

**Cherwell District Council**  
**Licensing Sub-Committee**  
**Friday 13 September 2019**

<b>Premises Licence Application Hearing</b>
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**Report of Environmental Health & Licensing Manager**

This report is public

**Purpose of report**

To consider an application for a Licensing Act 2003 full variation of the Premises Licence for Tropic Bar, Pioneer Square, Bicester.

**1.0 Recommendations**

- 1.1 There is no recommendation, but in considering the representations received and what is appropriate for the promotion of the licensing objectives, the steps the Sub-Committee can take are outlined in paragraph 6.2.

**2.0 Introduction**

- 2.1 To consider an application for a Full Variation to the premises licence for Tropic Bar, Pioneer Square, Bicester submitted by Sarah Silva on behalf of the bar.

**3.0 Report Details**

- 3.1 Tropic Bar is situated in Unit A/8 in Pioneer Square, Bicester. It is situated on the roadside and is approximately 872 square feet.
- 3.2 An application for a Licensing Act 2003 full variation to the premises licence was submitted to Cherwell District Council on 9 July 2019. The application was made to extend the hours for sale of alcohol and the premises opening hours. The proposed extension of hours for sale of alcohol is Monday to Thursday from midnight until 01:00, Friday and Saturday from 00:30 until 01:30 and Sunday from 23:00 until midnight. The variation also included increased hours for licensable activities within those opening hours which are specific in Appendix 1.
- 3.3 On 2 August 2019 Thames Valley Police objected to the proposed variation due to no additional measures being put in place to promote the licensing objective of prevention of crime and disorder (Appendix 4). An Officer from Thames Valley Police will present details of their objection.

## **4.0 Conclusion and Reasons for Recommendations**

4.1 There is no recommendation.

## **5.0 Consultation**

5.1 When an application for a full variation to a premises licence is submitted the applicant must display a blue notice at or near the relevant premises and advertise the application in a local publication no later than 10 days after submitting the application. The consultation period runs for 28 days from the day after the application is received. This gives interested parties and responsible authorities the opportunity to make representations in relation to the application.

5.2 The responses from responsible authorities were as follows:

- Police – Objection
- Fire Service – No response
- Child Protection – No response
- Trading Standards – No objection
- Health & Safety Executive – No response
- Environmental Protection – No objection
- Health Protection – No response
- Planning – No objection
- Parish Council – No objection

5.3 There have been no representations received from local residents.

5.4 The applicant and all interested parties submitting representations have been invited to attend this hearing.

## **6.0 Alternative Options and Reasons for Rejection**

6.1 At the end of the consultation period the licensing authority must hold a hearing if relevant representations are received. It must take such steps as it considers appropriate for the promotion of the licensing objectives, which are:

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance
- the protection of children from harm

6.2 The steps the Sub-Committee can take are to:

- issue the licence as applied for;
- issue the licence with amended hours or licensable activities
- reject the application if it is considered necessary in order to promote the licensing objectives

## 7.0 Implications

### Financial and Resource Implications

7.1 There are no financial implications arising directly from this report.

Comments checked by:

Kelly Wheeler, Principal Accountant, 01295 225170, [kelly.wheeler@cherwell-dc.gov.uk](mailto:kelly.wheeler@cherwell-dc.gov.uk)

### 7.2 Legal Implications

The decision must comply with the Licensing Act 2003, the statutory guidance issued pursuant to section 182 of the Licensing Act and the council's Statement of Licensing Policy.

The applicant or 'other persons' who have submitted relevant representations may appeal to the magistrates' court a decision of the Sub-Committee.

Comments checked by:

Sophie Phillips Solicitor, 01295 753701, [sophie.phillips@cherwell-dc.gov.uk](mailto:sophie.phillips@cherwell-dc.gov.uk)

## 8.0 Decision Information

### Wards Affected

Bicester East

### Links to Corporate Plan and Policy Framework

Not applicable

### Lead Councillor

Councillor Andrew McHugh, Lead Member for Health and Wellbeing

### Document Information

Appendix No	Title
Appendix 1	Full Application
Appendix 2	Map of Premises and Location
Appendix 3	Existing Premises Licence
Appendix 4	Thames Valley Police Objection
Background Papers	
None	
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