

**REPORT ON APPLICATION FROM THE OASIS,
CAMBRIDGE STREET, AYLESBURY UNDER
THE LICENSING ACT 2003 FOR A PREMISES
LICENCE**

Local Members: Councillors Bray and Khaliq

1. THE APPLICATION

Applicant(s): Abderrehman Erraiss

Premises: Oasis, 177 Cambridge Street, Aylesbury, HP20 1BQ

The application is for a new Premises Licence under section 17 of the Act. The detail in respect to the hours and activities applied for are set out in the application form, attached as appendix 1.

The steps the applicant intends to take to promote the licensing objectives are set out in the operating schedule (see appendix 1, Part P of application form).

2. RELEVANT REPRESENTATIONS

2.1 Responsible Authorities

Thames Valley Police – No representation

Bucks Fire and Rescue – No representation

Environmental Health –

Based on complaints relating to noise disturbance the District Environmental Health Officer asks for an earlier terminal hour. The full representation is attached as appendix 2.

Planning – No representation

Trading Standards – No comment

Area Child Protection Committee – No comment

2.2 Interested Parties

During the consultation period 8 representations were received from interested parties. These are attached as appendix 3.

3. NOTICE OF HEARING AND RESPONSES

All parties were served Notices of Hearing on receipt of the representation along with the document, 'Licensing Act 2003 – The Procedure to be followed at Hearings'. The parties have therefore been notified of the consequences of failing to attend.

Attached as appendix 4 is a copy of a letter sent by the applicant's representative, Mr May of 'Pubexpert' following service of the Notice of Hearing. As Mr May is representing both these premises and the Mediterranean, the takeaway next door and the applications are almost identical, he has no objection to combining both hearings if Members and the other parties are in agreement. Members will be notified of any further responses at the hearing.

4. GENERAL INFORMATION

The general information Members need to have regard to when determining applications made under the Licensing Act 2003 is set out in a separate document which is attached to the Agenda under cover of which this report has been published.

5 ISSUES RAISED BY THE APPLICATION

The issues raised by the application are for the Sub-Committee to determine having regard to all the relevant considerations. Whatever, the Sub-Committee decides, it must give reasons.

To assist Members and the parties further, The Licensing Services Manager will draw attention to any issues arising from this application at the hearing.

Contact Officer
Background Documents

Peter Seal 01296 585083

Ps-lsc-hst- Oasis – greens may 2003
Licact1392005

Aylesbury Vale District Council

**Application for a premises licence to be granted
under the Licensing Act 2003**

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.
You may wish to keep a copy of the completed form for your records.

I Abderrehman Erraiss apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part A1 below (the premises) and I am making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description Oasis 177, Cambridge Street	
Post town Aylesbury	Post code HP20 1BQ

Telephone number of premises (if any)

01296 424278

Non-domestic rateable value of premises

£3,600

Part 2 - Applicant details

Please state the capacity in which you applying to convert your existing licence

Please tick yes

- a) An individual or individuals * please complete section (A)
- b) a person other than an individual *
- i. as a limited company please complete section (B)
- ii. as a partnership please complete section (B)
- iii. as an unincorporated association or please complete section (B)
- iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

Part 3 - Operating Schedule

When do you want the premises licence to start?

Day		Month		Year			
0	7	1	1	2	0	0	5

If you wish for the licence to be valid only for a limited period, when do you want it to end?

Day		Month		Year			

If 5,000 or more people attend the premises at any one time, please state the number expected to attend

Please give a general description of the premises (please read guidance note 1)

Small takeaway food premises in a retail parade on the edge of Aylesbury town centre, with houses opposite. No off-sales of alcohol. There are several other food premises immediately adjoining

What licensable activities do you intend to carry on from the premises?
(please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 21 to the Licensing Act 2003)

Please tick ✓ Yes

Provision of regulated entertainment

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H)

Provision of entertainment facilities for:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j)
(if ticking yes, fill in box K)

Provision of late night refreshment (if ticking yes, fill in box L)

Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases please complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick <input type="checkbox"/> (please read guidance note 2).	Indoors	
Day	Start	Finish		Outdoors	
Mon				Both	
Tue					
Wed			Please give further details here (please read guidance note 3).		
Thur			State any seasonal variations for performing plays (please read guidance note 4)		
Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick <input type="checkbox"/> (please read guidance note 2).	Indoors	
Day	Start	Finish		Outdoors	
Mon				Both	
Tue					
Wed			Please give further details here (please read guidance note 3)		
Thur			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Fri			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainment Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick [Y] (please read guidance note 2).	Indoors
Day	Start	Finish		Outdoors
Mon				
Tue				
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)	
Thur			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)	
Fri				
Sat				
Sun				

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick [Y] (please read guidance note 2).	Indoors	
Day	Start	Both		Outdoors	
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick [Y] (please read guidance note 2).	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for playing recorded music (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick [Y] (please read guidance note 2).	Indoors
Day	Start	Both		Outdoors
Mon				Please give further details here (please read guidance note 3)
Tue				
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)	
Thur				
Fri			Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)	
Sat				
Sun				

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Will this entertainment take place indoors or outdoors or both – please tick [Y] (please read guidance note 2).	Indoors
Day	Start	Finish		Outdoors
Mon				Please give further details here (please read guidance note 3)
Tue				
Wed			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)	
Thur				
Fri			Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)	
Sat				
Sun				

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing		
			Will the facilities for making music be indoors or outdoors or both – please tick [Y] (please read guidance note 2).		
Day	Start	Both	Indoors	Outdoors	Both
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the provision of facilities for making music (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for provision of facilities for making music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick [Y] (see guidance note 2).		
Day	Start	Both	Indoors	Outdoors	Both
			Please give a description of the facilities for dancing you will be providing		
Mon			Please give further details here (please read guidance note 10)		
Tue					
Wed			State any seasonal variations for providing dancing facilities (please read guidance note 11)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)		
Sat					
Sun					

K

Provision of facilities for entertainment of a similar description to that falling within I or J Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment facility you will be providing	
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both – please tick [Y] (please read guidance note 2).	Indoor
				Outdoor
Mon				Both
Tue			Please give further details here (please read guidance note 3)	
Wed			State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within I or J (please read guidance note 4)	
Thur			Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within I or J at different times to those listed in the column on the left, please list (please read guidance note 5)	
Fri				
Sat				
Sun				

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick [Y] (please read guidance note 2).	
Day	Start	Finish	Indoors	✓
				Outdoors
Mon	23.00	05.00	Both	
Tue	23.00	05.00	Please give further details here (please read guidance note 3) Takeaway food service only. No customer seating	
Wed	23.00	05.00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4) None	
Thur	23.00	05.00	Non standard timings. Where you intend to use the premises for the provision of late night entertainment at different times, to those listed in the column on the left, please list (please read guidance note 5)	
Fri	23.00	05.00	None	
Sat	23.00	05.00		
Sun	23.00	05.00		

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box Y) (please read guidance note 7)	On the premises
Day	Start	Finish		Off the premises
Mon			State any seasonal variations for the supply of alcohol (please read guidance note 4)	Both
Tue				
Wed				
Thur			Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)	
Fri				
Sat				
Sun				

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name...A

.....

Address

.....

Postcode

.....

Personal

.....

Issuing li

.....

N

Please highlight matters affecting children (

None

O

Hours premises are open to the public
Standard days and timings
(please read guidance note 6)

Day	Start	Finish
Mon	17.00	05.00
Tue	17.00	05.00
Wed	17.00	05.00
Thur	17.00	05.00
Fri	17.00	05.00
Sat	17.00	05.00
Sun	17.00	05.00

State any seasonal variation (please read guidance note 4)

Non standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)

P

Describe the steps you intend to take to promote the four licensing objectives:

a) **General – all four licensing objectives (b, c, d, e) (please read guidance note 9)**

There are no measures highlighted by my risk assessment except as below

b) The prevention of crime and disorder

A notice will be kept up in the window asking customers to enter and exit the premises quietly, respecting the neighbours, and asking customers not to linger on the forecourt.

c) Public safety

None

d) The prevention of public nuisance

The applicant will ensure that rubbish is cleared regularly during licensed hours from the forecourt and the pavement immediately in front of the premises, out to and including the roadside gutter. The rubbish will be brought inside for disposal with the business waste. In the past, street cleansing asked for a bin to be provided, but this was removed at the request of the Fire Officer because it was repeatedly set alight by carelessly discarded cigarettes.

e) The protection of children from harm

None

Please tick ✓ Yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that if I do not comply with the above requirements my application will be rejected



IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent. (See guidance note 11) If signing on behalf of the applicant please state in what capacity.

Signature

Date

9/15/05

Capacity

owner

For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (please read guidance note 12) If signing on behalf of the applicant please state in what capacity.

Signature

Date

Capacity

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

R. F. May
Pubexpert.com
Longdown farm Cottage
Cadsden

Post town
Princes Risborough

Post code
HP217 0NB

Telephone Number (if any)
07866 758056

If you would prefer us to correspond with you by e-mail your e-mail address (optional)
Rob.may@pubexpert.com

Notes for Guidance

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which would be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. When taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day, e.g. Christmas Eve.
6. Please give the timings in 24 hour clock (e.g. 16:00) and only give details for days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gambling machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

AYLESBURY VALE DISTRICT COUNCIL

APPENDIX 2

MEMO

To: Kerryann Burke
Licensing

From: Richard Swan
Environmental Health Division

Tel ext: 5084

Date: 30/06/05

Our ref: rqs/05/01274

Your ref:

Subject: Subject: Oasis, 177 Cambridge Street, Aylesbury

Further to your licensing consultation dated 20th June 2005.

The Council has received a large number of complaints in recent years regarding noise from customers of food businesses and the other businesses operating through the night in Cambridge Street.

Cambridge Street is currently a mix of commercial and domestic premises with a relatively large amount of traffic being attracted into it until the early hours of the morning. Previously complainants have been told the Council could not control the noise outside the individual businesses and that the late night food businesses did not require a licence.

In view of the historical problems in Cambridge Street I cannot support this application for a food business to run through the night in this area.

Please accept this as my objection to this application. I would like to see conditions on this business introducing a closing time of twelve midnight, at the latest, on any night of the week. I am aware that this is totally at odds with the present operation of this business but it was only tolerated in the up to this point because the Council lacked the powers to intervene on behalf of the residents. In my view the Council would not previously have licensed any food business in this area until 5am and this is the argument that I will put forward in support of the midnight close down.

Richard Swan

Licensing Officer
Aylesbury Vale District Council
66 High Street
Aylesbury
Bucks

2 Bierton Road
Aylesbury
Bucks HP20 1EJ

11th July, 2005.

Dear Sir,

Re: OASIS Take Away - 177, Cambridge Street, Aylesbury.

I am writing to object to OASIS being granted a license to open from 11 a.m. until 5 a.m. on the grounds of Public Nuisance.

These premises are already open until 5 or 6 a.m. and there is always some sort of trouble there. The police have been called out numerous times to deal with fighting etc.,

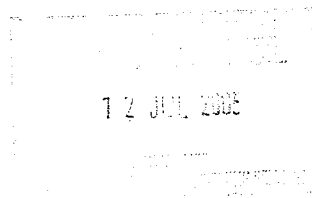
We local residents need a bit of peace and quiet, and don't want to be up half the night listening to all the goings on coming from OASIS.

Please reject this application.

Yours truly,



Robert Reidy.



Licensing Officer
Aylesbury Vale District Council
66, High Street
Aylesbury
Bucks.

2, Bierton Road
Aylesbury
Bucks
HP20 1EJ

11th July, 2005.

Dear Sir,

Re: OASIS Take away shop - 177, Cambridge Street, Aylesbury.

This is a letter of objection to the application of extended hours for the Oasis Kebab Take Away, Cambridge Street.

I think the hours should probably be 11 a.m. to 11 p.m. Sunday to Thursday and 11 a.m. to Midnight Friday and Saturday.

For too many years us local residents have had to put up with such a lot of hassle from this particular shop, and it is this shop as all the others close at a reasonable time.

We have all of the following:

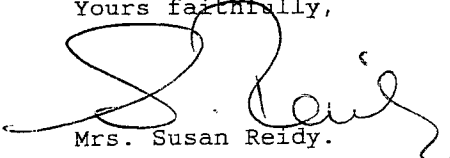
1. Noise from fights and arguments going on until the very early hours. Just last week, Saturday/Sunday 2nd/3rd July at 4.45a.m. I was woken up by two teenage boys in the bus shelter opposite my house, they were sitting on the bench eating their take away meals when a row started. They then threw what was left of their meal into the road and started kicking the advertising signs which woke quite a few people up, me included, and I had to open my window and ask them to be quiet and leave the bus shelter. They did apologise, but then the row started again. Eventually a car came and picked them up.
2. There are always a lot of cars and taxi's parked and double parked outside this shop. It's not just the parking, it's the noise of the radio's and revving of engines and shouting that goes with it.
3. Cambridge Street and the surrounding areas are always in a mess from people not just from this shop, but all the take aways. They have no respect for other people's property and throw their cartons anywhere. The Chicken shop in Cambridge street is probably the worse as people throw chicken bones which can be a danger to dogs and cats. These take aways are also a breeding ground for rats, which the council I know are fully aware.

The kebabs are the worse though where vomit is concerned. They don't seem to be able to keep them down until they reach home and you can often find a pile of someone's sick along the pavements along with coleslaw and an empty box.

And of course at these late opening hours a lot of people need the toilet and they will either go in the bus shelter, inside the opening of Bierton day centre or Ridgeway Court.

I hope you turn down this application of extended hours and will do so for any other food establishment in Cambridge Street also, as We the residents have had our fair share of noise and mess over the years, and now we are able to hopefully put a stop to this with the new licensing laws that have at long last been brought out.

Yours faithfully,


Mrs. Susan Reidy.

Licensing Officer
Aylesbury Vale District Council
66, High Street
Aylesbury
Bucks.

2 Bierton Road
Aylesbury
Bucks
HP20 1EJ

11 JUL 2005

11th July, 2005.

Dear Sir,

Re: 177 Cambridge Street - Oasis Kebab Shop

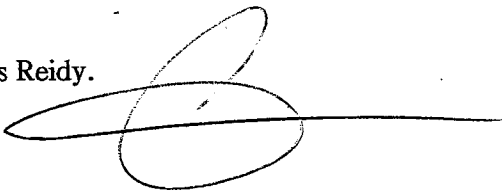
I am writing to object to an extended hours license being granted to Oasis Kebab shop.

This shop is already open all hours and seems to bring all the drunks of Aylesbury for late night eating. They don't just get their food and go home, they have to argue and fight and leave their litter all over the place even though there are bins provided for their rubbish.

This kind of shop is already making Cambridge Street a rubbish dump, please don't grant a license as this will only continue to ruin our street.

Yours faithfully,

Chris Reidy.

A handwritten signature in black ink, consisting of a large, stylized loop followed by a horizontal line extending to the right.

Licensing Officer
Aylesbury Vale District Council
66, High Street
Aylesbury
Bucks.

2, Bierton Road
Aylesbury
Bucks
HP20 1EJ

11th July, 2005.

Dear Sir,

Oasis Take Away - 177 Cambridge Street

I am objecting to Oasis Take away being granted an extended opening hours.

My reasons are :

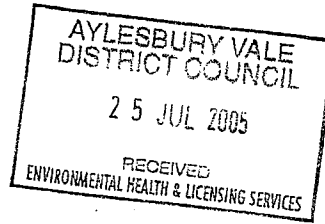
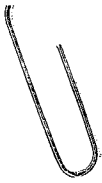
1. This shop seems to bring a lot of trouble to Cambridge Street, fighting on a great number of occasions where the police have had to be called.
2. I worry about the amount of young children that hang around there late at night. This is not the place for youngsters.
3. Members of the Public won't walk past this shop late at night out of fear from some of the customers.
4. This shop has become a real nuisance to all local residents with noise and food wrappers being thrown on to the streets.

Please don't extend their hours. Midnight is late enough for any take away.

Yours truly,



Vincent Reidy.



11 Ridgeway Court
Bierton Road
Aylesbury
Bucks
HP20 1ED

July 20th 05

Peter Seal
Licensing Officer
66 High Street
Aylesbury
Bucks
HP20 1SD

Ref: OASIS TAKE AWAY CAMBRIDGE STREET

Dear Mr Seal

We have become aware that the business named above has applied for a licence to trade during the hours 11am to 5am.

Living within a short distance to this business we have experienced the anti-social behaviour of the late night early morning customers that frequent the place.

Our window overlooks the area concerned and often our sleep is disturbed due to noise.

The behaviour leads to public nuisance through litter, noise and damage to the environment around. Our garden is often the place where the rubbish is deposited.

We have had cause to be concerned for safety of ourselves at times but have witnessed a severe beating of a gentleman who sat quietly eating his supper having purchased it from there, not a nice incident!

Public safety is an issue, the people park double in the road, directly over the corner of the side roads and race up the roads to get to the place.

We have observed young children hanging around outside the take away and wonder if this is a safety issue?

We want our objection to be noted and await your reply.

Thank you

Paula Kinsella
Betty Child-Kinsella

Licensing Officer,
Aylesbury Vale District Council,
66, High Street,
Aylesbury,
Bucks.

7, Ridgeway Court,
Aylesbury,
Bucks,

01296 481663

11th July, 2005.

Dear Mr. Seal,

Once again I write a letter of objection with regard to the extension opening hours applied for by Oasis Take Away.

This particular take away seems to have lots of people frequenting it who are not obviously purchasing take away meals.

What they are there for has always been open to speculation.

One would suppose that the demand for take away meals must diminish after a certain hour, and would only become a very occasional requirement not necessitating extra hour opening.

The residents of Ridgeway Court have been long suffering with regard to cars parking and take away rubbish being thrown into our garden, and the use of same being used as a public toilet by the take away customers.

I hope and trust that the Council will as always give their consideration to the residents of Cambridge Street who are long suffering in respect of these take aways

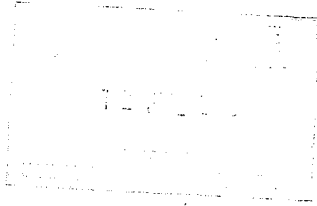
I am yours sincerely,

Mrs. Mary Goodchild.

Mary Goodchild

12 JUL 2005

Attn: Mr. Peter Seal
Licensing Officer
66, High Street
Aylesbury
Buckinghamshire
HP20 1SD
jaypee.jenni@ntlworld.com



Mr & Mrs J.P. Jenni
176 Cambridge Street
Aylesbury
Buckinghamshire
HP20 1BB

Tel: 07906 510 764
Email:

Re: Oasis take away, 177 Cambridge Street, application for a new opening licence.

Dear Mr. Seal,

I am appealing against the application of the "Oasis Take Away" on Cambridge Street to have a licence to open until 5.00 am.

This shop often stays open until 5.00 - 6.00 am now, obviously unlicensed, but denies it. If they are licensed to stay open until 5.00 am what time will they actually close?

The shop attracts late night revellers who have no regard for the decent people living in the area who have to get up for work in the morning, only a short time after the shop closes and the street goes quiet.

The shop customers do not just buy food and leave, they stay for hours shouting, playing car radios and often fighting. - it is like an all night rave in the street.

The Council cannot possibly allow this to be legal and should refuse the Licence.

Looking forward to hearing a sensible decision for the sake of the residents of Cambridge Street.

Yours sincerely.

JP Jenni

J. Jenni

Mrs C Montalbano
103 Cambridge Street
Aylesbury
Bucks
HP20 1BT
(01296) 488682

OBJECTION TO EXTENSION HOURS OF OASIS 177 CAMBRIDGE STREET

Dear Peter Seale,

I am writing to object the opening hours for Oasis on Cambridge Street they are already opening at these times and have done for a long time and it affects us as residents of Cambridge Street.

After the pubs & clubs shut in town, the drunks all come down our street shouting and misbehaving on their way to Oasis. On several occasions it has disturbed my childrens sleep as they are at the front of the house. Oasis customers also eat their take away on the way back down Cambridge Street and leave the remainder of kebab all over the street and many times I have had to clear the mess up myself in front of my door.

This also adds to the reasons why we should have CCTV put in, as it is needed very badly to police this street better.

Yours Sincerely

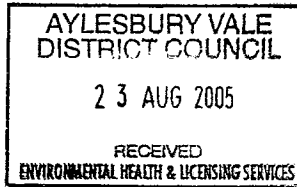


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Peter Seal
Licensing Officer
Aylesbury Vale District Council
66 High St
Aylesbury
HP20 1ZL

CC A Erriass, Oasis
M Saadouni, Mediterranean

Dear Mr Seal

20th August 2005

Oasis and Mediterranean takeaways - representations

As you know I am preparing to represent the operators of these two businesses at a hearing on 13 September. To save time for the committee, my clients and I would have no objection to combining the hearings, so long as it is clearly understood that the EHO representation was not made in time to affect the hearing into the Oasis.

For your information I enclose copies of two letters sent today to the EHO and one of the interested parties. I have copied all these letters to the Police licensing officer in case the Police want to comment on the reference I have made to policing the late night trade in Aylesbury.

This hearing has the potential for an unjust outcome, so I am documenting everything carefully in case an appeal will need to be pursued.

Yours sincerely

Rob May

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Mr R Swan
Environmental Health Division
Aylesbury Vale District Council
66 High St
Aylesbury
HP20 1ZL

Dear Mr Swan

20th August 2005

Mediterranean takeaway - representations

I am preparing to represent the operators of the Oasis and the Mediterranean at a hearing on 13 September. You have made a valid representation on the Mediterranean and I am very concerned about the position you have taken.

These are not daytime businesses. The whole point of these businesses is to provide a catering service during anti-social hours, for hospital night staff, taxi drivers, rail workers, Police, other emergency services and shift workers, as well as to the home-going late pub and club trade. They have been operating for many years on this basis, providing a valuable and well-patronised service.

If their hours are curtailed to midnight, as you suggest, these businesses will not survive. This is a serious Human Rights concern, as there has never previously been any suggestion that the authorities could prevent them trading during their key hours – the scope of any previous discussion has been to ensure that such trading does not cause any statutory nuisance. Despite your representation, excessive noise CAN be dealt with by the Council using the EPA 1990. These operators continue to try to ensure that such nuisance does not arise.

The Police have raised no objection. They know that town centre late night takeaways can be a potential flashpoint for trouble, but these ones are in the right place to mitigate that type of problem. They are not in the town centre; they are on a main traffic route back to their homes on foot or by taxi and so encourage late clubbers to start dispersing in an orderly manner. At that time of night there is no public transport. Most club patrons have to walk, and food intake on the way home reduces drunkenness and therefore reduces the potential for trouble.

Representations by Relevant Authorities or interested parties must relate to the premises themselves and to matters in the control of the operators. Even if these takeaways were closed in the early hours of the morning, the street would still be noisy with pedestrians making their way home from the town centre, with taxis and HGVs, which my clients tell me routinely use this road at night. The early morning pedestrians would still be merry and noisy, and sometimes sick.

I hope you will reconsider.

Yours sincerely



R F May MA, FRICS, ABII



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Mrs M Goodchild
7 Ridgeway Court
Aylesbury
Bucks

Dear Mrs Goodchild

20th August 2005

Oasis and Mediterranean takeaways - representations

I am preparing to represent the operators of these two businesses at a hearing on 13 September.

In your letter about the Mediterranean you have made a rather vague statement that "This particular takeaway seems to have lots of people frequenting it who are not obviously purchasing takeaway meals. What they are there for has always been open to speculation." It is difficult for me to respond constructively to this kind of statement so I would be grateful if you could clarify what you mean.

It is part of my role and that of the sub-committee to consider what steps can be taken to mitigate specific nuisances to local residents, when they are clearly expressed.

Yours sincerely

A handwritten signature in black ink, appearing to read "Rob May". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Rob May