



HOUSE OF COMMONS

LONDON SW1A 0AA

The Head Licensing Officer  
Cherwell District Council  
Bodicote House  
Bodicote  
Banbury OX15 4AA

Our Ref: VS/SMIT01170/01113628  
Your Ref:

14 December 2011

**Re: George Smith, 23 Henly Avenue, Oxford, OX4 4DJ**  
**GS Bar and Nighclub Bicester**

My constituent as above owns the GS bar. I think he has a licese to open until 3 a.m.

He has had discussions with Inspector David Hibbert who has told him he has to close at 1.00.

This is obviously costing my constituent a lot of money.

Can you let me know if the Police have the power to do this – or should they be applying to the Panel for a variation?

Yours sincerely

Rt Hon Andrew Smith MP



**Public Protection & Development  
Management**

Andy Preston – Head of Public Protection & Development Management



DISTRICT COUNCIL  
NORTH OXFORDSHIRE

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Please ask for **Licensing**  
Email [licensing@cherwell-dc.gov.uk](mailto:licensing@cherwell-dc.gov.uk)

Direct dial **01295 753744**  
Our ref **VS/SMIT01170/01113628**

23 December 2011

Dear Mr Smith,

**RE: GEORGE Smith, 23 Henley Avenue, Oxford, OX4 4DJ**  
**Gs Bar and Nightclub Bicester**

Thank you for your letter of 14 December 2011 which was received in this office on 21 December 2011.

Mr Smiths current Premises Licence permits the following in terms of the licensable activities permitted and the opening hours of the premises:

LICENSABLE ACTIVITY	DAYS	START	FINISH
<ul style="list-style-type: none"> <li>• Sale (By Retail) of Alcohol</li> <li>• Recorded Music (indoors)</li> </ul>	Monday – Wednesday	11:00	02:00
	Thursday – Saturday	11:00	03:00
	Sunday	11:00	01:00 (*03:00)
On New Years Eve <b>Sale (By Retail) of Alcohol</b> is permitted from the end of permitted hours on New Years Eve to the start of permitted hours on the following day			
<ul style="list-style-type: none"> <li>• Live Music (indoors)</li> <li>• Facilities for Dancing (indoors)</li> </ul>	Monday – Wednesday	21:00	02:00
	Thursday – Saturday	21:00	03:00
	Sunday	21:00	01:00 (*03:00)
<ul style="list-style-type: none"> <li>• Provision of late night refreshment (indoors)</li> </ul>	Monday – Wednesday	23:00	02:00
	Thursday – Saturday	23:00	03:00
	Sunday	23:00	01:00 (*03:00)
<ul style="list-style-type: none"> <li>• Performances of Dance (indoors)</li> </ul>	Wednesday	11:00	02:00
	Sunday	11:00	01:00 (*04:00)
<b>Premises Opening Hours</b>	Monday – Wednesday	11:00	02:00
	Thursday – Saturday	11:00	03:00
	Sunday	11:00	01:00 (*04:30)
	<b>Seasonal Variations:</b> 30 minutes before and after the above hours		
On 8 occasions a year an extension on licensable activities would be agreed until 04:00 provided in each case 28 days notice was given to the Police.			



INVESTOR IN PEOPLE

The only time that Mr Smith would **have to** depart from these hours would be if:

1. they were changed further to an application by Mr Smith to vary the hours permitted by the Premises Licence;
2. they were changed by way of hearing of the Licensing Sub-Committee further to an application for review from a responsible authority or an interested party; or
3. the Police Authority used the powers given to them by Part 8 of the Licensing Act 2003 which allows them to seek court orders to close licensed premises in a geographical area that is experiencing or likely to experience disorder; and to close down instantly individual licensed premises that are:
  - disorderly;
  - likely to become disorderly; or
  - are causing nuisance as a result of noise from the premises.

The police should, whenever possible, seek the voluntary co-operation of licensees, managers and others in resolving incidents of disorder, potential disorder and noise nuisance rather than move directly to a decision to seek a review or use a closure order.

It is my understanding that Inspector Hibbert met with Mr Smith and his legal representative in early December to discuss the concerns that the Police had in relation to the operation of the premises. I believe that during this meeting Mr Smith agreed to operate a "last entry" time of 02:00, preventing new customers from accessing the premises after this time. Customers who had already entered the building prior to 02:00 would be able to obtain a re-entry stamp should they wish to leave the premises to smoke for example. The premises would in all other respects still operate as per the licence conditions detailed above.

A mid-trial review was held on 21 December. Mr Smith had operated the 02:00 last entry time for the first 2 weekends of December but had relaxed this to 02:15 on the 3 weekend. A further review is scheduled for 18 January 2012.

At any time Mr Smith is free to revert back to his existing conditions and permissions of his licence, but should there be continuing instances of concern to the Police, they may consider seeking a review of the Premises Licence.

Should you have any queries regarding this matter, please do not hesitate to contact me directly on the number above.

Yours sincerely



Natasha Barnes  
Licensing & Vehicle Parks Manager