

Cherwell District Council

Licensing Sub-Committee

20 November 2020

Report of Environmental Health & Licensing Manager

This report is public

Appendix 4 to this report is exempt from publication by virtue of paragraph 7 of Schedule 12A of Local Government Act 1972

Purpose of report

To consider an application for a Licensing Act 2003 Premises Licence for Euro Food Centre Limited, at 30 Bridge Street, Banbury, OX16 5PN.

1.0 Recommendations

- 1.1 There are 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 4.

2.0 Introduction

- 2.1 To consider an application for a premises licence for Euro Foods Centre at 30 Bridge Street, Banbury, under the licence holder of a private limited company of Euro Foods Limited, at their registered address of Unit 3 Bridge Street, Banbury, OX16 5PN.

3.0 Report Details

- 3.1 An application for a Licensing Act 2003 premises licence was submitted to Cherwell District Council on 30 September 2020. The applicant has stated that the proposed licensed premises would trade as a convenience store, and requested a licence allowing for the supply of alcohol. This requested outlined that the sale of alcohol would be Monday to Saturday 08.00 hours to 23.00 hours inclusively, and Sundays 10.00 hours to 16.00 hours.
- 3.2 The license holder, Euro Food Centre Limited, has a private limited company registration number of 12899621. The company was registered on 23 September 2020 stating that the nature of their business was Retail sale via stall and markets of food, beverages and tobacco products. There is only one company Director listed under the company, that person is Hakan Araz, at a correspondence address of Unit 3 Bridge Street, Banbury, Oxfordshire.

- 3.3 The application listed Wahbo Omar of Leicester, as the Designated Premises Supervisor responsible for the sale of alcohol.
- 3.4 When an application for a premises license 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. This application was subject to public consultation.
- 3.5 On 28 October 2020 the Licensing Authority received an objection to the application. The objection was submitted by the Licensing Act Responsible Authority of Oxfordshire Trading Standards.
- 3.6 The applicant and all interested parties who submitting representations have been invited to attend this hearing.

Timeline Summary

Dated	License Application
25/09/2020	Received by the Licensing Authority on 30/09/2020
28/10/2020	Licensing received an application objection from Oxfordshire Trading Standards
28/10/2020	Application consultation closed at midnight

4.0 Conclusion and Reasons for Recommendations

- 4.1 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

The steps the Sub-Committee can take are to:

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

5.0 Consultation

The responses from responsible authorities were as follows:

- Police – Satisfactory
- Fire Service – No response
- Child Protection – No response
- Trading Standards – Objection
- Health & Safety Executive – No Response
- Environmental Protection – Satisfactory
- Health Protection – Satisfactory
- Planning – Satisfactory
- Parish Council – No Response
- Licensing Authority – Satisfactory
- Public consultation – No response

6.0 Implications

Financial and Resource Implications

6.1 There are no financial implications arising directly from this report

Comments checked by:

Kelly Wheeler, Finance Business Partner, 01295 221570
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Legal Implications

6.2 The determination of this application must be made in accordance with the relevant legislation, statutory guidance and the Council's statement of licensing policy.

Comments checked by:

Colin Evans, Solicitor Cherwell District Council, 01295753701
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Risk Implications

6.3 All risks will be managed as part of the operational risk register associated with the service and escalated as and when necessary to the Leadership Risk Register.

Comments checked by:

Celia Prado-Teeling, Team Leader: Insight Team, 01295 221556
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7.0 Decision Information

Key Decision (Executive reports only; state N/A if not Executive report)

Financial Threshold Met: Not applicable

Community Impact Threshold Met: Not applicable

Wards Affected

Banbury, Grimsbury and Hightown.

Links to Corporate Plan and Policy Framework

Not applicable

Lead Councillor

Not Applicable

Document Information

Appendix number and title

- **Appendix 1**
License Application form and accompanied documents.
- **Appendix 2**
Company House summary dated 02/11/2020.
- **Appendix 3**
Objection from Oxfordshire Trading Standards dated 28/10/2020.
- **Appendix 4**
Exempt Appendix
- **Appendix 5**
Map displaying the vicinity of the proposed licensed premises

Report Author and contact details

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