

Licensing Act 2003



Licensing Sub-Committee

Notification of determination

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

Date of hearing:	31st October 2022
Place:	Town Hall, Oxford
Case No.	22/02972/PREM
Applicant	The Tile Shop Ale House Limited
Premises:	The Tile Shop Ale House
Premises address:	10 Windmill Road, Oxford, OX3 7BT
Licensing Sub-Committee Councillors:	Cllr Mundy (Chair), Cllr Coyne, Cllr Sandelson
Legal Advisor:	Edward Elton
Licensing Officer:	Katie Thorp
Clerk:	Joshua Curnow

The Sub-Committee heard representations from the following:

Licensing Authority: Katie THORP (Licensing Officer)

Katie Thorp (**KT**) presented the Licensing Authority's report, outlining the proposed variation to the licence. **KT** explained that during the consultation period Thames Valley Police (**TVP**) liaised with the applicant and agreed an additional two conditions for the inclusion on the licence as part of the variation. **KT** stated that the application had attracted three representations objecting to the application and two representations supporting the application from Interested Parties.

Cllr **MUNDY (CM)** asked the Licensing Officer about crime and disorder in the vicinity to the premises and if there were any specific concerns relevant to this application. **KT** answered, explaining that **TVP** are the lead Responsible Authority in regards to crime and disorder, and

in this case, rather than submitting an objection to this application, they have agreed an additional two conditions they felt were appropriate for upholding the licensing objectives.

CM asked the Licensing Officer about other businesses local to the premises, considering the some of the representations described the area as residential. **KT** explained that there were three currently licensed premises on Windmill Road and another on the nearby London Road, three of the four licenced premises are licenced for on and off sales and all of them operate later terminal hours than the hours proposed by the applicant.

CM asked the Licensing Officer what the requirements were for an Interested Party to have their personal details redacted from a representation, or for their representation to be accepted as submitted by 'anonymous'. **KT** explained that if an Interested Party requests for their representation to remain anonymous then the Licensing Authority will permit it.

Applicant: Ian LANGFORD (Applicant and Designated Premises Supervisor)

Ian LANGFORD (**IL**) presented his case, he stated that the representations mentioned incidents that he disputed were the actions of customers from his premises caused anti-social behavior. **IL** explained that the premises displays signs for the quiet dispersal of customers and takes last order fifteen minutes before the terminal hour to assist with the safe and quiet dispersal of customers. **IL** also stated that the premises only plans to have non-amplified music. **IL** explained the other measures in place currently to uphold the licensing objectives, specifically the measures in place to manage any potential noise nuisance.

Following a question by **CM**, **IL** further explained how they manage the premises, and how they would manage any potential anti-social behavior of customers.

Responsible Authorities: N/A

Interested Parties: Roman GALINSKI

Roman GALINSKI (**RG**) spoke of previous incidents further to the details outlined in his representation. The Legal Advisor, Edward Elton (**EE**) interrupted these comments by the Interested Party, informing the chair that the details he spoke of were not in relation to any licensable activities or licensing objectives and therefore were not relevant and should not be considered by the committee. **CM** explained each of the licensing objectives to **RG**. **RG** stated that he felt the local residents were not given the opportunity to speak with the applicant about the proposed variation.

Decision and Reasons of the Sub-Committee

1. The Sub-Committee considered all submissions, both written and oral. It also had regard to the relevant Home Office Guidance and the Council's Statement of Licensing Policy.
2. The Sub-Committee considered the concerns from the Interested Parties in regard to noise from Regulated Entertainment, but in doing so established that the variation requested entertainment during a time and for a small enough crowd that it would be deregulated by the Deregulation Act 2015.
3. The Sub-Committee noted Thames Valley Police, as the Responsible Authority for Crime and Disorder were satisfied with the application on the provision their additional conditions were attached to the licence.
4. The Sub-Committee also noted that the advertising and consultation of the application were all done so within the required prescribed format.
5. The Sub-Committee found that the proposed variation, along with the additional conditions proposed by Thames Valley Police was sufficient for the promotion of the Licensing Objectives.

The Sub-Committee determined to **GRANT** the application as applied for and to **MODIFY** the conditions of the operating schedule by adding the two conditions proposed by Thames Valley Police in appendix three of the report.

Signed: Councillor Mundy
Chair of Licensing Sub-committee



Notes:

- A. The applicant, and any responsible authority or interested party that has made representations upon the application has a right of appeal to the Magistrates' Court against this decision. If you wish to appeal you must do so within 21 days of being notified of the decision.

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