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Cherwell District Council

Licensing Acts Sub Committee

Minutes of a meeting of the Licensing Acts Sub Committee held at 39 Castle Quay, Banbury, OX16 5FD, on 5 August 2026 at 10.00 am

Present:

Councillor Rebecca Biegel
Councillor Chris Pruden
Councillor Douglas Webb

Officers:

Gurnam Bains, Solicitor
Sian Parsons, Licensing Technical Officer
Amanda Bell, Licensing Enforcement Officer
Patrick Davis, Democratic and Elections Officer
Natasha Clark, Governance and Elections Manager

1 Appointment of Chair of the Sub-Committee

The Membership of the Licensing Sub-Committee for this meeting was Councillors Chirs Pruden, Rebecca Biegel and Douglas Webb.

Resolved

- (1) That Councillor Chris Pruden be appointed Chair of the Licensing Sub-Committee.

2 Declarations of Interest

There were no declarations of interest.

3 Application to grant a New Premises Licence

The Health Protection, Compliance and Licensing Manager submitted a report to determine a New Premises Licence application for the location of 67 Calthorpe Street, Banbury, Oxfordshire, OX16 5EX as applied under the Licensing Act 2003.

Resolved

- (1) As set out in the attached determination letter

The meeting ended at 11.23 am

Chair:

Date:



Mr Adam Ahmed
Kebabish
67 Calthorpe Street
Banbury
OX16 5EX

39 Castle Quay
Banbury
Oxfordshire
OX16 5FD

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Our Ref: PRM0931

5 August 2026

Dear Mr Ahmed,

Application to grant a new premises licence for the location of 67 Calthorpe Street, Banbury, Oxfordshire, OX16 5EX

Licensing Sub Committee hearing dated: 5 August 2026

I write to confirm the outcome of the above hearing:

The Licensing Panel has taken into account the relevant legislation, and also the written and oral representations made alongside the officer's report. The sub-committee has considered the powers granted to it by the Licensing Act 2003 in relation to an application to grant a new premises license.

In reaching their decision the sub-committee has considered the written and verbal representations presented to sub-committee.

The sub-committee accepted that the written representations constituted relevant representations and acknowledged concerns expressed by nearby residents regarding the potential for late night noise, disturbance from customers leaving the premises, vehicle movements, litter and the impact upon those living in nearby residential accommodation. The sub-committee recognised that these concerns principally engaged the licensing objective: the prevention of public nuisance.

Having considered all evidence before it, the sub-committee was not satisfied that granting the application would likely undermine the licensing objectives to such an extent as to justify refusing of the application. The sub-committee did however take into consideration the operating times of neighboring food businesses and the applicant's willingness to correlate with their respective opening times. As such the Sub-committee are in approval to grant the license from 12:00pm – 2:00am from Sunday - Thursday and 12:00pm – 4.00am on Fridays &

Saturdays.

The sub-committee considered that reducing the terminal hour would strike an appropriate balance between enabling the applicant to operate later than currently permitted and protecting nearby residents from the greater disturbance likely to arise during the early hours of the morning. The sub-committee considered this to be a proportionate step for the promotion of the licensing objectives.

Whilst the concerns expressed by the residents were genuine, the sub-committee concluded that much of the anticipated impact was speculative and insufficient evidence had been presented to demonstrate that the operation of these premises would likely to cause unacceptable levels of public nuisance.

Conditions

The sub-committee was satisfied that the licensing objectives could be appropriately promoted through the imposition of conditions, which it considered proportionate and sufficient to address the concerns raised by the local residents.

The sub-committee was minded to note that the following additional conditions would be required:

1. Prominent notices
Clear and legible notices shall be displayed at all customer exits requesting customers to respect the needs of local residents and to leave the area quietly.
2. Litter patrol
Licence holder shall ensure that litter arising from the premises is removed from the immediate vicinity of the premises at regular intervals during trading hours and at the close of business each day.
3. Contact number
A direct number for the duty manager shall be made available to local residents to enable complaints to be reported promptly

For the reasons noted above the Committee has considered the following grounds for its decision:

1. No objections were received from other businesses or relevant authorities
2. Taking into account the mitigations set out by the applicant, and also the discussions between the applicant and objector during the course of the hearing.

Background

The relevant background to the review is detailed in the Licensing Officer's report which is published on the Council's website.

The Hearing

This decision letter is appended to full minutes of the meeting which set out the nature of the considerations which took place.

The Decision

The sub-committee has taken note of all the written representations made in respect of this application to review the premises licence for the premises and has listened carefully to all those who spoke at the hearing.

The sub-committee considers that approval of the licence is appropriate and proportionate.

A copy of this decision will be served on all relevant parties.

Subject to the provisions of the Licensing Act 2003 the parties have a right of appeal to the Magistrates' Court within 21 days of notification of this decision.

Yours sincerely,

Jan Southgate Health Protection, Compliance and Licensing Manager