Merton Council Licensing Sub-Committee

Membership

Councillors:

Stan Anderson

Tobin Byers

David Simpson CBE

A meeting of the Licensing Sub-Committee will be held on:

Date: 3 June 2015

Time: 6.30 pm

Venue: Council chamber - Merton Civic Centre, London Road, Morden

SM4 5DX

Agenda for this meeting

1 Appointment of Chair

2 Declarations of Interest

3 Morden Hall, 21 Morden Hall Road, Morden, SM4 5JD 1 - 42

Note on declarations of interest

Members are advised to declare any Disclosable Pecuniary Interest in any matter to be considered at the meeting. If a pecuniary interest is declared they should withdraw from the meeting room during the whole of the consideration of that matter and must not participate in any vote on that matter. If members consider they should not participate because of a non-pecuniary interest which may give rise to a perception of bias, they should declare this, withdraw and not participate in consideration of the item. For further advice please speak with the Assistant Director of Corporate Governance.

This is a public meeting and attendance by the public is encouraged and welcomed. For more information about the agenda and the decision making process contact democratic.services@merton.gov.uk or telephone 020 8545 3616.

Press enquiries: press@merton.gov.uk or telephone 020 8545 3181

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For more information about Merton Council visit www.merton.gov.uk

Summary of procedure

- 1. Declarations of Interest
- 2. Welcome by Chair remind parties that the hearing is being recorded
- Chair asks parties if they accept the accuracy of the Notice of Hearing and that all relevant Notices, Applications and representations have been included.
- 4. Chair asks the parties if they have, since the issue of the notice, resolved any of the issues and if so to outline their proposed solution. If all issues are covered by this solution then go to stage 10, otherwise use the following procedure to address the remaining points.
- 5. Chair outlines procedure as follows:
- 6. Applicant
 - Applicant's brief statement clarifying their application and addressing any points of clarification raised in the Notice of Hearing
 - Applicants witnesses (if any) to speak on points of clarification raised in the Notice of Hearing.
 - Questioning of the applicant by other parties
 - (1) Questioning of the applicant by members
- 7. Other parties (It is suggested that responsible authorities are taken first and then public representations)
 - Party's brief statement clarifying their representation and addressing any points of clarification raised in the Notice of Hearing.
 - Party's witnesses (if any) to speak on points of clarification raised in the Notice of Hearing
 - Questioning of the party by the applicant
 - If the party is a responsible authority then questioning of the party by other parties may be appropriate.
 - (1) Questioning of the party by members
- 8. Other parties summarise their points
- 9. Applicant summarises their points
- 10. (2) Legal Officer asked for any comments
- 11. (2) Licensing Officer asked for any comments
- 12. Chair advises parties that the sub-committee will retire to consider the issues and take legal advice after which the public session will be resumed.
- 13. Sub-committee retires to consider the issues and take legal advice
- 14. Sub-committee reconvenes
- 15. Legal advice given in private session repeated in public by legal officer
- 16. Decision of sub-committee given parties advised that a Notice of Determination will be sent to them **OR** parties advised of the date when a determination will be made.
- 17. Close of hearing
- (1) Members can ask any question of any party at any time but should normally try to do so at these points.
- (2) Legal and Licensing Officers should be involved at any stage where members feel they can be of assistance but a particular point should be made of asking for their comments at this stage

Licensing sub-committee Report and Notice of Hearing

Subject of hearing: Morden Hall, 21 Morden Hall Road, Morden, SM4 5JD

Date: Wednesday 3 June 2015

Time: 18.30

Venue: Council Chamber

Merton Civic Centre, London Road, Morden, Surrey, SM4 5DX

Date of issue of this notice: 18 May 2015

- 1. Special Policy Area (premises licences and club certificates)
- 1.1 The premises are not in the special policy area.
- 2. Type of hearing and powers of the sub-committee
- 2.1 The sub-committee is required to determine the application by taking such of the steps set out below (if any) as it considers necessary for the promotion of the licensing objectives.
- 2.2 In making their determination the sub-committee must have regard to the Licensing Act 2003, the licensing objectives, guidance issued by the Secretary of State and Merton's Licensing Policy.
- 2.3 Application for a premises licence.

3. Hearing papers

The applications, notices and representations for determination by the subcommittee are contained in the hearing bundle (attached) together with any relevant existing licence. This includes any documents which must be sent to any of the parties to the hearing under Regulation 7(2) and Schedule 3 of The Licensing Act 2003 (Hearings) Regulations 2005. This bundle has been issued to all parties to the hearing and forms part of this report.

4. Legal advice to the sub-committee

4.1 A legal officer appointed by the Head of Civic and Legal Services will attend the hearing to advise the sub-committee on statutory provision and legal matters.

5. Licensing Officer Comments

- 5.1 This is a new premises licence application.
- 5.2 The following regulated activities and opening hours have been applied for:

The Sale by Retail of Alcohol (for consumption on and off the premises)

Monday to Sunday: 07:00 to 01:00

Late Night Refreshment

Monday to Sunday: 23:00 to 01:30

Recorded Music/ Live Music/ Performance of Dance/ Similar Entertainment

Monday to Sunday: 08:00 to 01:00

Performance of Plays/ Showing of Films

Monday to Saturday: 07:00 to 23:00

Sunday: 07:00 to 22:00

Premises Opening Hours

Monday to Sunday: 07:00 to 01:30

- 5.3 One representation has been received from a local resident.
- A representation received by the Environmental Health (Pollution Team) was withdrawn following an agreement with the applicant to amend the operating schedule to include conditions on the premises licence. These conditions have been included separately in the hearing papers.

For enquiries about this hearing please contact

Democratic Services Civic Centre London Road Morden SM4 5DX

Telephone: 020 8545 3616

Email: democratic.services@merton.gov.uk

Parties to the hearing

This document forms part of the notice of hearing.

The following are parties to the hearing having submitted relevant applications, notices or representations under the statutory provisions indicated:

Applicant:						
Morden Reality Management, Morden Hall, 21 Morden Hall Road, Morden, SM4 5JD						
Statutory Authorities						
Interested Parties						
M Beckett						

Rights of parties to the hearing

This document forms part of the Notice of Hearing.

The hearing will be conducted by a three member sub-committee of Merton's Licensing Committee.

You have the right to attend the hearing and may be assisted or represented by any person whether or not that person is legally qualified. You should notify us if you wish to be represented or assisted in this way on the accompanying response form.

You may also request that other persons be permitted to appear at the hearing to assist the sub-committee on particular points relating to the matter under consideration. You should notify us of any persons you wish to attend on the accompanying response form.

At the hearing you are entitled to:

- a) respond to any points of clarification detailed in the Notice of Hearing;
- b) if given permission by the sub-committee hearing this matter, ask questions of other parties; and
- c) address the sub-committee.

If you do not attend the hearing the sub-committee may proceed in your absence or it may adjourn to another specified date and time. If the hearing proceeds in your absence any application, notice or representation you have made will be considered by the sub-committee. It would be helpful if you could notify us as soon as possible if you are not going to attend the hearing.

Please complete and return the accompanying response form by the response date shown on the Notice of Hearing. Alternatively you can send an email to democratic.services@merton.gov.uk with the relevant information.

A copy of the procedure to be followed at the hearing is attached.

A guide to licensing hearings in Merton is attached

Procedure to be followed at the hearing

This document forms part of the notice of hearing

Regulations referred to in this procedure are reproduced under Note ⁽³⁾ at the end of the procedure

- Declarations of interest.
- 2. Welcome by Chair of the licensing sub-committee and outline of the order of proceedings.
- 3. The Chair will advise parties⁽¹⁾ that the proceedings are being recorded.
- 4. The papers before the sub-committee comprise this Notice of Hearing and any applications, notices or representations and include:
 - The application
 - Representations and notices
 - List of parties to the hearing.
- 5. Points which the authority has raised in the Notice of Hearing as points on which it will be seeking clarification
- 6. Comments of Licensing officers on any factual or technical aspects of the application, notices or representations
- 7. Any other relevant matters and requirements
- 8. The Chair will ask parties if they are satisfied with the accuracy of the papers issued and the sub-committee will resolve any issues on this point.
- 9. The Chair will ask officers and parties if there are any other procedural points to deal with and these will be resolved before proceeding.
- 10. The Licensing officer will advise the hearing if any representations or notices have been withdrawn since the issue of the Notice of Hearing.
- 11. The Chair will advise parties that if they introduce new documentary or other information in support of their application, notice or representation the consent of other parties to the consideration by the sub-committee of such information will be sought.
- 12. The sub-committee will consider, under regulation 22, requests from parties made under Regulation 8(2) for other persons to be permitted to appear before the hearing.
- 13. The sub-committee will determine the order in which parties (other than the applicant) will be heard and so advise those present.
- 14. The Chair will advise the parties that they have no rights to question persons appearing under the provisions of regulations 8(2) and 22 and that their right to question other parties can only be exercised with the permission of the subcommittee. The Chair will also advise the parties that under regulation 23 cross-examination is not allowed unless the sub-committee feels that this is required for it to consider the matters before it. If parties wish to put questions to other parties or persons appearing under the provisions of regulations 8(2) or 22 they should seek the permission of the sub-committee and direct such questioning via the chair.

15. Applicant

- i) The applicant will be asked if there is anything they wish to add to or clarify about their application
- ii) The applicant will address the points for clarification raised by the authority in the Notice of Hearing
- iii) Persons appearing under regulations 8(2) and 22 as notified by the applicant will address the hearing
- iv) If the sub-committee considers it necessary it may allow other parties to put questions to the applicant and persons appearing under the provisions of regulations8(2) and 22 notified by the applicant who have addressed the hearing
- v) The sub-committee members will put any questions to the applicant and persons appearing under the provisions of regulations8(2) and 22 notified by the applicant who have addressed the hearing
- vi) The applicant will be asked if they have any further points arising from points raised in questioning

16. Other parties⁽²⁾

- i) The party (party A) will be asked if there is anything they wish to add to or clarify about their representation or notice
- ii) Party A will address the points for clarification raised by the authority in the Notice of Hearing
- iii) Persons appearing under regulations 8(2) and 22 as notified by the Party A to address the hearing
- iv) If the sub-committee considers it necessary it may allow the applicant to put questions to Party A and persons appearing under the provisions of regulations8(2) and 22 notified by Party A who have addressed the hearing
- v) If the sub-committee considers it necessary it may allow other parties to put questions to Party A and persons appearing under the provisions of regulations8(2) and 22 notified by Party A who have addressed the hearing
- vi) The sub-committee members will put any questions to Party A and persons appearing under the provisions of regulations8(2) and 22 notified by Party A who have addressed the hearing
- vii) Party A will be asked if they have any further points arising from points raised in questioning
- 17. Repeat above stage for each subsequent party.
- 18. Licensing officer to be asked if they have any comments
- 19. Other parties close by summarising their points.
- 20. Applicant closes by summarising their points.
- 21. The Chair will then ask the sub-committee's licensing and legal adviser if there are any further matters to be considered prior to a determination being made. If there are such other matters they will then be disposed of as appropriate.

- 22. If the sub-committee is not going to determine the application at the conclusion of the hearing it will so advise those present and inform them of the date and time that their determination will be made in public. Determinations must be made in accordance with the provisions of regulation 26.
- 23. If the sub-committee feels that it needs to go into private session to discuss any issues with its legal adviser it will advise those present that it will resume in public session at the conclusion of any such discussion when the advice it has received from its legal adviser will be read into the public record of the meeting.
- 24. At the conclusion of any private session the sub-committee will return to public session and the legal adviser will inform the hearing of any advice given in private session.
- 25. In cases where the sub-committee is not going to make its determination at the conclusion of the hearing it will then adjourn the meeting to a specified date and time. In all other cases it will discuss and determine the matter before it.
- 26. The Chair will advise parties to the hearing that they will be notified in writing of the determination, thank the parties for their attendance and close the meeting.

Where this procedure is silent the sub-committee may make such arrangements as necessary to ensure the rights of parties to hearings and for the proper discharge of its duties under the Licensing Act 2003 and any guidance or regulations issued by the Secretary of State.

Notes

- ¹ Regulation 15 allows parties to be represented or assisted at the hearing by any person whether or not that person is legally qualified. Any reference to a party in this order of procedure should be taken to include a reference to a person assisting or representing a party.
- ² Similar objections will be grouped together as far as possible and a common spokesperson sought. The regulations treat each objector as a party in their own right. If they do not agree to being grouped they will be treated as an individual party.

³Extracts from the regulations:

- **8.**(1) A party shall give to the authority within the period of time provided for in the following provisions of this regulation a notice stating:
 - (a) whether he intends to attend or be represented at the hearing;
 - (b) whether he considers a hearing to be unnecessary.
- 8. (2) In a case where a party wishes any other person (other than the person he intends to represent him at the hearing) to appear at the hearing, the notice referred to in paragraph (1) shall contain a request for permission for such other person to appear at the hearing accompanied by details of the name of that person and a brief description of the point or points on which that person may be able to assist the authority in relation to the application, representations or notice of the party making the request.
- 22. At the beginning of the hearing, the authority shall explain to the parties the procedure which it proposes to follow at the hearing and shall consider any request made by a party under regulation 8(2) for permission for another person to appear at the hearing, such permission shall not be unreasonably withheld.

- **23.** A hearing shall take the form of a discussion led by the authority and cross-examination shall not be permitted unless the authority considers that cross-examination is required for it to consider the representations, application or notice as the case may require.
- **26.**(1) In the case of a hearing under:
 - (c) section 105(2)(a) (counter notice following police objection to temporary event notice),
 - (d) section 167(5)(a) (review of premises licence following closure order), the authority must make its determination at the conclusion of the hearing.
- **26**.(2) In any other case the authority must make its determination within the period of five working days beginning with the day or the last day on which the hearing was held.

London Borough of Merton



LICENSING COMMITTEE HEARINGS A BRIEF GUIDE

Merton Civic & Legal Services October 2005

Introduction

The following pages of this booklet contain guidance on hearings of Licensing Applications by the Council's Licensing Sub-Committee. It is a guide only and not a statement of the law.

The law is to be found in:

- 1 Licensing Act 2003
- 2 The Licensing Act 2003 (Hearings) Regulations 2005
- 3 Guidance issued under Section 182 of the Licensing Act 2003.

Notice of Hearing

This booklet normally accompanies a "Notice of Hearing" as we are required by law to give you certain information with the Notice of Hearing.

Timing of Hearing

On arrival you may find that you may have to wait until the committee can deal with the application you are interested in. This is because the committee may have to deal with other applications on the same day. The committee is called to sit at the published time. There are different applications or items on the committee agenda. The committee may take the items in the order that is most efficient for managing that day's applications. You should therefore ensure that you are there in time for the beginning of the committee meeting as published.

The committee meeting is a public meeting. You are therefore entitled to remain in the committee room when other applications are being dealt with. If you remain you will see other parties participating in the hearing. Unless it is a hearing that you are interested in, you may not participate although you may feel that you can contribute in that application as well. You can only participate in the hearing if you are a "party".

The Licensing Sub-Committee

Licensing Hearings take place before a licensing sub-committee of the Council. There are three members of the sub-committee, a chairperson and two others. Also sitting with the Committee (but not part of the committee) will be the committee clerk and a Legal officer who advises the committee on legal issues. Only these two and any trainees are allowed to adjourn with the committee.

Various persons may also be in the committee room in an official capacity. Where the police have submitted representations they will be in the room as a party. They are not part of the committee. Where the Council's Environmental Health service have submitted representations they will be in the room but as a party not as part of the committee. The Director of Public Health or a Public Health officer may be present, especially if they have submitted a representation. They will be in the room, but not as part of the committee. Finally an officer from the Council's Children, Schools and Families Department may be present. They will not be part of the committee either.

A Licensing officer is usually present. The Licensing officer would have received the application and processed it to ensure that fees have been paid and that it was properly advertised. The Licensing officer is also the officer that receives representations and decides if they are in order. The Licensing officer may be asked to speak at the committee. The Licensing officer is not part of the committee and will not retire with the committee.

Attending a Licensing Hearing

Your Rights as a "Party"

You have the right:

- To attend the hearing
- To be assisted or represented by any person (whether or not the person is legally qualified)
- To address the sub-committee
- To question any party to the hearing (with the permission of the sub-committee)
- To give clarification of any issue on which advance notice of the need for clarification has been given
- To bring a witness or witnesses.

Attending the Hearing (Parties)

You do not have to attend the hearing. Where in response to the Notice of Hearing you have informed us that you do not intend to attend the hearing, then the hearing may proceed in your absence.

Where in response to the notice of hearing you say nothing about attending and you do not attend or are not represented the committee may do one of the following:

- hold the hearing in your absence
- adjourn the hearing to a specified date but only where the committee consider it to be in the public interest.

Procedure to be followed at the Hearing

The hearing will take place in public. This means that anyone whether or not they are parties to the hearing are entitled to be at the meeting and to hear all the information. The committee is allowed to exclude the public from all or part of a hearing. This will be where the committee considers that the public interest in excluding the public outweighs the public interest in the hearing taking part in public. If you believe that this exception to public hearing applies to you, you may ask the committee to consider exercising this power.

The committee will explain the procedure but a written version is included with the Notice of Hearing. Unless required by law to do it differently the committee is allowed to devise its own procedures.

The Hearing as a Discussion

The hearing is intended to be a discussion between the committee and all the parties. In order to make it an orderly discussion some element of formality exists. Consequently there will be an order in which the hearing will follow. The committee Chair will explain the order.

During the hearing the procedure is controlled by the Chair. Whilst the Chair will ensure that parties observe the procedure he or she may have to be firm in moving the hearing on to ensure that it proceeds at a pace that enables it to be dealt with within the

time allocated. In particular the Chair may have to be strict in respect of ensuring that questions to witnesses keep to the issues. The committee may also put reasonable time limits on submissions.

When an application is received by us a number of persons are allowed to make "representations". This includes residents, the police, the Environmental Health service, Public Health, Licensing Authority and the Local Safeguarding Children Board. Those who have made representations are called "parties".

The Law allows the applicant (the person applying for the licence) to have discussions with any of these parties before the hearing – this can lead to an agreed way of dealing with concerns relevant to the parties. (For instance, if Environmental Health is concerned about noise the applicant may offer to fit a noise limiter).

When you attend the hearing you may therefore find that some representations have been withdrawn. Where representations are withdrawn this will usually be because the person making the representations has been given satisfaction about how their concerns will be dealt with. For instance the Local Safeguarding Children Board may have concerns about the welfare of children. The applicant may then agree to accept a condition to the licence dealing with this concern and this may lead to a withdrawal of that representation.

The first thing that the committee will do is to find out what representations have been withdrawn so that the committee only concentrates on outstanding issues.

You must remember that as far as the law is concerned the applicant is entitled to do what they want with their business from a licensing point of view unless their business will offend against the four "licensing objectives" of:

- Prevention of Public Nuisance
- Prevention of Crime and Disorder
- Protection of Children from Harm
- Promotion of Public Safety

Although these objectives are intended for the benefits of residents and businesses, various statutory bodies are given responsibility for those objectives and it is expected that they will make representations if those objectives are under threat. These statutory bodies are called "Responsible Authorities".

The Responsible Authorities are as follows:

- The Chief Officer of Police
- The Local Fire Authority
- The Local Enforcement Agency for Health & Safety At Work Act 1974
- The Local Authority with Responsibility for Environmental Health
- The Local Planning Authority
- Local Licensing Authority or any Licensing Authorities
- A body representing those interested in the protection of children and recognised by the council (Local Safeguarding Children Board).
- The Local Public Health Authority

The guidance issued by central government advises that as a matter of practice the committee should seek to focus the hearing on the steps needed to promote the licensing objective which gave rise to the hearing. If your representations or application does not show how these four licensing objectives are affected, promoted or effected, then it is not likely to persuade the committee.

The hearing will probably be in two distinct parts. The first part is where the application and representations are made. The first part ends when the committee retires to consider the evidence.

The second part of the hearing is when the committee returns. The main purpose of the second part is to allow the parties to be told what legal advice (if any) has been received during the deliberations in private. The committee will then announce their decision.

This is then the end of the hearing. The decision will be communicated to the parties in writing.

The committee will then move on to consider the next application (if any).

Appeal

There is a right of appeal to the Magistrates Court. You need to take legal advice on which Magistrates Court to go to. The appeal has to be lodged with the Magistrates Court within a period of 21 days beginning on the day you were notified by the Council of the decision appealed against.

Conclusion

This is necessarily a brief guide. It is not a Statement of Law. For this you will need to take legal advice.

Contacts

(i) Licensing team:

• email: licensing@merton.gov.uk

Tel: 020 8545 3025

(ii) Meeting arrangements - Democratic Services:

email: democratic.services@merton.gov.uk

• Tel: 020 8545 3616

(iii) All press contacts - Merton's Press office:

email: press@merton.gov.uk

Tel: 020 8545 3181

(iv) London Borough of Merton:

Address: Civic Centre, London Road, Morden, SM4 5DX

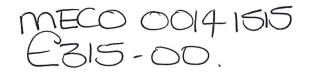
Tel: 020 8274 4901

Useful links

Merton Council's Web site: http://www.merton.gov.uk

- Licensing Act 2003 http://www.hmso.gov.uk/acts/acts2003/20030017.htm
- Guidance issued by the secretary of State for Culture Media and Sport http://www.culture.gov.uk/Reference_library/Publications/archive_2004/guidance issued under section 182 of the licensing act 2003.htm
- Regulations issued by the Secretary of State for Culture, Media and Sport http://www.culture.gov.uk/what_we_do/Alcohol_entertainment/lic_act_reg. htm
- Merton's Statement of Licensing policy http://www.merton.gov.uk/licensing/
- Readers should note the terms of the legal information (disclaimer)
 regarding information on Merton Council's and third party linked websites.
- http://www.merton.gov.uk/legal.htm
- This disclaimer also applies to any links provided here.

WK/201500338



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/We MORDEN REALTY MANAGEMENT (Insert name(s) of applicant) apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003 Part 1 - Premises Details Morden Hall 21 Morden Hall Road Morden Post town Sutton Postcode **SM4 5.ID** Telephone number at premises (if any) 07766880905 Non-domestic rateable value of premises **£BAND C FOR GROUND FLOOR (£315 FEE)** Part 2 - Applicant Details Please state whether you are applying for a premises licence as Please tick as appropriate a) an individual or individuals * please complete section (A) b) a person other than an individual * i. as a limited company X 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)

e)	the proprietor of	f an educationa	l establishmen	t		please compl	ete section (B)		
f)	a health service	body				please compl	ete section (B)		
g)	a person who is Standards Act 2 hospital in Wale	000 (c14) in re				please compl	ete section (B)		
ga)	a person who is of the Health an meaning of that England	d Social Care	Act 2008 (with	in the		please compl	ete section (B)		
h)	the chief officer and Wales	of police of a	police force in	England		please compl	ete section (B)		
* If yo	* If you are applying as a person described in (a) or (b) please confirm:								
Please	tick yes								
I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or									
ı am m	aking the applications statutory function		to a					П	
	a function discl		e of Her Majes	sty's preroga	ative				
(A) IN	DIVIDUAL AP	PLICANTS (f	ill in as applica	able)					
Mr	Mrs [Miss		Ms 🗌		r Title (for ple, Rev)			
Surna	me			First nar	nes				
I am 1	8 years old or over	er				☐ Pleas	se tick yes		
differe	Current postal address if lifterent from premises address								
Post town Postcode									
Daytir	ne contact telep	hone number				***************************************			
E-mai (option	l address nal)		1						

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr Mrs	☐ Miss ☐	Ms		ner Title (for imple, Rev)				
Surname		Fir	st names					
I am 18 years old or o	over			☐ Pleas	se tick yes			
Current postal address if different from premises address								
Post town				Postcode				
Daytime contact tele	ephone number							
E-mail address (optional)								
Please provide name registered number.	(B) OTHER APPLICANTS Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.							
Name Morden Realty Mana	gement Ltd							
Address 797 Harrow Road Sudbury Town HA0 2LP								
Registered number (w 08067192	where applicable)							
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company								
Telephone number (if	f any)							
E-mail address (option	nal)	-						

	, ,								
Whe	n do you want the premises licence to start?	DD MM YYYY 1 0 5 2 0 1 5							
	u wish the licence to be valid only for a limited period, when do you it to end?	DD MM YYYY							
Morwall Follo lease into the Ca site gard	Please give a general description of the premises (please read guidance note 1) Morden Hall is a Grade II listed building situated within Morden Hall Park bordered on two sides by walls and two sides by River Wandle. This property is currently owned by the National Trust. Following several years of disuse the current owners Morden Realty Management has acquired the ease. After considerable investment, closely watched by the National Trust, the building is to back into use as a bespoke Function Venue. This application covers phase 1, which is the development of the Ground Floor. Phase 2 will be the upper floors. The primary function rooms are the main room & a site for a marquee adjacent to it. There are Bars, Kitchens & Lounge Areas. The large picturesque gardens will be used. There is a very large car park.								
pleas	f 5,000 or more people are expected to attend the premises at any one time, lease state the number expected to attend.								
Wha	t licensable activities do you intend to carry on from the premises?								
(Plea	se see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to	to the Licensing Act 2003)							
Prov	ision of regulated entertainment	Please tick any that apply							
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)	\boxtimes							
f)	recorded music (if ticking yes, fill in box F)	\boxtimes							
g)	performances of dance (if ticking yes, fill in box G)	\boxtimes							
h)	anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)								

Part 3 Operating Schedule

Provision of late night refreshment (if ticking yes, fill in box I)	\boxtimes
Supply of alcohol (if ticking yes, fill in box J)	\boxtimes

In all cases complete boxes K, L and M

\mathbf{A}

(please	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 (please read guidance note 2)	Indoors	×
<u> </u>		-		Outdoors	Ш
Day	Start	Finish		Both	
Mon	07.00		Please give further details here (please read guidance	note 3)	·
		23.00	This part of the application reflects the multi-facet use of envisage and therefore the need to cover all potential cu	of the venue we Istomer requirem	ents.
Tue	07.00				
		23.00			
Wed	07.00		State any seasonal variations for performing plays (pote 4)	olease read guida	ınce
		23.00	New Years Eve to 02.00		
Thur	07.00				
		23.00			
Fri	07.00		Non standard timings. Where you intend to use the	premises for the	<u>e</u>
		23.00	performance of plays at different times to those lister the left, please list (please read guidance note 5)	d in the column	on
Sat	07.00				
		23.00			
Sun	07.00				
		22.00			

	rd days and read guida		Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	×
6)				Outdoors	
Day	Start	Finish		Both	
Mon	07.00		Please give further details here (please read guidance	note 3)	
		23.00	This part of the application reflects the multi-facet use of envisage and therefore the need to cover all potential cu	of the venue we Istomer requiren	nents.
Tue	07.00				
		23.00			
Wed	07.00		State any seasonal variations for the exhibition of fill guidance note 4)	ms (please read	
		23.00	guidance note 4)		
Thur	07.00				
		23.00			
Fri	07.00		Non standard timings. Where you intend to use the exhibition of films at different times to those listed in	premises for th	e the
		23.00	left, please list (please read guidance note 5)	i the column on	tne
Sat	07.00				
		23.00			
Sun	07.00				
		22.00			

Standa	sporting rd days and read guid	d timings	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			
Thur			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)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments		ing	Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick	Indoors	
	Standard days and timings (please read guidance note		(please read guidance note 2)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance	note 3)	
Tue					
Wed			State any seasonal variations for boxing or wrestling (please read guidance note 4)	entertainment	
Thur					
Fri			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)		
Sat					
Sun					

Standa	Live music Standard days and timings (please read guidance note		Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors				
6)				Outdoors				
Day	Start	Finish		Both				
Mon	08:00	01:00	Live music to be played indoors including inside marqu	lease give further details here (please read guidance note 3) ive music to be played indoors including inside marquee will be amplificate music played outdoors will be unamplified. This part of the applicate				
Tue	08:00	01:00	reflects the multi-facet use of the venue we envisage an to cover all potential customer requirements.	d therefore the n	eed			
Wed	08:00	01:00	State any seasonal variations for the performance of read guidance note 4) No seasonal variations.	flive music (plea	ise			
Thur	08:00	01:00			1			
Fri	08:00	01:00	Non standard timings. Where you intend to use the performance of live music at different times to those on the left, please list (please read guidance note 5)	listed in the col	e lumn			
Sat	08:00	01:00	Live music outdoors will be limited to 08:00 hours to 20	0:00 hours.				
Sun	08:00	01:00						

Standa	Recorded music Standard days and timings (please read guidance note		Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors			
6)			,	Outdoors			
Day	Start	Finish		Both			
Mon	08:00	01:00	Please give further details here (please read guidance Recorded music played indoors including inside marque	note 3)	ied.		
			Recorded music played outdoors will kept to an acceptable level an				
Tue	08:00	01:00	finished by 23.00. This part of the application reflects the the venue we envisage and therefore the need to cover a	ne multi-facet us	e of omer		
			requirements.	-			
Wed	08:00	01:00	State any seasonal variations for the playing of recorded music (plear read guidance note 4)				
			No seasonal variations.				
Thur	08:00	01:00					
Fri	08:00	01:00	Non standard timings. Where you intend to use the playing of recorded music at different times to those	premises for the	<u>e</u>		
			on the left, please list (please read guidance note 5)	isted in the cor	шшш		
Sat	08:00	01:00					
Sun	08:00	01:00	,				

Standa	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 (please read guidance note 2)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon	08:00	01:00	Please give further details here (please read guidance This part of the application reflects the multi-facet use convisage and therefore the need to cover all potential cu	of the venue we	onta
Tue	08:00	01:00	envisage and incretore the need to cover an potential co	istomer requirem	ienis.
Wed	08:00	01:00	State any seasonal variations for the performance of guidance note 4) No seasonal variations.	dance (please r	ead
Thur	08:00	01:00			
Fri	08:00	01:00	Non standard timings. Where you intend to use the performance of dance at different times to those liste the left, please list (please read guidance note 5)	premises for the	<u>e</u> 1 on
Sat	08:00	01:00			
Sun	08:00	01:00			

descrip within Standar	ng of a sin otion to that (e), (f) or ord days and read guida	at falling (g) I timings	Please give a description of the type of entertainment years and the application reflects the multi-facet use envisage and therefore the need to cover all potential curves.	of the venue we	•
Day	Start	Finish	Will this entertainment take place indoors or	Indoors	
Mon	08:00	01:00	outdoors or both – please tick (please read guidance note 2)	Outdoors	
				Both	
Tue	08:00	01:00	Please give further details here (please read guidance	note 3)	
Wed	08:00	01:00			
Thur	08:00	01:00	State any seasonal variations for entertainment of a to that falling within (e), (f) or (g) (please read guidan		<u>tion</u>
Fri	08:00	01:00			
Sat	08:00	01:00	Non standard timings. Where you intend to use the entertainment of a similar description to that falling at different times to those listed in the column on the	within (e), (f) o	r (g)
			(please read guidance note 5)	e leit, piease list	
Sun	08:00	01:00			

Standa	ight refres rd days and read guida	d timings	Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	\boxtimes						
6)				Outdoors							
Day	Start	Finish		Both							
Mon	23:00	01:30	Please give further details here (please read guidance This part of the application reflects the multi-facet use of envisage and therefore the need to cover all potential currents.)	of the venue we							
Tue	23:00	01:30	requirements.& facilitate Hot Food & Drink before dep	arture							
Wed	23:00	01:30	State any seasonal variations for the provision of late night refreshmen (please read guidance note 4) No seasonal variations.								
Thur	23:00	01:30									
Fri	23:00	01:30	Non standard timings. Where you intend to use the provision of late night refreshment at different times the column on the left, please list (please read guidance)	s, to those listed	e in						
Sat	23:00	01:30		,							
Sun	23:00	01:30									

~ -												
Standa	of alcohord days and read guida	l timings	Will the supply of alcohol be for consumption – please tick (please read guidance note 7) On the premises									
6)				Off the premises								
Day	Start	Finish		Both	\boxtimes							
Mon	07:00	01:00	State any seasonal variations for the supply of alcohol (please read									
			No seasonal variations.	guidance note 4) No seasonal variations.								
Tue	07:00	01:00										
Wed	07:00	01:00										
Thur	07:00	01:00	Non standard timings. Where you intend to use the	ne premises for the								
			supply of alcohol at different times to those listed in left, please list (please read guidance note 5)		the							
Fri	07:00	01:00	This part of the application reflects the multi-facet use of envisage and therefore the need to cover all potential cu	of the venue we stomer								
			requirements., including Champagne Breakfasts, Corpo	orate Events etc.								
Sat	07:00	01:00										
Sun	07:00	01:00										

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

Name Simon Andrew Robson									
Address 3 Chilmead Farm, Chilmead lane, Nutfield, Surrey,									
Postcode RH1 4EQ									
Personal licence number (if known) RBBC/05/01685/LAPER									
Issuing licensing authority (if known) Reigate & Banstead Borough Council									

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).

No such activities will be allowed.

L

to the p	premises a public d days and read guida	timings	State any seasonal variations (please read guidance note 4) No seasonal variations.
Day	Start	Finish	
Mon	07:00	01:30	
Tue	07:00	01:30	
Wed	07:00	01:30	
			Non standard timings. Where you intend the premises to be open to the
Thur	07:00	01:30	public at different times from those listed in the column on the left, please list (please read guidance note 5)
Fri	07:00	01:30	
	-		
Sat	07:00	01:30	
Sun	07:00	01:30	

M Describe the steps you intend to take to promote the four licensing objectives:
a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)
The property is a Grade 2 listed building owned by the National Trust. The new owners have invested considerable sums in order to re-create the splendour of the building. The nature of the events will be high quality bespoke & private. This will discourage unsuitable groups. The property will be well secured.
b) The prevention of crime and disorder
The venue will primarily be used for pre-booked events, eg Weddings, Functions, Corporate Events Full security in line with the events needs will always be provided by SIA qualified staff. Full CCTV coverage inside & outside the property will be installed including recording facility as standard requirements. The maximum number of customers including is 200 within the function room & 350 in the Marquee. The building will continue to have a full time live in Security Guard.
c) Public safety
Full CCTV coverage inside & outside the property will be installed including recording facility as standard requirements. The maximum number of customers including is 200 within the function room & 350 in the Marquee .Full fire exit & safety plan provided.
d) The prevention of public nuisance
The property has 2 large walls adjacent to the nearest residential properties & considerable gardens & a small river to the other boundary. All external amplified music will be finished by 23.00, Internally by 01.00. Staff will assist with prompt dispersal of the customers in a quiet & thoughtful manner.

e) The protection of children from harm

will be fully traine	d, records kept and refreshed every 6 months. In addition to the DPS, other Person ill be employed. No children will be permitted to drink alcohol anywhere on the	
Checklist:		
	Please tick to indicate agree	
	or enclosed payment of the fee.	\boxtimes
	sed the plan of the premises.	\boxtimes
 I have sent capplicable. 	opies of this application and the plan to responsible authorities and others where	X
 I have enclos supervisor, i 	sed the consent form completed by the individual I wish to be designated premises f applicable.	×
 I understand 	that I must now advertise my application.	\boxtimes
 I understand rejected. 	that if I do not comply with the above requirements my application will be	X
LEVEL 5 ON THE TO MAKE A FA Part 4 – Signatur Signature of appl	ICE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING IE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2 LSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. The results of the specific or of the description of the specific of the specific or	2003,
Signature	Ettajosecom	
Date	8 April 2015.	
Capacity	GAJAN RAJASEKARAN, DIRECTOR.	
For joint applicate agent (please read capacity.	tions, signature of 2 nd applicant or 2 nd applicant's solicitor or other authorised guidance note 12). If signing on behalf of the applicant, please state in what	
Signature		
Date		
Capacity		

SCHEDULE 11 PART A

London Borough of Merton Merton Civic Centre, London Road, Morden SM4 5DX

Consent of individual to being specified as premises supervisor

1 SIMON ANDREW ROSSON OF
[full name of prospective premises supervisor] 2 CHILMEAS FARM, CHILMEAS LANE
[home address of prospective premises supervisor] AMTELD, SUNET. RLII 4TG
hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for
relating to a premises licence
[name and address of plemises to which the application relates] All All All All All All All All All Al
[name of applicant] concerning the supply of alcohol at [name and address of premises to which application relates]
I also confirm that I am applying for, intend to apply for, currently hold a personal licence, details of which I set out below. Personal licence number (Insert personal licence number), if any] Personal licence issuing authority [insert) name and address and telephone number of personal licence issuing authority, if any]
Signed
Name SIMON ROBSON
Dated25TH MARCH 2015

				I UNDERSTAND WHAT THE LICENSING OBJECTIVES REQUIRE OF ME	I HAVE BEEN FULLY TRAINED IN WEIGHTS & MEASURES REQUIREMENTS	I HAVE BEEN FULLY TRAINED IN THE SALE OF OTHER AGED RESTRICTED PRODUCTS	I HAVE BEEN FULLY TRAINED IN THE CUSTOMERS WHO CANNOT BE SOLD ALCOHOL	I HAVE BEEN FULLY TRAINED IN THE POLICIES CONCERNING THE SALE OF ALCOHOL	I HAVE BEEN FULLY TRAINED IN THE THE AGE RECOGNITION POLICY		DATE OF TRAINING→→	STAFF NAME→→	PREVENTION OF CRIME & DISORDER	STAFF TRAINING RECORDS 1
	,									TRAINEE TR SIGNATURE SIGI			PREVENT PUBLIC NUISANCE	MORDEN HALL
										TRAINER SIGNATURE			JISANCE	
										TRAINEE SIGNATURE			PUBLIC SAFETY	
										TRAINER SIGNATURE			SAFETY	
										TRAINEE SIGNATURE			PROTECT	
			Р	age	33	3				TRAINER SIGNATURE			PROTECT CHILDREN	

MORDEN HALL SALE OF ALCOHOL

AGE RECOGNITION POLICY

IF YOU ARE LUCKY ENOUGH TO LOOK

UNDER 25

WE ARE GOING TO ASK YOU FOR I.D.

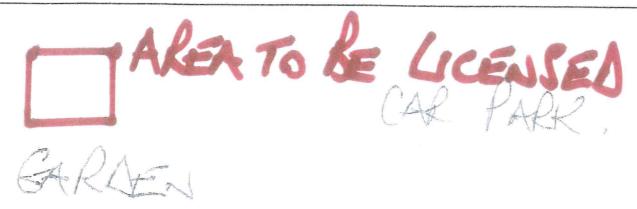
TO PROVE YOU ARE 18

THE ONLY MEANS OF I.D. WE ACCEPT IS;

PHOTO DRIVING LICENSE (PROV &

FULL)

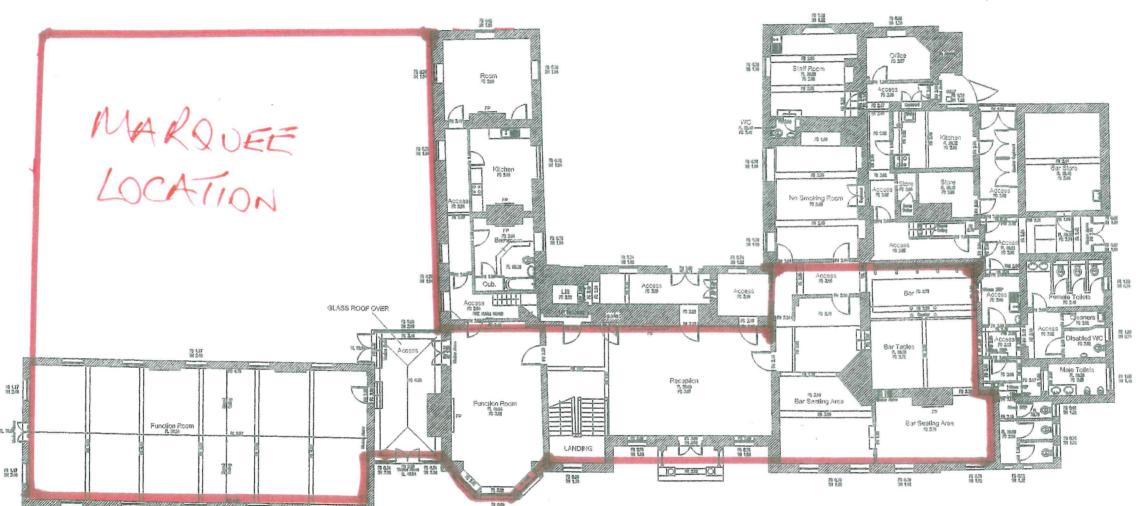
OR VALID PASSPORT



Revision	ons	CONTRACTOR		THE STATE OF THE S
Stage	Date			
	-			
	- Larrange L	The second secon	Drawing No 001	
			Project No 900	TODA
			Date MAY 2012	
			David R Yeaman and Associates , Chartered Architects.	TEL: 020 8424 0801 FAX: 020 8424 2808
Client	MORDEN REALIT 9 WEST HILL, MI	Y MANAGENENT LTD. DDX: HASS RM.		TOTAL CONTRACTOR OF THE SECOND CONTRACTOR OF T
Project	MORDEN HALL	JORDEN HALL RD, MORDEN	LONDON, SM4 5JD - BANQUETING: HOSPITALITY USE & ANCILLARY OFFICES	Wildymank I have been proportional to the control of the control o
Title	EXISTING G.F. PL	AN		

COPYRIGHT This drawing is copyright and must not be copied or reproduced without the written consent of David R. Yeaman and Associates This drawing must not be scaled. The Contractor is to check all levels and all dimensions on site. All works are to be to the satisfaction of Local and Statutory. Authorities and in accordance with current Building Regulations and Cades of Practice.

SCALE 1/100



EXISTING G.F. PLAN A1 SCALE 1/100

ABBREVIATIONS:

Beam Underside Level

Ceiling Level

Floor to Arch Height (Highest Point)

Floor to Arch Spring

Floor to Beam Height

Floor to Ceilling Height

Floor Level

Floor to Head Height

Floor to Sill Height

Floor to Suspended Ceiling Height

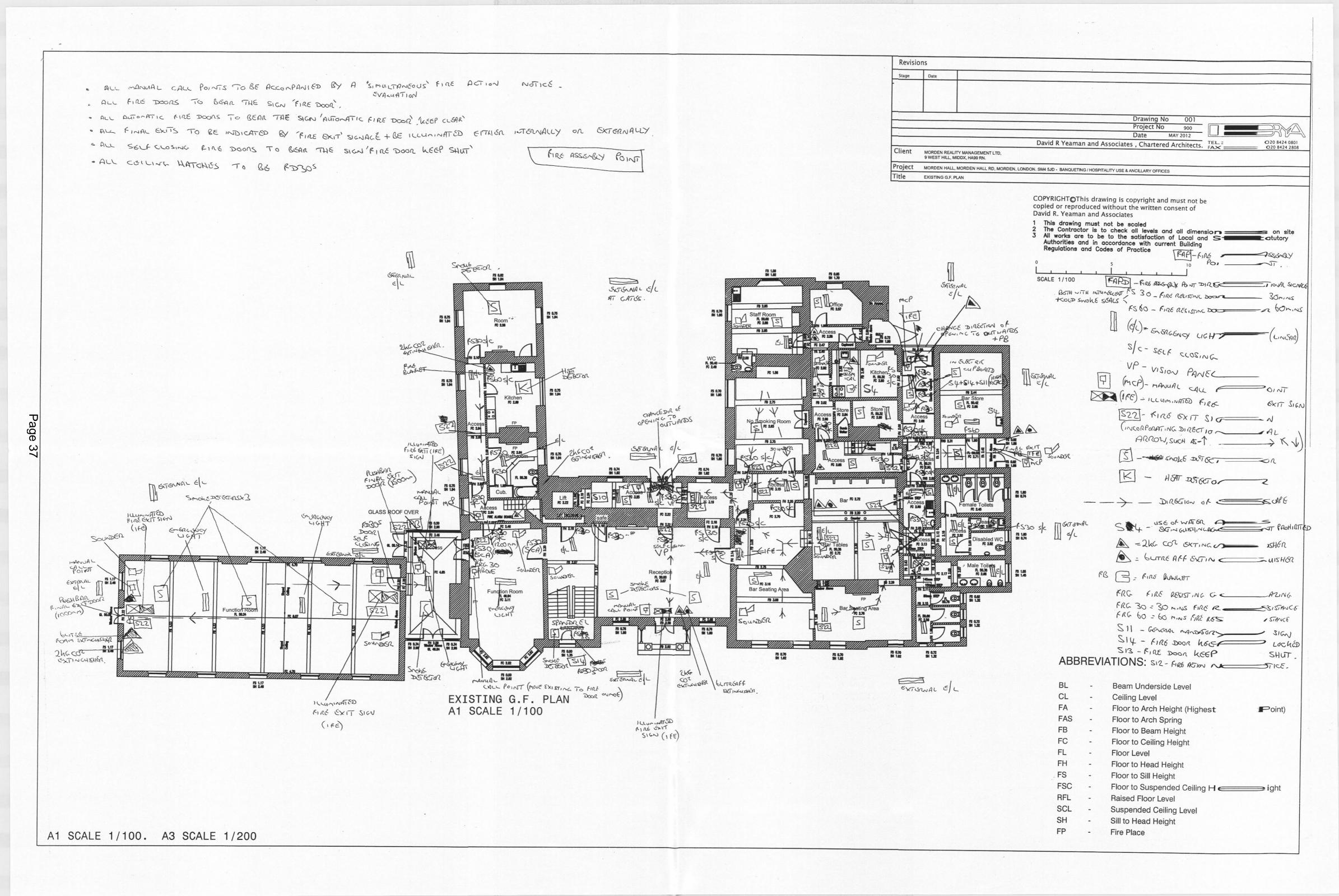
Raised Floor Level

Suspended Ceiling Level

Sill to Head Height

Fire Place

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Conditions agreed with The London Borough of Merton Pollution Team :

The London Borough of Merton Pollution Team has a responsibility to discharge the licence objective relating to public nuisance, and have agreed with the applicant that the following Conditions be attached to the Premises licence, if granted:

- Where activities are taking place that are likely to impact on local residents i.e. live and recorded music, doors and windows are kept shut apart from access and egress
- Where activities are taking place that are likely to impact on local residents i.e. live
 and recorded music, patrols will take place on an hourly basis from 21.00 hours
 onwards at the perimeter of the property to ensure that there is no sound escape. Any
 sound escape from the property shall be addressed immediately and reduced to a
 level that is not audible at the nearest residential property.
- After 11pm these patrols shall also address noisy patrons outside the premises. A
 logbook is to be kept to record such patrols and incidents and shall be made available
 for inspection by Council Officers.
- Clear signs that are a minimum A4 size are placed at exit points stating "This is a residential area please leave quietly".
- The loading and unloading of vehicles and the transfer of materials including refuse and bottle collection shall only take place between the hours of 7 am and 10 pm Monday to Friday, 8 am and 9 pm Saturday and 9am and 9pm Sunday.
- No live and recorded music, other than background should take place in the Marquee.



By virtue of paragraph(s) 1 of Part 1 of Schedule 12A of the Local Government Act 1972.

Document is Restricted

