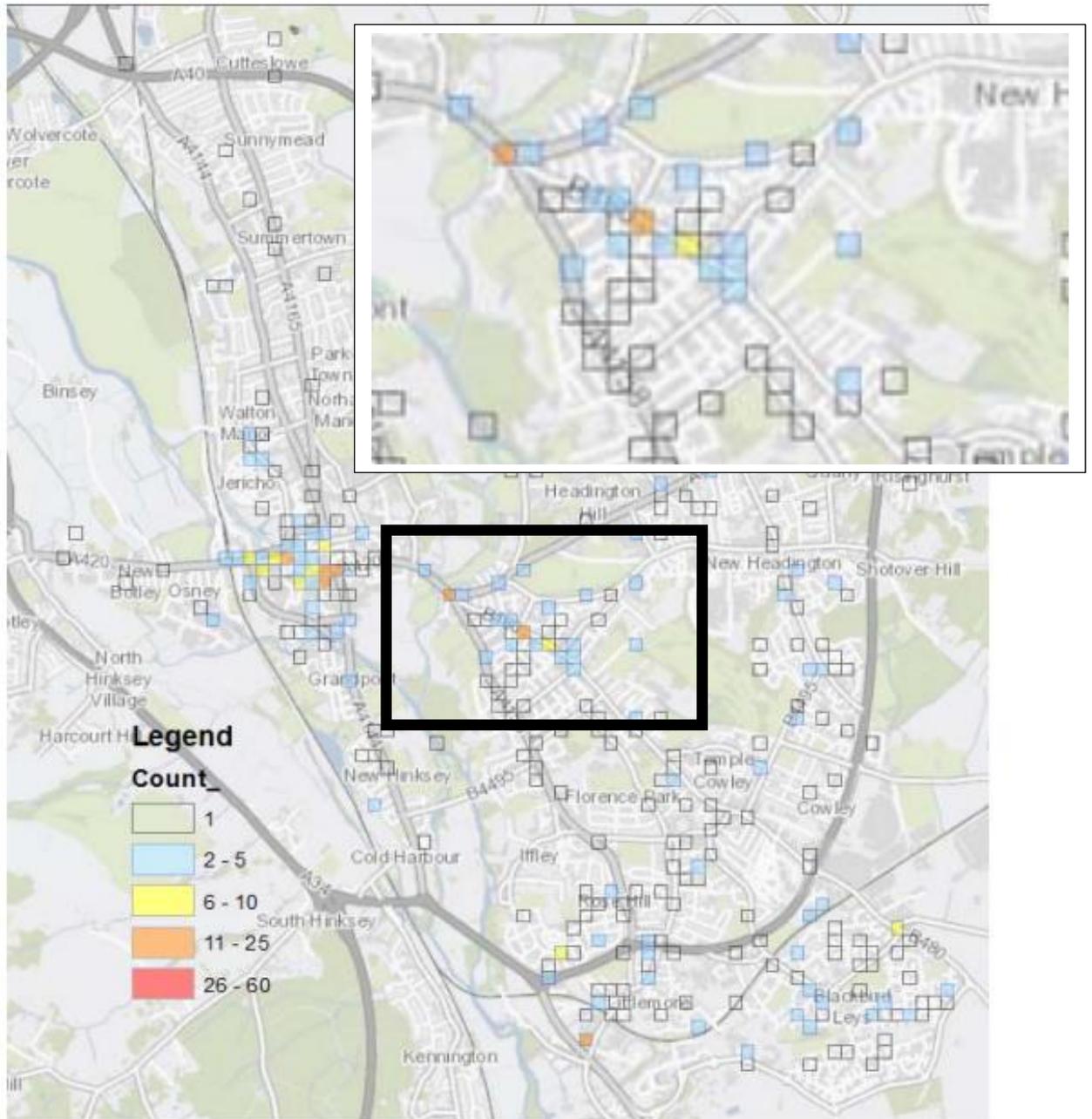


Figure 8 above shows that by the period 23:00 to 00:00 violent NTE occurrences become more focused around the key city centre, Cowley Road and Magdalen roundabout areas.

Within the city centre, violent occurrences are taking place in the Park End St / Hythe Bridge St area but to a lesser extent than in the Queen St / Cornmarket area and George St.

NTE Hour 4: 00:00 – 01:00

Figure 9: Fishnet Heatmap of NTE Occurrences between 00:00 and 01:00

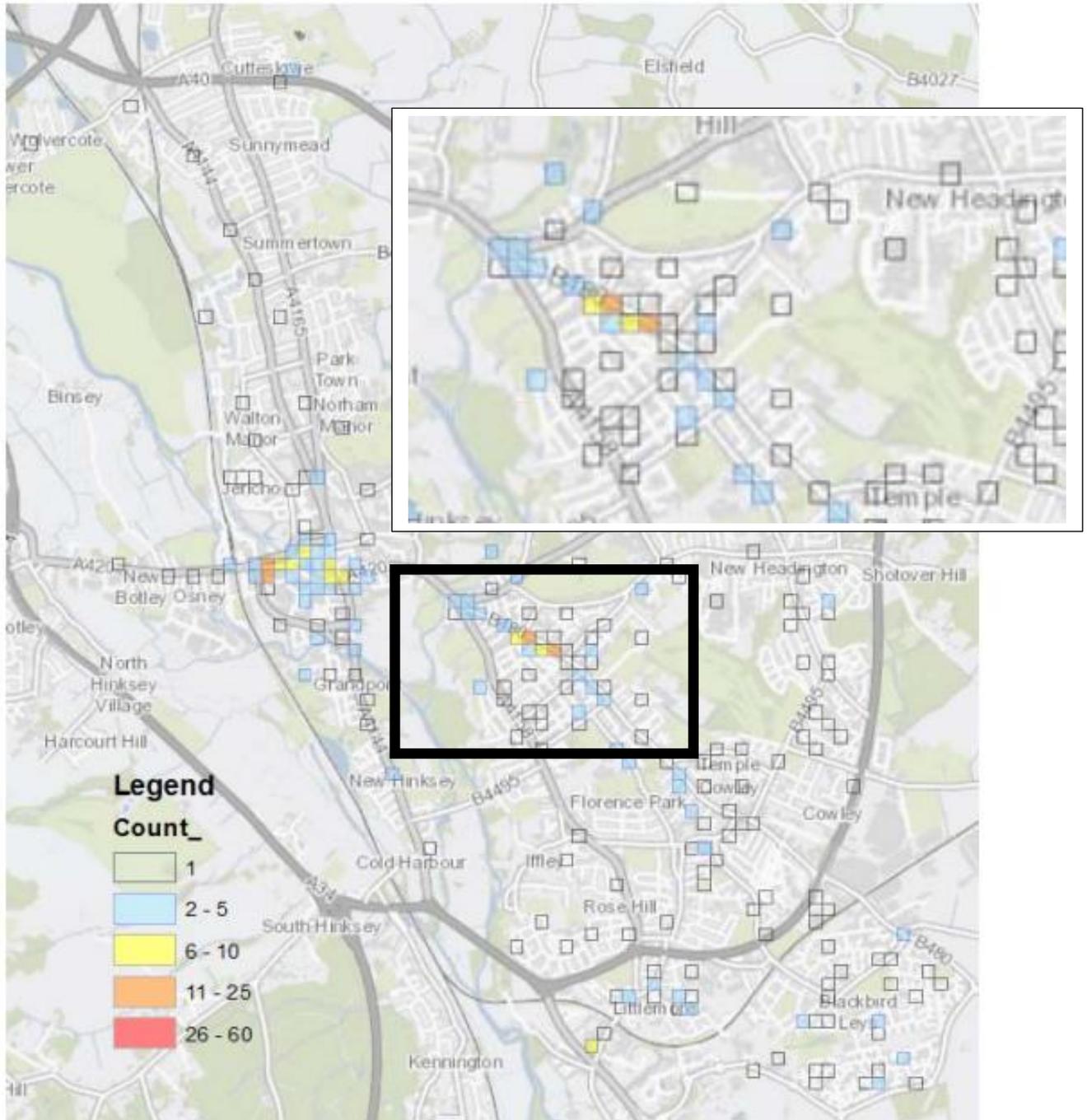


Figure 9 above shows a clear shift in violent NTE-related occurrences towards the nightclub area in Park End St / Hythe Bridge St, although with fairly high levels continuing in the Queen St / Cornmarket St area. High levels are also apparent on the Cowley Road

NTE Hour 5: 01:00 – 02:00

Figure 10: Fishnet Heatmap of NTE Occurrences between 01:00 and 02:00

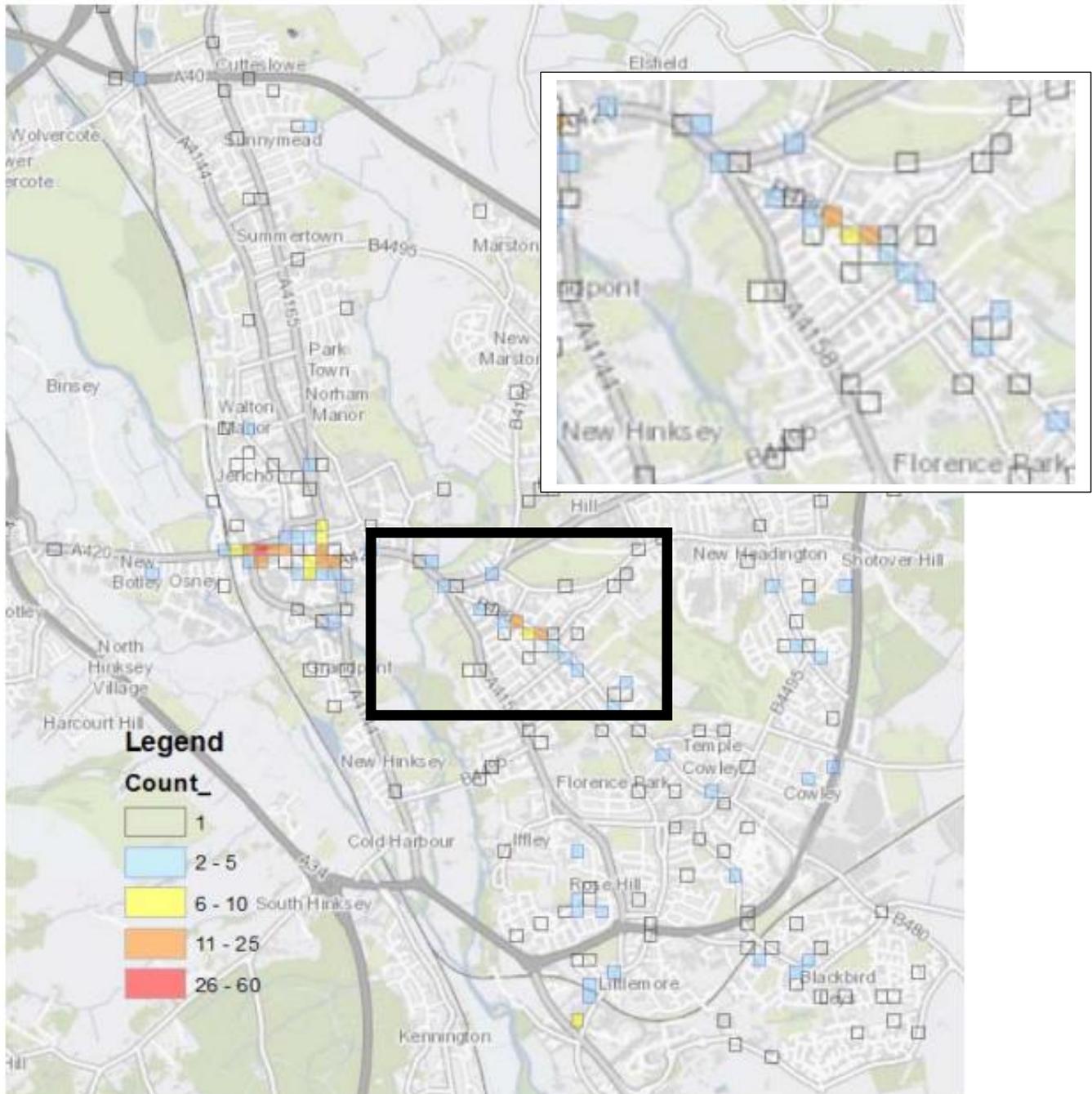


Figure 10 above shows a further escalation in violent occurrence levels in the Park End St / Hythe Bridge St area as well as continued significant levels of violent NTE-related occurrences in Queen St / Cornmarket St and the Cowley Road.

Please note that we have include data from 2am-3am as inevitable dispersal from the premises if the hours are granted will see customers leaving at this time

### NTE Hour 6: 02:00 – 03:00

Figure 11: Fishnet Heatmap of NTE Occurrences between 02:00 and 03:00

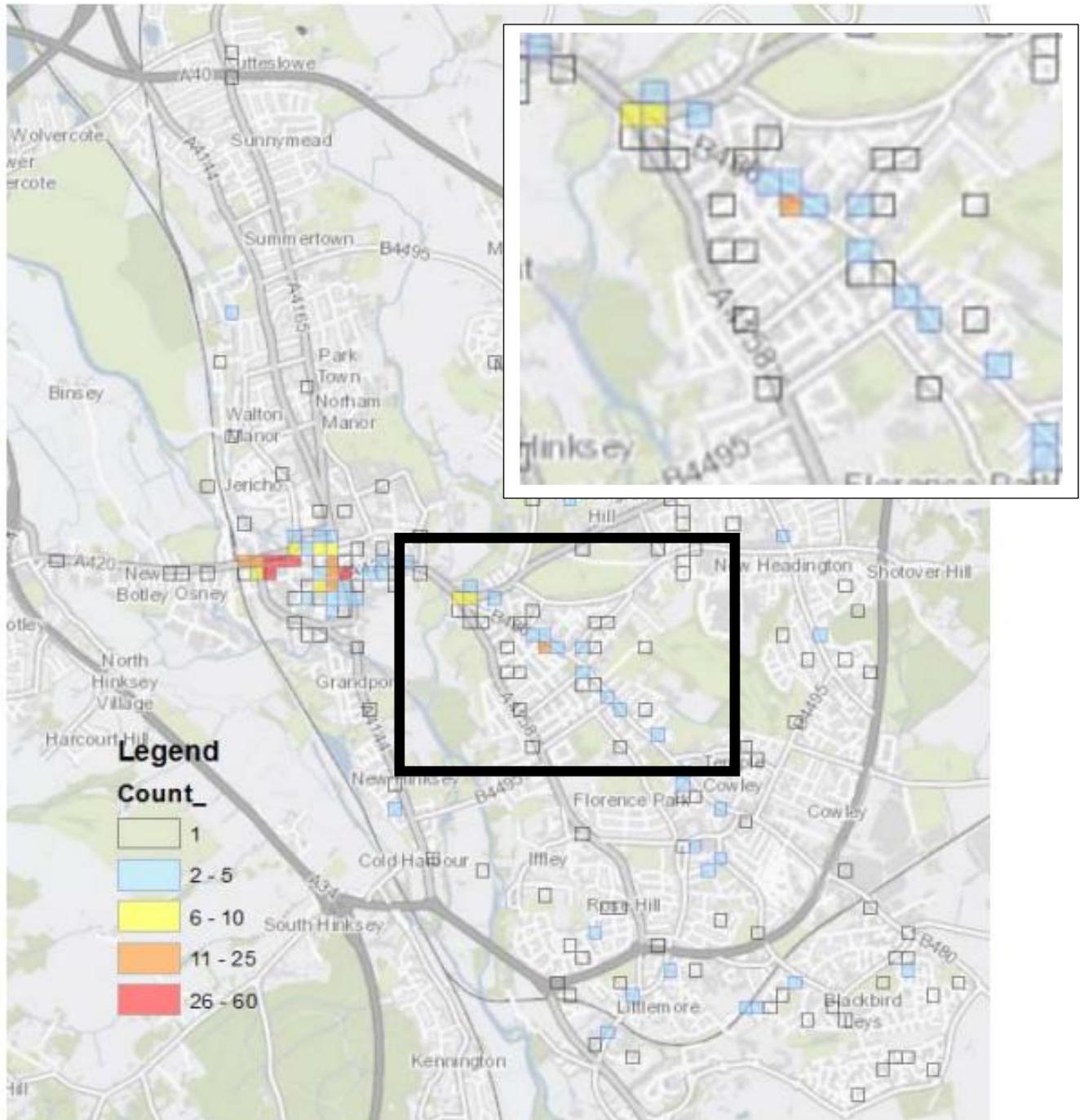


Figure 11 above shows a continued increase in violent occurrence levels in the hour 02:00 to 03:00 in the city centre area, with particularly high levels between Park End St / Hythe Bridge St along towards George St as well as the junction at the South end of Cornmarket St and radiating violence levels in the surrounding areas.

----- END -----

# Appendix 12 – East Oxford Special Saturation Policy Area



Licensing Act 2003

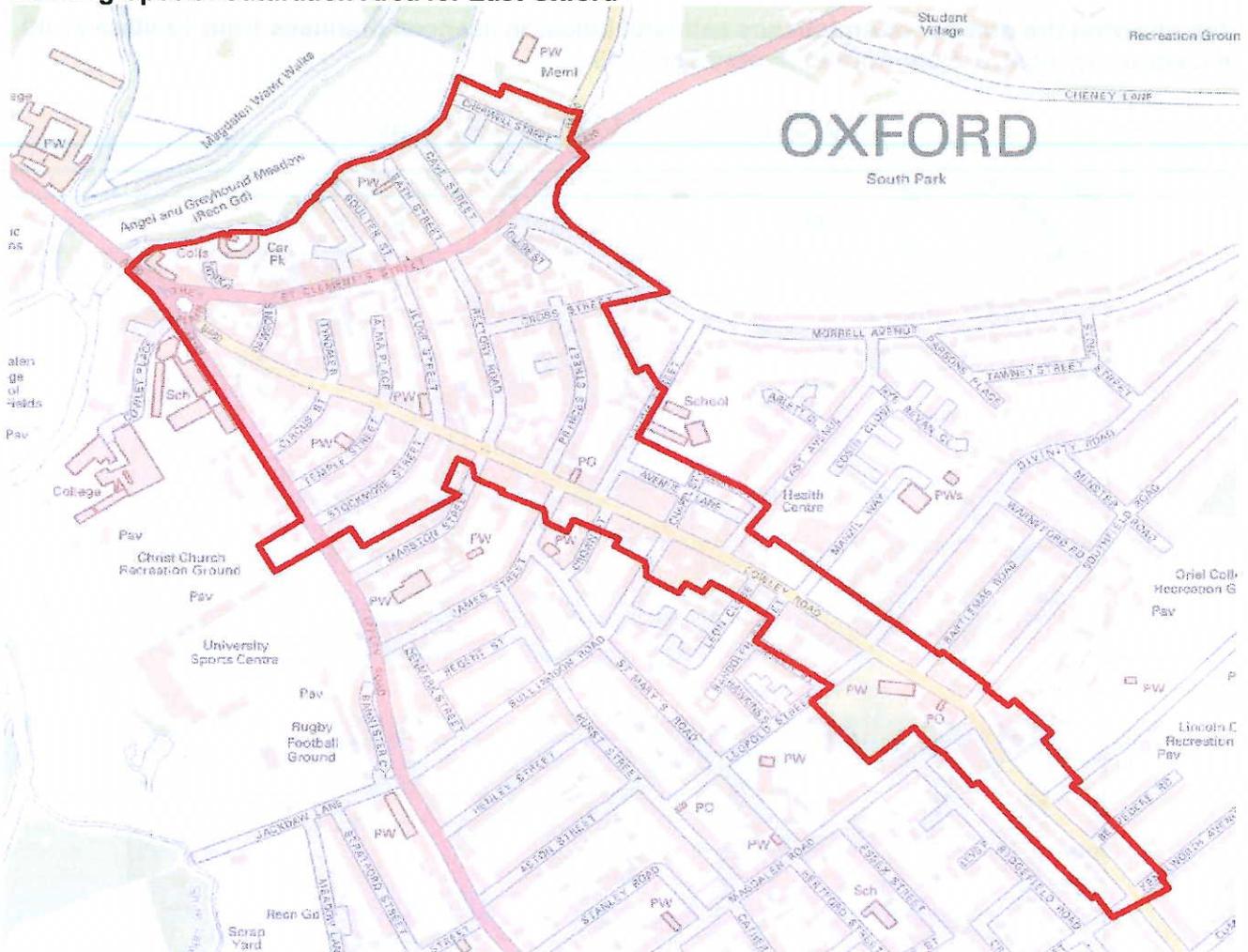
East Oxford Special Saturation Policy

Scale: 1:7,500

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## Existing Special Saturation Area for East Oxford



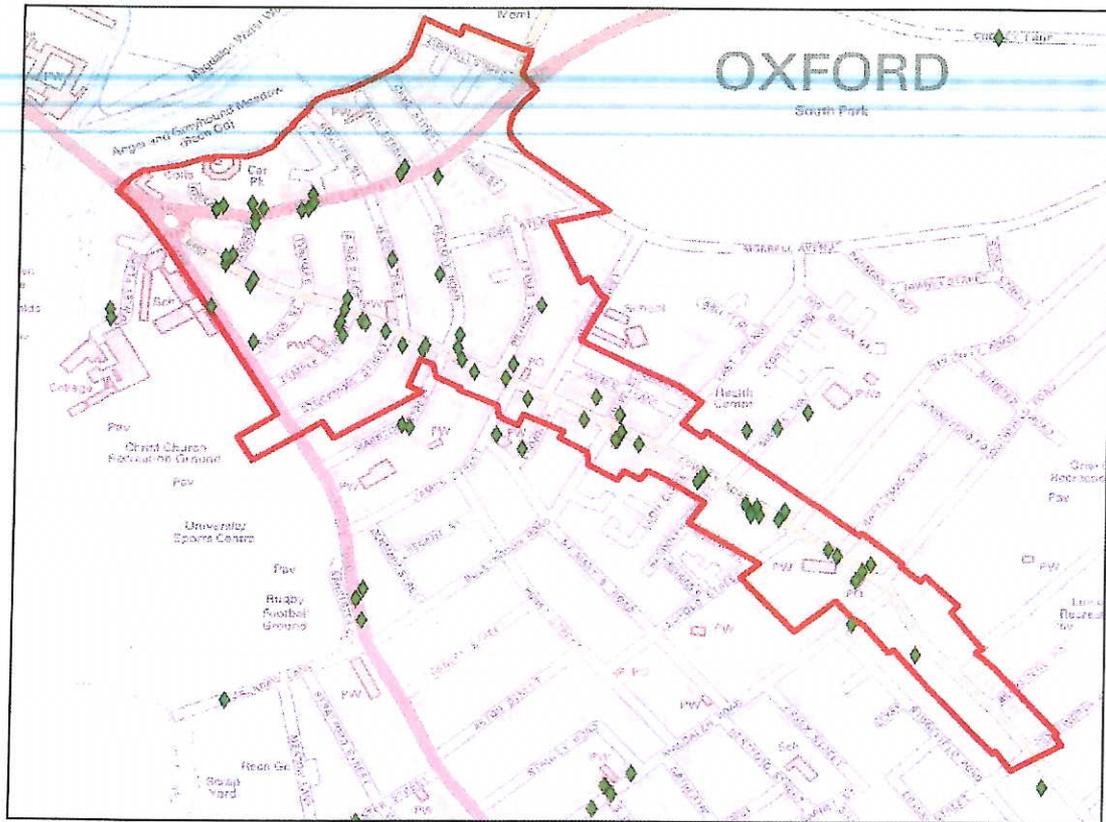
**SSP Boundary** ———

### East Oxford crime data comparison for the years 2012, 2013 and 2014.

	2012	2013	2014
ASB	635	487	497
Violence and Sexual Offences	139	166	199
Public order	78	76	61

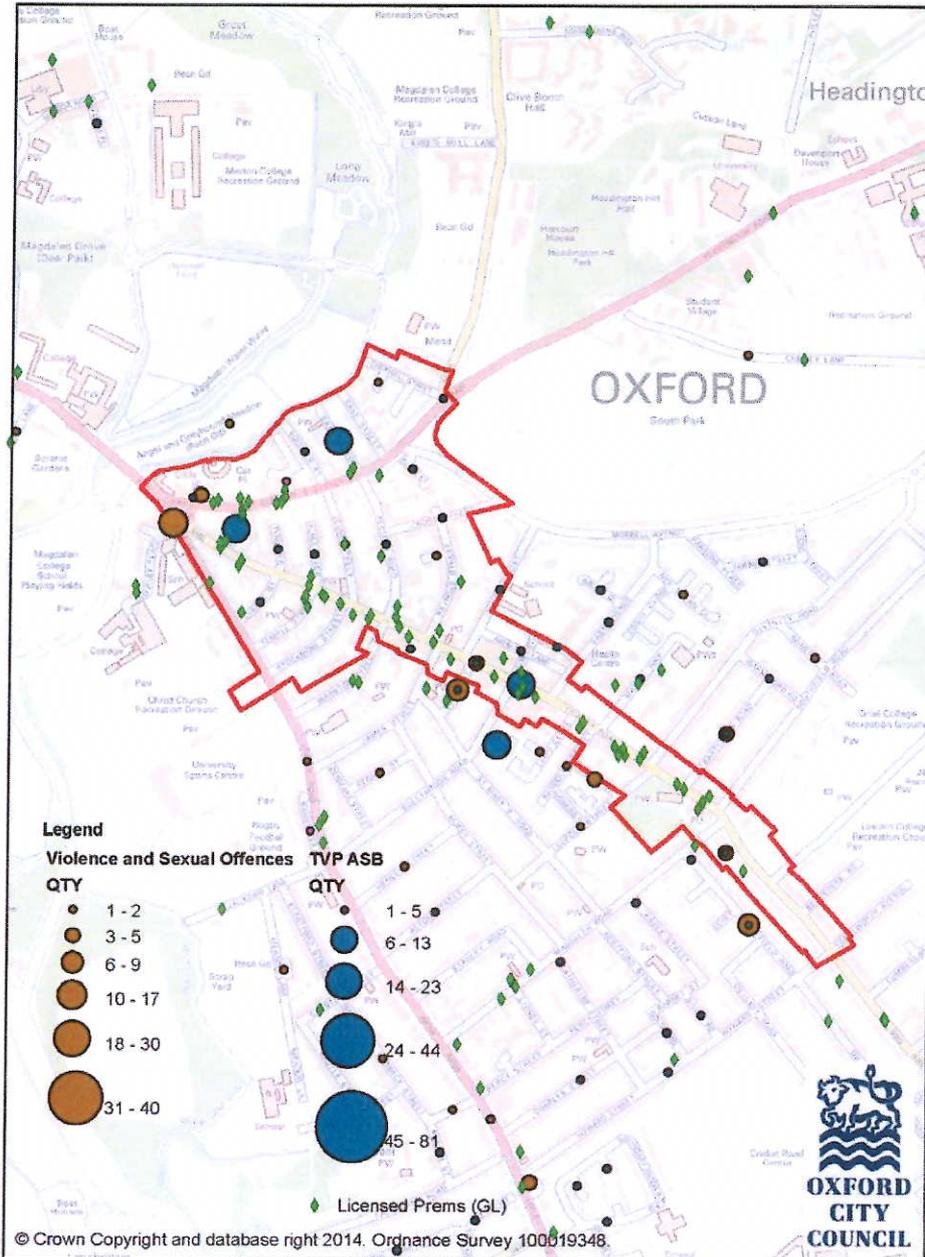
Due to changes in the crime recording standards in 2013 violent crimes was reclassified to violence and sexual offences. Public disorder and weapons were separated into individual classifications.

Map showing locations of licensed premises in East Oxford



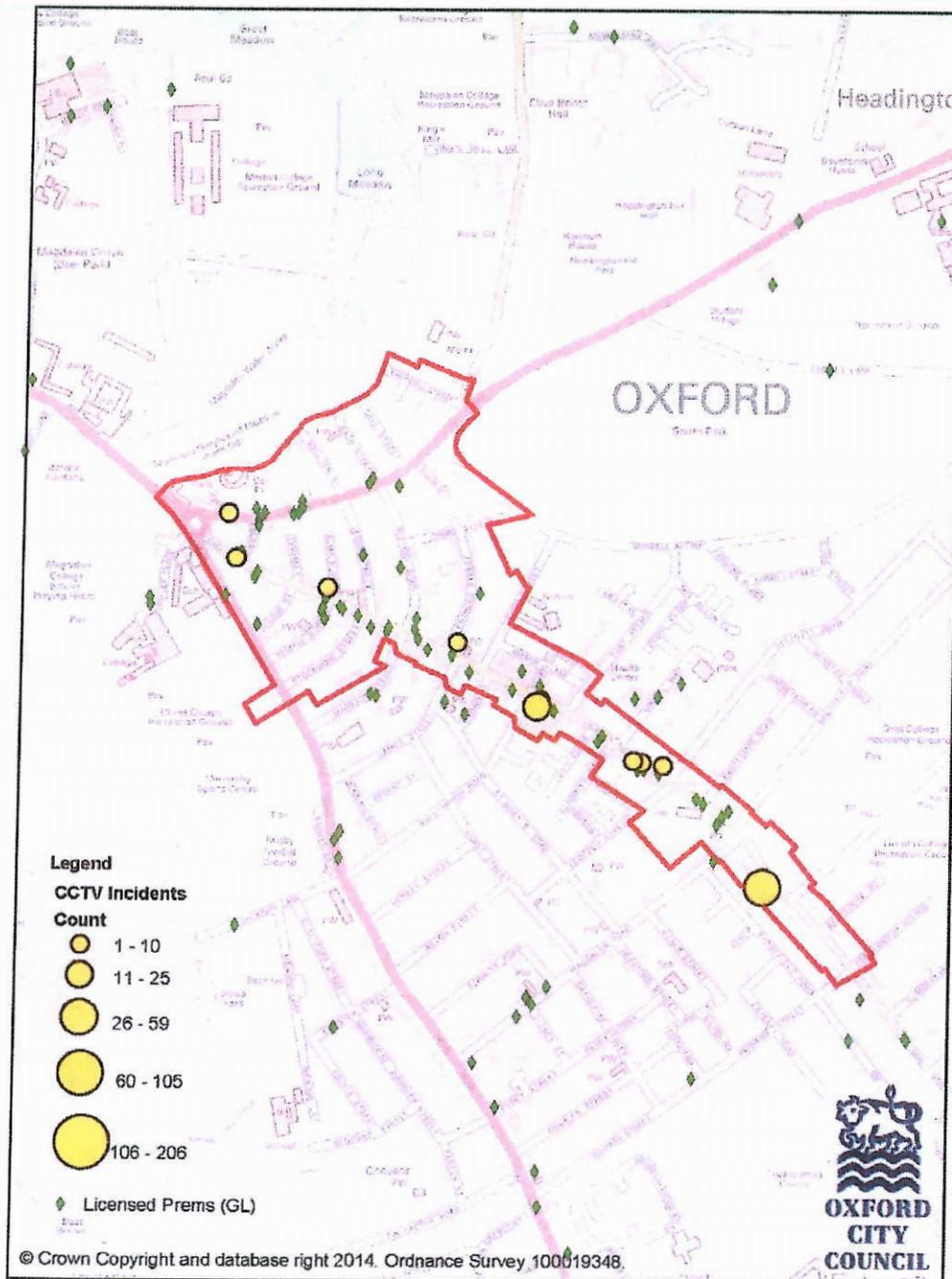
Map showing the concentration of violent incidents and anti-social behaviour incidents in East Oxford from February 2014 to May 2015.

East Oxford Violence and ASB Incidents



Map showing the number of CCTV incidents for the period 2010 to 2015 from 19.00 to 07.00 in East Oxford.

## East Oxford CCTV Incidents

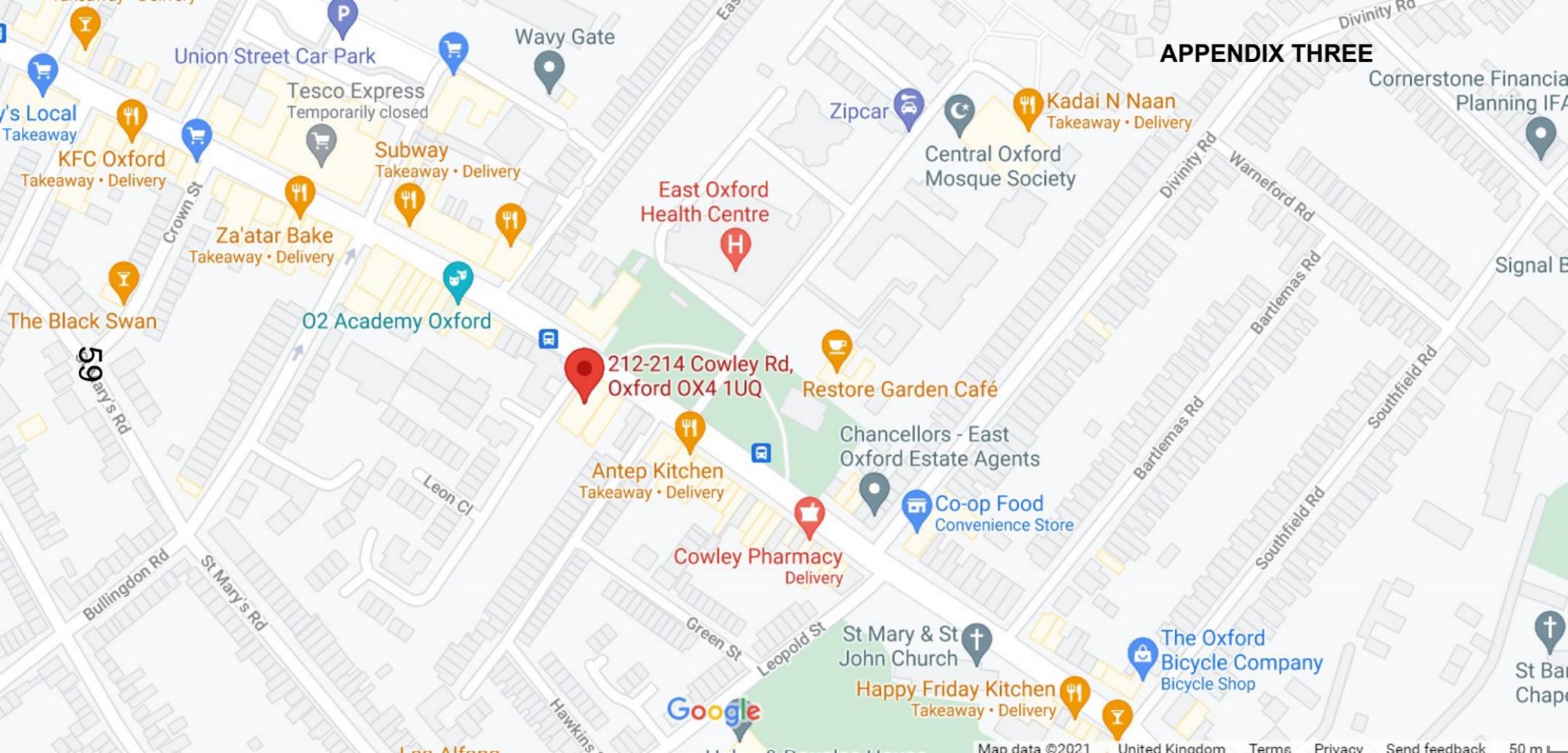


Map showing the number of Ambulance call outs from 19.00 to 07.00 in East Oxford from April 2013 to September 2013.

## East Oxford Ambulance Call Outs



APPENDIX THREE



212-214 Cowley Rd,  
Oxford OX4 1UQ

East Oxford  
Health Centre

Central Oxford  
Mosque Society

Kadai N Naan  
Takeaway • Delivery

Subway  
Takeaway • Delivery

Za'atar Bake  
Takeaway • Delivery

O2 Academy Oxford

Restore Garden Café

Chancellors - East  
Oxford Estate Agents

Antep Kitchen  
Takeaway • Delivery

Co-op Food  
Convenience Store

Cowley Pharmacy  
Delivery

St Mary & St  
John Church

The Oxford  
Bicycle Company  
Bicycle Shop

Happy Friday Kitchen  
Takeaway • Delivery

Google

The Licensing Act 2003  
(Premises licences and club premises certificates) Regulations 2005  
Regulation 33, 34 and Schedule 12  
Part A

Premises Licence  
*Oxford City Council*

Premises Licence Number:

16/00869/TRPREM

Part 1 – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code:

Cotto E Mangiato  
212-214 Cowley Road  
Oxford  
Oxfordshire  
OX4 1UQ

Telephone number: -

Where the licence is time limited the dates:

Not applicable

Licensable activities authorised by the licence:

Supply of Alcohol  
Live Music  
Late Night Refreshment  
Recorded Music

Times the licence authorises the carrying out of licensable activities:

Supply of Alcohol  
Monday to Saturday 12:00 hours to 02:00 hours the following day  
Sunday 12:00 hours to 00:00 midnight

Live Music, Recorded Music

Monday to Saturday 12:00 hours to 01:00 hours the following day

Sunday 12:00 hours to 00:00 midnight

Late Night Refreshment

Monday to Saturday 23:00 hours to 02:00 hours the following day

Sunday 23:00 hours to 00:00 midnight

**The opening hours of the premises:**

At the discretion of the licence holder

**Where the licence authorises supplies of alcohol whether these are on and/or off supplies:**

On sales only

**Part 2**

**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:**

Naturally Made In Italy Ltd  
102 Gloucester Green  
Oxford  
Oxfordshire  
OX1 2DF

**Registered number of holder, for example company number, charity number (where applicable):**

Not applicable

**Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol:**

██████████

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol:**

Personal licence number:

██████████

Licensing Authority:

██████████

## Annex 1 – Mandatory conditions

1. No supply of alcohol may be made under the Premises Licence;
  - (a) at a time when there is no Designated Premises Supervisor in respect of the Premises Licence; or
  - (b) at a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.
2. Every supply of alcohol under the Premises Licence must be made or authorised by a person who holds a Personal Licence.
3. Where this licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each individual must be licensed by the Security Industry Authority, with the following exceptions:
  - a) premises where the premises licence authorises plays or films;
  - b) any occasion mentioned in paragraph 8(3)(b) or (c) of Schedule 2 to the Private Security Industry Act 2001 (premises being used exclusively by a club with a club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence); or
  - c) any occasion within paragraph 8(3)(d) of Schedule 2 to the Private Security Industry Act 2001.
4.
  - 1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
  - 2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises:
    - a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:
      - i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
      - ii) drink as much alcohol as possible (whether within a time limit or otherwise);
    - b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
    - c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
    - d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
    - e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

6.
  - 1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
  - 2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
  - 3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:
    - a) a holographic mark; or
    - b) an ultraviolet feature.
  
7. The responsible person must ensure that—
  - a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
    - i) beer or cider: ½ pint;
    - ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
    - iii) still wine in a glass: 125 ml;
  - b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
  - c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.
  
8.
  1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
  2. For the purposes of the condition set out in paragraph 1:
    - (a) duty is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
    - (b) permitted price is the price found by applying the formula:  $P=D+(D \times V)$  where:
      - (i) P is the permitted price,
      - (ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
      - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
    - (c) relevant person means, in relation to premises in respect of which there is in force a premises licence:
      - (i) the holder of the premises licence,
      - (ii) the designated premises supervisor (if any) in respect of such a licence, or
      - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
    - (d) relevant person means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
    - (e) valued added tax means value added tax charged in accordance with the Value Added Tax Act 1994.
  3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (the first day) would be different from the permitted price on the next day (the second day) as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

## **Annex 2 – Conditions consistent with the Operating Schedule**

9. The following dispersal policy shall be followed:
  - a) Prominent, clear notices will be displayed at all exits requesting that customers respect the needs of local residents and leave the premises and the area quietly.
  - b) At the end of the opening hours staff will ensure that all customers are not causing a nuisance and have moved away from the vicinity of the premises.
  - c) The volume of background music will be reduced between regulated entertainment finishing and the premises closing.
  - d) Patrons will be able to call a taxi from within the premises.
  - e) Taxi drivers will be asked to turn off their engines when waiting for passengers, and to enter the premises to collect fares and not sound their horns outside.
  - f) All responsible persons will be informed of and trained in the dispersal policy.
10. That all live music finishes at 0100 hours the following day except on Sundays when live music finishes at midnight.
11. That there is no regulated entertainment after 2200 hours at the premises.
12. Noise emanating from the premises as a result of regulated entertainment shall not exceed 45dB(A) at the premises up to 2300 hours and 42dB(A) thereafter as measured 1 metre from any residential building.
13. Noise emanating from the premises as a result of regulated entertainment shall be inaudible in adjacent or adjoining properties.

### **Annex 3 – Conditions attached after a hearing by the licensing authority**

14. Doors and windows at the premises shall be closed during the provision of any regulated entertainment.
15. A minimum of 1 Door Supervisor, individually registered with the Security industry Authority shall be on the premises from 23.00 hours until the premises are cleared of patrons and closed on days when the premises are open for the sale of alcohol after midnight. All door supervisors shall wear high visibility fluorescent yellow jackets at all times whilst on duty.
16. A Premises Daily Register shall be kept at the premises. This register will be maintained and kept for a minimum of 12 months. This register should record:-
  - 1) The name of the person responsible for the premises on each given day.
  - 2) All calls made to the premises where there is a complaint made by a resident or neighbour of noise, nuisance or anti social behaviour by persons attending or leaving the premises. This shall record the details of the caller, the time and date of the call and the time and date of the incident about which the call is made and any actions taken to deal with the call.
  - 3) Names, SIA numbers, start and finish times of any door supervisors on duty that day;
  - 4) Any use of force by door supervisors/staff in ejecting persons from the premises (to include date time member of staff that refused and brief physical description of the person concerned)
  - 5) Any refusals on grounds of age or intoxication. (To include date time member of staff that refused and brief physical description of the person concerned)

The Premises Daily Register will be readily available for inspection by an Authorised Person throughout the trading hours of the premises.
17. All staff shall undergo certificated conflict resolution training (to be completed within 6 months of this grant, and new staff trained as soon as reasonable upon commencement of their employment)
18. All staff shall be aware of the law regarding the refusal of service to any person who is drunk or is underage, and shall be aware of how to seek identification from anyone who appears to be underage.
19. The sale of alcohol shall only be to persons who are eating at the premises, or who have placed an order for food.
20. No person shall be allowed to leave the premises on to any public space whilst in the possession of any drinking vessel or open glass bottle, whether empty or containing any beverage.
21. Notices shall be on prominent display to remind patrons leaving the premises to be respectful of local residents.
22. The layout of the premises and the format primarily as a restaurant shall not undergo material change without the prior consultation and written consent of Thames Valley Police.
23. All members of staff at the premises shall seek “credible photographic proof of age evidence” from any person who appears to be under the age of 21 years and who is seeking access to the premises or is seeking to purchase or consume alcohol on the premises. Such credible evidence, which shall include a photograph of the customer, will either be a passport, photographic driving licence, or Proof of Age card carrying a “PASS” logo.
24. A service shall be made available to any customer wishing to call for a taxi from within the premises.

25. A CCTV system shall be installed or the existing system maintained. The system will incorporate a camera covering each of the entrance doors, and be capable of providing an image that is regarded as "identification standard", and which stores images for 28 days and is readily available to the Police upon request.
26. Prominent, clear notices shall be displayed at all exit points to advise customers that the premises fall within an Alcohol Free Zone.
27. No person shall be admitted to the premises less than one and a half hours before the cessation of the last licensable activity

**Annex 4 – Plans**

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