

# Merton Council

## Licensing sub-committee

### Membership

#### Councillors:

Pauline Cowper

Joan Henry

John Sargeant

A meeting of the Licensing sub-committee will be held on:

**Date: 2 February 2016**

**Time: 11.30 am**

**Venue: Council chamber - Merton Civic Centre, London Road, Morden SM4 5DX**

#### Agenda for this meeting

- 1 Appointment of Chair
- 2 Apologies for Absence
- 3 Declarations of Pecuniary Interest
- 4 Ambaal Foods, 173 Streatham, Road, Mitcham, Surrey, CR4 2AG 1 - 60

#### 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](mailto:democratic.services@merton.gov.uk) or telephone 020 8545 3616.

Press enquiries: [press@merton.gov.uk](mailto:press@merton.gov.uk) or telephone 020 8545 3181

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For more information about Merton Council visit [www.merton.gov.uk](http://www.merton.gov.uk)

## Summary of procedure

1. The Chair will welcome all parties and all present will be introduced/introduce themselves
2. The Chair will confirm the sub-committee hearing procedures, a copy of which was included in the notice and agenda packs sent to all parties.
3. The Chair will ask the Legal Adviser to inform those present that the sub-committee had a briefing prior to the hearing to confirm the procedure and for clarification on any aspect of the application.
4. The Chair will ask Legal Adviser to confirm the process for questioning and whether there had been any requests for adjournments.
5. The Chair will ask the Licensing Officer if there are any technical issues they feel should be brought to their attention i.e. withdrawal of objector/agreed conditions (Note: If all objections are withdrawn then the Sub-Committee may go straight to point 14.  
If all conditions are agreed by all parties then the Sub-Committee may go straight to point 14)
6. The Applicant will present their case. Questions can then be asked of the Applicant by the Responsible Authorities, the interested parties and members of the Sub-Committee.
7. The Responsible Authorities will present their case. Questions can then be asked of the Responsible Authorities by the Applicant, the interested parties, and members of the Sub-Committee.
8. Presentation by any interested party. Questions can then be asked of the interested party by the Applicants, the Responsible Authorities and members of the Sub-Committee.
9. The Chair will ask the Licensing Officer for any comments/ clarifications
10. The Chair will ask the Legal Adviser for any comments/clarifications
11. The Chair will invite closing statements by the responsible authorities
12. The Chair will invite closing statements by the interested parties
13. The Chair will invite closing statements by the Applicant
14. The Chair will announce that the Sub-Committee are retiring for private session. The Legal Officer and Clerk will be invited to also retire.
15. In closed session the Sub-Committee will make their decision. They may ask the Legal Officer for advice during this session.
16. The Sub Committee will return and re-open for public session.
17. The Chair will invite the Legal Officer to present the advice provided during private session.
18. The Sub-committee's decision will be read out either by the Chair or the Chair will invite the Legal Officer to do so.
19. The Chair will inform those present that all parties should receive a written copy of the decision notice within 5 working days, and then close the Hearing



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# London Borough of Merton



## Licensing Act 2003

### Notice of Deferment and Extension of Time Limits

**Date of issue of this notice:** 18 January 2016

**Subject of hearing:** Review of Licence – Ambaal Foods, 173 Streatham Road, Mitcham, Surrey, CR4

The Licensing authority has decided to defer the hearing and extend the time limits applying to this matter as follows:

**Date by which a hearing would normally be required to be held:** 13 January 2016

**Period of extension to time limits applying to holding a hearing:** 15 Working Days

**Reasons for extending the time limits:**

1. The Licensing Sub-Committee considered that in the interest of fairness the Sub-Committee meeting should be deferred so that an Interpreter can be made available to assist the Licence Holder and ensure his full understanding of and participation in the hearing.
2. In making this decision the Sub-Committee took account of Regulations 11 of the Licensing Act 2003 (Hearings) Regulations 2005 (“the Regulations”) which allows an authority to extend a time limit provided for in the regulations where it considers this to be in the public interest and Regulation 12 of the Regulations 2005 which allows the authority to adjourn a hearing where it considers this to be necessary for its consideration of any representations made by a party.
3. The Review will now take place on Tuesday 2 February at 2016

**For enquiries about this matter please contact**

Democratic Services  
Civic Centre  
London Road  
Morden  
Surrey  
SM4 5DX

**Telephone:** 020 8545 3616/3356

**Email:** [democratic.services@merton.gov.uk](mailto:democratic.services@merton.gov.uk)

**Useful documents:**

**Licensing Act 2003**

<http://www.hmso.gov.uk/acts/acts2003/20030017.htm>

**Merton's Statement of Licensing policy**

<http://www.merton.gov.uk/licensing>

# Licensing Sub-Committee Report

Subject of hearing: **Ambaal Foods,**  
**173 Streatham Road, Mitcham, Surrey, CR4 2AG**

Date: **2 February 2016**

Time: **11.30**

Venue: **Council Chamber**

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

## **1. Type of hearing and powers of the sub-committee**

- 1.1 The sub-committee is required to determine the application by taking such of the steps set out below as it considers necessary for the promotion of the licensing objectives.
- 1.2 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.
- 1.3 Review of premises licence: s52
  - (i) To modify the conditions of the licence
  - (ii) To exclude a licensable activity from the scope of the licence
  - (iii) To remove the designated premises supervisor
  - (iv) To suspend the licence for a period not exceeding three months
  - (v) To revoke the licence.

## **2. Hearing papers**

- 2.1 The applications, notices and representations for determination by the sub-committee are contained in the hearing bundles 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.

## **3. Legal advice to the sub-committee**

- 3.1 A legal officer appointed by the Assistant Director of Corporate Governance and Head of Legal Services will attend the hearing to advise the sub-committee on statutory provision and legal matters.

#### 4. Licensing Officer Comments

4.1 This application is for a review of a premises licence sought by the Metropolitan Police on the grounds of the prevention of crime and disorder and the prevention of public nuisance.

4.2 Four representations supporting the application have been received.

#### 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](mailto: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:

<b>Applicant</b>	
Metropolitan Police	
<b>Licensee</b>	
Indralingam Janarthanan	
<b>Statutory Authorities</b>	
LBM Public Health	
LBM Licensing Authority	
<b>Interested Parties</b>	
Councillor Linda Kirby	
A Local Resident (name and address withheld)	



## LICENSING ACT 2003

### Part A Premises licence

Premises licence number

LN/000001460

#### Part 1 - Premises details

Name of premises in whose name this licence is granted and relevant postal address

**Ambaal Store**

Address

**173 Streatham Road  
Mitcham  
Surrey  
CR4 2AG**

Telephone number

Dates where the licence is time limited

**NOT APPLICABLE**

Premises opening hours

**Monday 08:00 - 23:00  
Tuesday 08:00 - 23:00  
Wednesday 08:00 - 23:00  
Thursday 08:00 - 23:00  
Friday 08:00 - 23:00  
Saturday 08:00 - 23:00  
Sunday 10:00 - 22:30**

Sale & supplies of alcohol, whether these are on and/or off supplies

**Off the premises**

Any adult entertainment services, activities or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

**NONE**

### Licensable activities and permitted times authorised by the licence

#### Alcohol Sales - Off the premises

<b>Monday</b>	<b>08:00 - 23:00</b>
<b>Tuesday</b>	<b>08:00 - 23:00</b>
<b>Wednesday</b>	<b>08:00 - 23:00</b>
<b>Thursday</b>	<b>08:00 - 23:00</b>
<b>Friday</b>	<b>08:00 - 23:00</b>
<b>Saturday</b>	<b>08:00 - 23:00</b>
<b>Sunday</b>	<b>10:00 - 22:30</b>

On Christmas Day, from 12.00 to 15.00 and 19.00 to 22.30 hours.

On Good Friday, between 08.00 and 22.30 hours.

Alcohol shall not be sold in an open container or be consumed in the licensed premises.

## Part 2

Name, (registered) address, telephone number of holder(s) of premises licence

**Indralingam Janarthanan**

Registered number of holder, ie company number, charity number etc.

**NONE**

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

**Indralingam Janarthanan**

Issuing authority and licence number of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

**London Borough of Merton  
LN 2012 2760**

## Annex 1 - Mandatory conditions

### Mandatory conditions where licence authorises supply of alcohol

Where this premises licence authorises the supply of alcohol, the following conditions shall apply:

- no supply of alcohol may be made under the premises licence:
  - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
  - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
  - (c) every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

### Mandatory condition: exhibition of films

Where this premises licence authorises the exhibition of films, the admission of children to the exhibition of any film shall be restricted as follows:

- (1) Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children shall be restricted in accordance with any recommendation made by that body.
- (2) Where:
  - (a) the film classification body is not specified in the licence, or
  - (b) the relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question, the admission of children shall be restricted in accordance with any recommendation made by that licensing authority.
- (3) In this section:
  - (a) "children" means persons aged under 18; and
  - (b) "film classification body" means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability of video works for classification).

### Mandatory condition: door supervision

- (1) Where this premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, all door supervisors shall be licensed by the Security Industry Authority (SIA).
- (2) But nothing in subsection (1) requires such a condition to be imposed:
  - in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c.12) (premises with premises licences authorising plays or films), or
  - in respect of premises in relation to:
    - any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
    - any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).
- (3) For the purposes of this section:
  - (a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and
  - (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

### Prohibited conditions: Plays

If this premises licence authorises the performance of plays, no condition shall be attached to the licence as to the nature of the plays that may be performed, or the manner of performing plays, under the licence.

But the above paragraph does not prevent the London Borough of Merton from imposing any condition which it considers necessary on the grounds of public safety.



## Mandatory Licensing Conditions 2010

1.
  - (i) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
  - (ii) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

**Annex 2**  
Conditions consistent with the Operating Schedule

**NONE FOR THE PURPOSES OF THIS CONVERSION UNDER THE TRANSITIONAL PROVISIONS OF THE LICENSING ACT 2003**

**Annex 3**  
Conditions attached after a hearing by the licensing authority

**NONE FOR THE PURPOSES OF THIS CONVERSION UNDER THE TRANSITIONAL PROVISIONS OF THE LICENSING ACT 2003**

## LICENSING ACT 2003

### Part B Premises licence summary

Premises licence number

LN/000001460

#### Part 1 - Premises details

Name of premises in whose name this licence is granted and relevant postal address

**Ambaal Store**

Address

**173 Streatham Road  
Mitcham  
Surrey  
CR4 2AG**

Telephone number

Dates where the licence is time limited

**NOT APPLICABLE**

Premises opening hours

<b>Monday</b>	<b>08:00 - 23:00</b>
<b>Tuesday</b>	<b>08:00 - 23:00</b>
<b>Wednesday</b>	<b>08:00 - 23:00</b>
<b>Thursday</b>	<b>08:00 - 23:00</b>
<b>Friday</b>	<b>08:00 - 23:00</b>
<b>Saturday</b>	<b>08:00 - 23:00</b>
<b>Sunday</b>	<b>10:00 - 22:30</b>

Sale & supplies of alcohol, whether these are on and/or off supplies

**Off the premises**

Any adult entertainment services, activities or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

**NONE**

### Licensable activities and permitted times authorised by the licence

#### Alcohol Sales - Off the premises

<b>Monday</b>	<b>08:00 - 23:00</b>
<b>Tuesday</b>	<b>08:00 - 23:00</b>
<b>Wednesday</b>	<b>08:00 - 23:00</b>
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<b>Saturday</b>	<b>08:00 - 23:00</b>
<b>Sunday</b>	<b>10:00 - 22:30</b>

On Christmas Day, from 12.00 to 15.00 and 19.00 to 22.30 hours.

On Good Friday, between 08.00 and 22.30 hours.

Alcohol shall not be sold in an open container or be consumed in the licensed premises.



## Part 2

Name, (registered) address, telephone number of holder of premises licence

**Indralingam Janarthanan**

Registered number of holder, ie company number, charity number etc.

**NONE**

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

**Indralingam Janarthanan**

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**Application for the review of a premises licence or club premises certificate 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 Sgt Tristan Paoli on behalf of the Commissioner of the Metropolitan Police

*(Insert name of applicant)*

**apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)**

**Part 1 – Premises or club premises details**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> Ambaal Store 173 Streatham Road	
<b>Post town</b> Mitcham	<b>Post code (if known)</b>

<b>Name of premises licence holder or club holding club premises certificate (if known)</b> Janarthanan Indralingham
---

<b>Number of premises licence or club premises certificate (if known)</b> LN/000001460
---

**Part 2 - Applicant details**

I am

**Please tick yes**

- 1) an interested party (please complete (A) or (B) below)
- a) a person living in the vicinity of the premises
  - b) a body representing persons living in the vicinity of the premises
  - c) a person involved in business in the vicinity of the premises
  - d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)

3) a member of the club to which this application relates (please complete (A)  below)

**(A) DETAILS OF INDIVIDUAL APPLICANT** (fill in as applicable)

**Please tick**

Mr  Mrs  Miss  Ms  Other title  
(for example, Rev)

**Surname**

**First names**

**I am 18 years old or over**

**Please tick yes**

**Current postal address if different from premises address**

**Post town**

**Post Code**

**Daytime contact telephone number**

**E-mail address (optional)**

**(B) DETAILS OF OTHER APPLICANT**

Name and address

Telephone number (if any)

E-mail address (optional)

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address Sgt Tristan Paoli Wimbledon Police Station 15 Queens Road Wimbledon SW19 8NN
Telephone number (if any) 07795 665925
E-mail address (optional) Tristan.Paoli@met.police.uk

**This application to review relates to the following licensing objective(s)**

Please tick one or more boxes

- |   |                                     |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety                        | <input type="checkbox"/>            |
| 3) the prevention of public nuisance    | <input checked="" type="checkbox"/> |
| 4) the protection of children from harm | <input type="checkbox"/>            |

**Please state the ground(s) for review** (please read guidance note 1)

Unlicensed sale of alcohol

**Please provide as much information as possible to support the application**  
(please read guidance note 2)

On 6th November 2015 a plain clothes officer was deployed to the premises and was able to purchase four (4) cans of Kronenbourg 1664 (abv 5.5%) at 2335hrs. Their licence hours for the sale of alcohol is until 2300hrs.

There is a high rate of alcohol related anti social behaviour and crime in the area which is exacerbated by the fact people can purchase alcohol from shops after licensed hours.

There are groups in the community who take advantage of this and contribute to the ASB/crime.

**Please tick yes**

Have you made an application for review relating to this premises before

If yes please state the date of that application

Day Month Year

--	--	--	--	--	--	--	--	--	--

**If you have made representations before relating to this premises please state what they were and when you made them**

Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- 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 3 – Signatures** (please read guidance note 3)

**Signature of applicant or applicant’s solicitor or other duly authorised agent** (See guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature



Date

11/11/15

Capacity Police Licensing Officer

**Contact name (where not previously given) and postal address for correspondence associated with this application** (please read guidance note 5)

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

**Notes for Guidance**

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant’s agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.



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

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of the Local Government Act 1972.

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ENVIRONMENT AND REGENERATION DEPARTMENT

Chris Lee - Director



The Licensing Officer  
London Borough of Merton  
Licensing Team  
14<sup>th</sup> Floor Civic Centre  
London Road  
Morden  
SM4 5DX

Licensing Section  
London Borough of Merton  
Merton Civic Centre  
London Road  
Morden SM4 5DX

Direct Line: 020 8545 3798  
Fax: 020 8545 4025  
Email: [licensing@merton.gov.uk](mailto:licensing@merton.gov.uk)

My Ref :  
Please Ask For: Barry Croft  
Your Ref:

Date: 17 November 2015

Dear Sirs,

**Ambaal Store 173 Streatham Road Mitcham Surrey CR4 2AG – Premises  
Licence No. LN/000001460**

**Application to Review a Premises Licence  
Licensing Act 2003**

On behalf of the Licensing Authority, as a Responsible Authority under the Licensing Act 2003, I write to support the Police application for review of the premises licence, which authorises licensable activities at Ambaal Store 173 Streatham Road Mitcham Surrey CR4 2AG. The current premises licence (LN/000001460) authorises the supply of alcohol for consumption off the premises as follows:

**Supply by Retail of Alcohol (off the premises only)  
Monday to Saturday 08:00 to 23:00 hours  
Sunday 10:00 to 22:30 hours**

**Christmas Day from 12:00 to 15:00 hours and 19:00 to 22:30.  
Good Friday from 08:00 to 22:30 hours.**

Hours the premises are currently open to the public:

**Monday to Saturday 08:00 to 23:00 hours  
Sunday 10:00 to 22:30 hours**

The review application submitted by the Police on the ground of the prevention of crime and disorder and the prevention of public nuisance sets out factual information as recorded on the evening of Friday 6 November 2015

relating to the sale by retail of alcohol beyond the permitted hours as authorised by the current premises licence. The review application states a plain clothes officer was deployed to the premises and was able to purchase four (4) cans of Kronenbourg 1664 (abv 5.5%) at 23:35 hours.

Officers of the Licensing Authority attended a public meeting on Monday 1 October 2015 with residents of Garden Avenue and other nearby roads, which was organised by the local MP Siobhain McDonagh and Councillor Linda Kirby. During this meeting residents told officers that Ambaal Store remained open and traded on a regular basis selling alcohol beyond the permitted hours. Furthermore, the selling of alcohol beyond permitted hours regularly contributed to groups of youths gathering outside the store, which has led to anti-social behaviour in the locality.

On Thursday 29 October 2015 a Licensing Officer and I visited Ambaal Store to check on the conditions of licence and to speak to the premises licence holder Mr Indralingam Janarthanan. At the time of our visit a lady was found to be working at the premises, and she unable to speak English. Having identified ourselves the lady made a telephone call to a colleague who also worked at the shop and I was asked to them on the telephone. During the telephone conversation the person did not identify themselves, but they were male and they assured me that the premises always closed at 23:00 hours and did not trade or sell alcohol beyond the hours as stated on their premises licence. Before leaving the premises I left my contact details and telephone number asking for them to be passed onto the owner, and for the owner to contact me urgently.

When I returned to my office on the afternoon of Thursday 29 October Mr Indralingam Janarthanan had called left a message for me. I called him back on the mobile telephone number provided, and I spoke to a person who confirmed they were the premises licence holder for Ambaal Store Mr Indralingam Janarthanan. During the telephone conversation Mr Indralingam Janarthanan stated his premises did not open, and no sales of alcohol were made beyond the permitted hours of his premises licence. I then asked if it were possible for me to return to the premises and to meet him, and view recorded footage of his internal CCTV system. Mr Indralingam Janarthanan agreed to this, but we were unable to agree a date before the Police test purchase operation.

It is the view of the Licensing Authority that the licence holder and their staff have failed to address the licensing objectives, in particular the prevention of crime and disorder and the prevention of public nuisance by not operating in accordance with the authority which has been given by the granting of a premises licence.

The Licensing Authority has no confidence in the operator complying with possible additional conditions or further restrictions, which could be imposed on the premises licence. Based on the information received from nearby local residents during the meeting which took place on Monday 1 October 2015, and the factual evidence obtained by the Police in connection with a sale of alcohol beyond the permitted hours, the premises licence holder has been found to be trading irresponsibly. I therefore seek and considered the revocation of the premises licence to be an appropriate measure on this occasion.

The Licensing Authority reserves the right to submit further supporting evidence in connection with this representation, and to assist in oral evidence to be given at any Licensing Sub-Committee hearing organised to determine this review application.



**Barry Croft**  
**Licensing Manager**  
**Licensing Team**  
**Part of the Joint Regulatory Services Partnership for the**  
**London Borough of Merton and the London Borough of Richmond upon**  
**Thames**



## COMMUNITY AND HOUSING DEPARTMENT

Simon Williams - Director



Public Health  
London Borough of Merton  
Merton Civic Centre  
London Road  
Morden SM4 5DX

*Direct Line:* 020 8545 4834

*Date:* 11 December 2015

To: Licensing Department  
London Borough of Merton  
Merton Civic Centre  
London Road  
Morden SM4 5DX

### Re: Application for review of a Premises Licence under the Licensing Act 2003 – Ambaal Store, CR4 2AG

Application Reference	LN/000001460
Premises address	173 Streatham Road, Mitcham, CR4 2AG
Ward	Graveney
Summary of the application	<p><b>Current License:</b> Supply of alcohol off the premises, Monday to Saturday 08:00 - 23:00, Sunday 10:00-22:30</p> <p><b>Review requested due to breach of a licence condition:</b> Selling four cans of lager (abv 5.5%) at 23:35hrs which is outside of their licensed hours.</p>

As a responsible authority under 2012 amendment to the Licensing Act 2003, Public Health Merton wishes to make representation to the application to review this licence on all four of the licensing objectives:

1. **The prevention of crime and disorder**
2. **Public safety**
3. **Prevention of public nuisance**
4. **The protection of children from harm**

Tackling alcohol misuse is central to achieving the outcomes in Merton's Health and Wellbeing Strategy: giving every child a healthy start in life, supporting people to improve their health, improving wellbeing, resilience and connectedness, and reducing the gap in life expectancy between the east and west of the borough. We want to create an environment and a culture in the borough that prevents problem drinking from starting and provides early help for people who are struggling. One of the ways we will be doing this is ensuring health and wellbeing considerations are presented for consideration in licensing decisions, in order to tackle alcohol-related crime and anti-social behaviour, ensure public safety and prevent harm to children.

The Merton Joint Strategic Needs Assessment (JSNA) chapter on alcohol sets out a summary of the available evidence on alcohol-related behaviours and consequences, as background to the importance of tackling alcohol effectively in the borough: <http://www.merton.gov.uk/health-social-care/publichealth/jsna/lifestyle-risk-factors/adults-substance-misuse/alcohol-jsna.htm>

Ambaal Store is located in the proposed Mitcham Cumulative Impact Zone (CIZ) which will come into force in January 2016, following the review of the borough's Statement of Licensing Policy in 2015. This new CIZ has been proposed due to recognition of the levels of alcohol-related harm in this area.

### **Evidence of detrimental impact on the licensing objectives:**

#### **1. The prevention of crime and disorder**

Local data from the London Ambulance Service suggests that in the year to June 2015, the following incidents occurred within 500 meters of this postcode:

- 54 alcohol related incidents, 3 of which were under the age of 26
- 11 assaults
- 2 head injuries
- 3 least serious injuries, which are often used as a proxy for alcohol related violence

These incidents place the area in the top 30% in Merton for alcohol-related incidents.

This premises is in Graveney Ward which ranks 3<sup>rd</sup> in the borough for antisocial behaviour and sexual assaults. It also has the 5<sup>th</sup> highest level of alcohol related illness in over 18s compared to other wards in the borough.

While these incidents do not relate to this specific premise, the data presented above suggests an existing impact of alcohol consumption in the local area on levels of crime and disorder. Data sheets have been attached for the above data.

#### **2. Public safety**

- Premises is located in the proposed Mitcham CIZ, an area where it is recognised that there is already a problem with the impact of alcohol on public safety.
- The data on assaults, antisocial behaviour and violence above and in the Appendix paints a clear picture of the impact of alcohol consumption in this specific area on public safety. In addition, the recent Annual Residents Survey highlighted that nearly half of all residents in this area of the borough are very worried or fairly worried about people being drunk and rowdy (see Appendix).

#### **3. Prevention of public nuisance**

- Premises is located in the proposed Mitcham CIZ, an area where it is recognised that there is already a problem with the impact of alcohol on public nuisance
- The data on antisocial behaviour and theft above and in the Appendix paints a clear picture of the impact of alcohol consumption in this specific area on public nuisance. As above, the recent Annual Residents Survey highlighted that concern about people being drunk and rowdy is a concern in this area (Appendix).



#### 4. Protection of children from harm

- In younger people, risky drinking behaviour is associated with anti-social behaviour and teenage conceptions.<sup>1</sup>
- Young people are increasingly buying alcohol from friends or relatives, so implementation of laws preventing sales to minors does not necessarily reduce their access. Greater off-license density increases the general availability of alcohol in the home and through friends, family and from passers by.<sup>2</sup>
- The premises is located within 500 metres of 3 schools, and is in the top 5% of areas in the borough for schools within 300-400m.

#### Conclusion

We support the review of this license. We believe that adherence to the existing conditions placed on the license is important in limiting any adverse consequences of the license on the objectives of the prevention of crime and disorder, public safety, the prevention of public nuisance and the prevention of harm to children.

With this in mind, and considering the impact that alcohol has on the nearby area, the new Mitcham CIZ coming into force in January 2016, and the infringement of current licensing conditions by the license holder, we would recommend revoking the current license for Ambaal Stores.

Yours sincerely,

Rebecca Spencer  
Health Improvement Officer

On behalf of Public Health Merton

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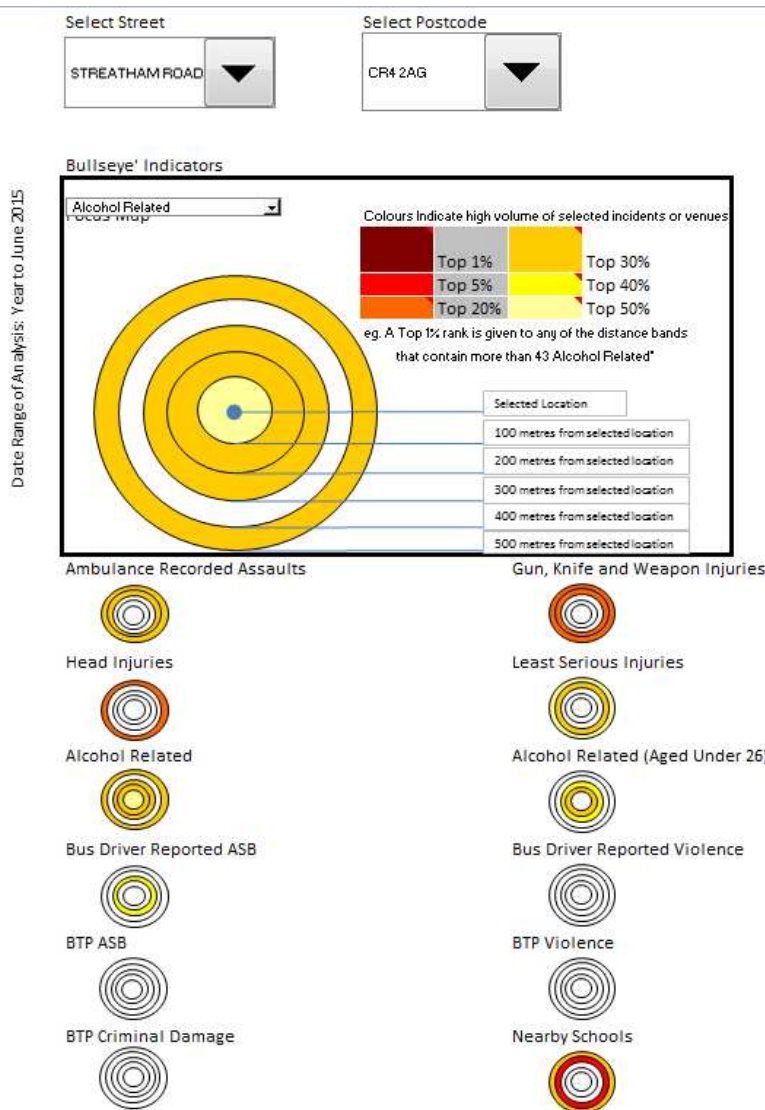
<sup>1</sup> Merton JSNA: <http://www.merton.gov.uk/health-social-care/publichealth/jsna/lifestyle-risk-factors/adults-substance-misuse/alcohol-jsna.htm>

<sup>2</sup> Alcohol Concern, One On Every Corner; [http://www.alcoholconcern.org.uk/wp-content/uploads/woocommerce\\_uploads/2014/12/one-on-every-corner.pdf](http://www.alcoholconcern.org.uk/wp-content/uploads/woocommerce_uploads/2014/12/one-on-every-corner.pdf)

**LBM Public Health preliminary data scan for the following premises:**

**Ambaal Store, 173 Streatham Road, Mitcham, CR4 2AG**

**A. SafeStats bullseye dashboard for Streatham Road, CR4 2AG:**



**Headlines related to postcode: BULLSEYE DATA (this page):**

- 51 alcohol related incidents within 500m of this postcode in the year to June 2015; 3 alcohol related incidents in those aged under 26 years old.
- Within 500m of the postcode: incidents of head injuries – 2 in the year to June 2015 (top 20% rank in the borough).

**TRAFFIC LIGHT DATA (PTO):**

- Graveney Ward is ranked 5<sup>th</sup> out of 20 wards in Merton for alcohol illness treated by London Ambulance service in those aged 18+, and 3<sup>rd</sup> out of 20 wards for sexual assaults.

Type of data (incidents) <i>in the year to June 2015</i>	Total within 500m
Ambulance recorded assaults	11
Gun, Knife and Weapons injuries	2
Head injuries	2
Least serious injuries	3
Alcohol related	51
Alcohol related (aged under 26)	3
Bus driver reported ASB	1

Bus driver reported Violence	<b>0</b>
BTP ASB	<b>0</b>
BTP Violence	<b>0</b>
BTP Criminal Damage	<b>0</b>
Nearby schools	<b>3</b>

## B. SafeStats traffic light dashboard for postcode CR4 2AG:

[SELECT POSTCODE FROM LIST](#)    WARD:    WARD NAME  
[CLICK HERE>](#)     00BAGD    Graveney

PREVENTION OF CRIME AND DISORDER	
AMBULANCE DATA	
RANK ALL ASSAULTS 10 out of 20 wards	RANK SEXUAL ASSAULTS 3 out of 20 wards
RANK ALL WEAPON INJURIES 6 out of 20 wards	RANK KNIFE INJURY 6 out of 20 wards
RANK GUN INJURIES 1 out of 20 wards	RANK VIOLENCE AGAINST AMBULANCE CREW 11 out of 20 wards

POLICE DATA: recorded crime and ASB	
RANK ALL VIOLENCE 11 out of 20 wards	RANK RAPE 10 out of 20 wards
RANK THEFT FROM PERSON (OTHER) 7 out of 20 wards	RANK PERSONAL ROBBERY 1 out of 20 wards
RANK CRIMINAL DAMAGE 10 out of 20 wards	RANK POSSESSION OF DRUGS 12 out of 20 wards
MPS ASB RANK 3 out of 20 wards	MPS POSSESSION OF WEAPON 6 out of 20 wards

Other data sources	
NIGHT TIME VIOLENT DISORDER 15 out of 20 wards	DELIBERATE FIRES 19 out of 20 wards
Probation Clients with Alcohol misuse Risk 5 out of 20 wards	Probation Clients Alcohol Risk and High risk of causing harm 18 out of 20 wards

ALCOHOL ILLNESS TREATED BY LONDON AMBULANCE SERVICE		
ambulance data		
AGED 8 - 17 12 out of 20 wards	AGED 18 - 25 7 out of 20 wards	
AGED 26 - 39 4 out of 20 wards	AGED 8 - 39 4 out of 20 wards	AGED 18+ 5 out of 20 wards

DEPRIVATION	
ward summaries	
INCOME DEPRIVATION 9 out of 20 wards	EMPLOYMENT DEPRIVATION 10 out of 20 wards
AVERAGE DEPRIVATION 9 out of 20 wards	RANK BY MOST DEPRIVED SUB WARD AREA 11 out of 20 wards

<http://data.london.gov.uk/datastore/package/indices-deprivation-2010>

PUBLIC TRANSPORT ALCOHOL RELATED INCIDENTS	
BTP DRUNKEN BEHAVIOUR 4 out of 20 wards	TFL ALCOHOL RELATED DISTURBANCE 15 out of 20 wards

WELL BEING	
15	RANK Life Expectancy
11	RANK Incapacity claimant rate -index
6	RANK Crime rate - Index
13	RANK Average Capped GCSE and Equivalent Point Score Per Pupil
11	RANK Unauthorised Absence in All Schools (%)
10	RANK Dependent children in out-of-work families
13	RANK Public Transport Accessibility
3	RANK Homes with access to open space & nature, and % greenspace
5	RANK Subjective well-being average score

<http://data.london.gov.uk/datastore/package/london-ward-well-being-scores>

## APPENDIX 2: Public Health data on alcohol in Merton & Graveney ward (premises location):

Nationally, alcohol is the leading risk factor for preventable death in 15-49 year olds. Nine million adults now drink at levels that increase the risk of harm, of whom 1.6 million show signs of alcohol dependence. The number of people dying due to liver disease in England is rising, in contrast to other major causes of disease that have been declining.<sup>3</sup> The harm of alcohol falls not just on individuals and their health, but on society as a whole. Alcohol misuse is associated with a wide range of criminal offences, including drink driving, being drunk and disorderly, criminal damage, assault and domestic violence, all of which can also indirectly impact on health. In younger people, risky drinking behaviour is associated with anti-social behaviour and teenage conceptions.

The estimated prevalence of binge drinking is 13.8% compared with 14.3% in London and 20.0% nationally. However, this masks differences across the borough. Estimated levels of the adult population drinking at 'increasing risk' (21%) and 'higher risk' (7.2%) are above London average, and again, drinking patterns vary across the borough.

In terms of alcohol harm overall, in 2012 Merton ranked 55 out of 326 local authorities (Local Alcohol Profiles for England, LAPE 2012) but was in the higher percentiles for:

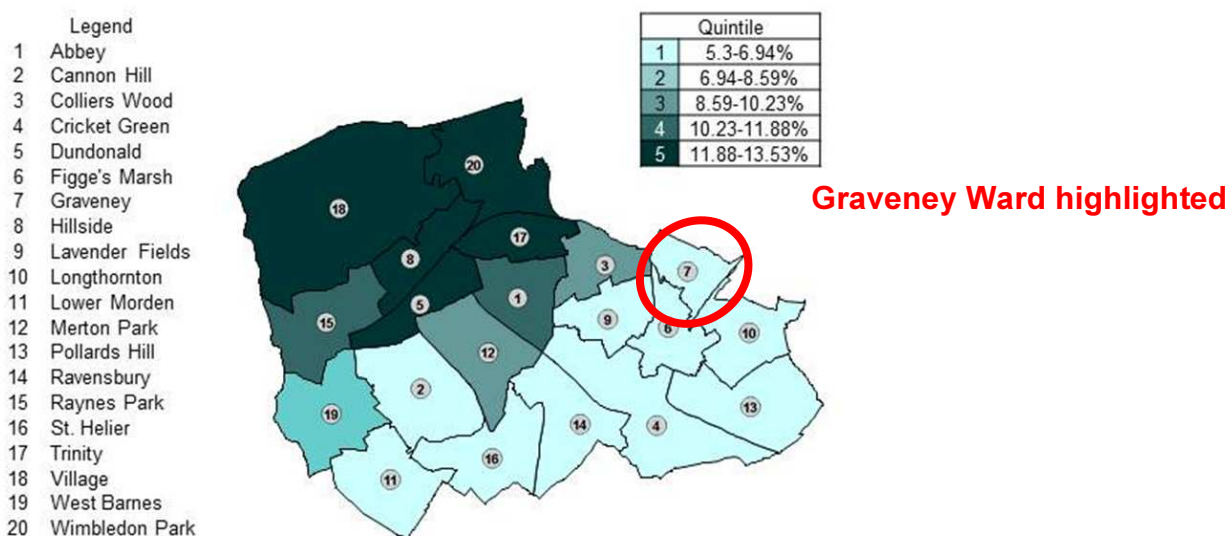
- Male mortality chronic liver disease (104/326)
- Female alcohol-specific hospital admissions (106/326)
- Male alcohol-specific hospital admissions (109/326)
- Male alcohol-attributable hospital admissions (151/326)
- Alcohol-related violent crimes (192/326)
- Alcohol-related sexual offences (208/326).

The amount of harm caused by alcohol also varies across the borough.

**Figure 1: Residents reporting drinking alcohol every day**

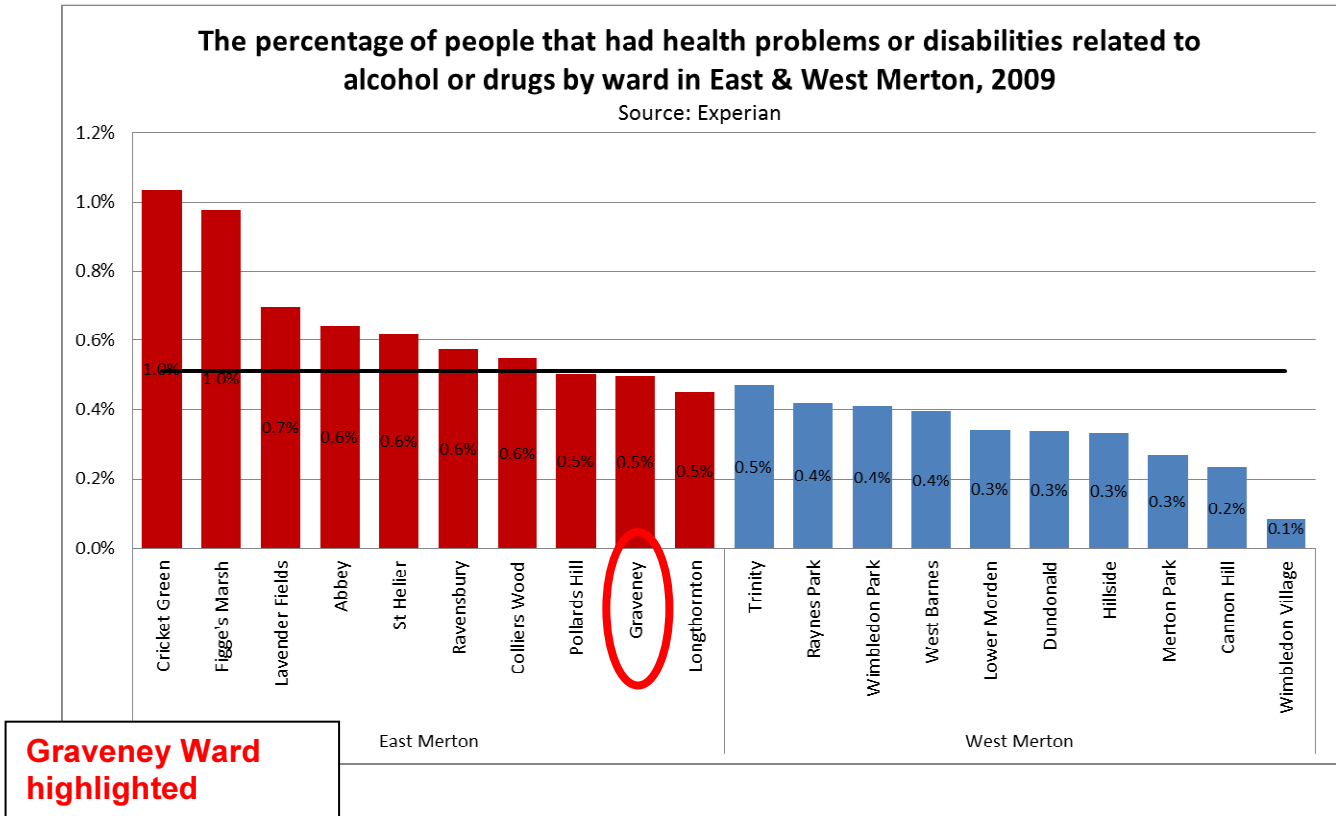
### Expected Prevalence of Alcohol Consumption at Home in Merton by Ward: Once a Day or More.

Source: Experian Grand Index 2014



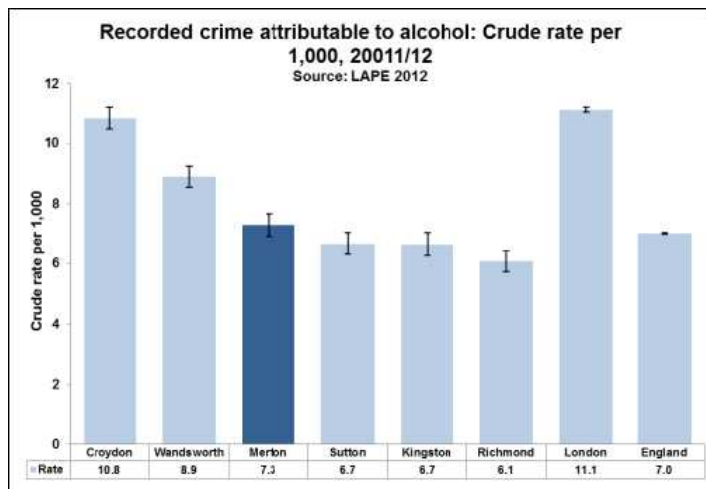
**Figure 2: Residents with health problems or disabilities caused by alcohol or drugs**

<sup>3</sup> PHE (2014) From evidence into action: opportunities to protect and improve the nation's health



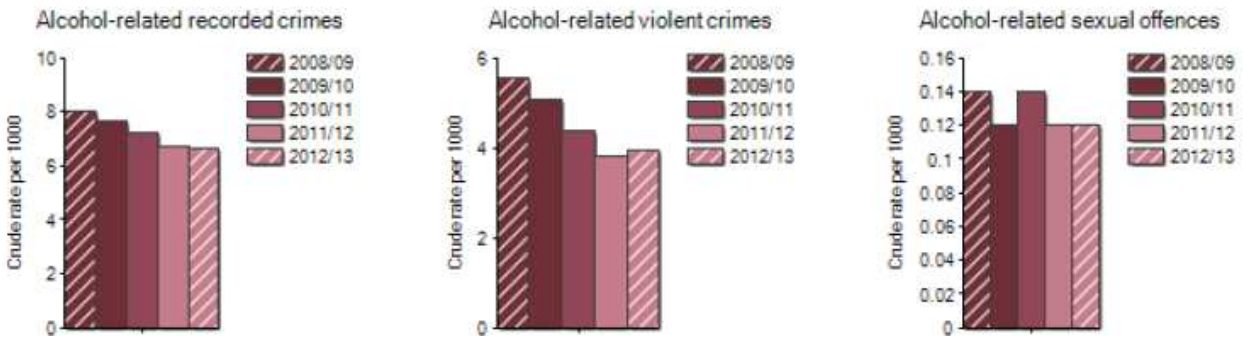
In terms of all alcohol-related crime, Merton with a rate of 7.3 recorded crimes per 1,000 populations was higher than the neighbouring boroughs Sutton (6.7) and Kingston (6.7) and the England average of 7 but lower than the London average of 11.1 (LAPE 2012). See Figure 2. Figure 3 shows that the trend has generally been downward.

**Figure 3: Recorded crime attributable to alcohol, Merton compared with South West London, London overall, England, 2011-12.**



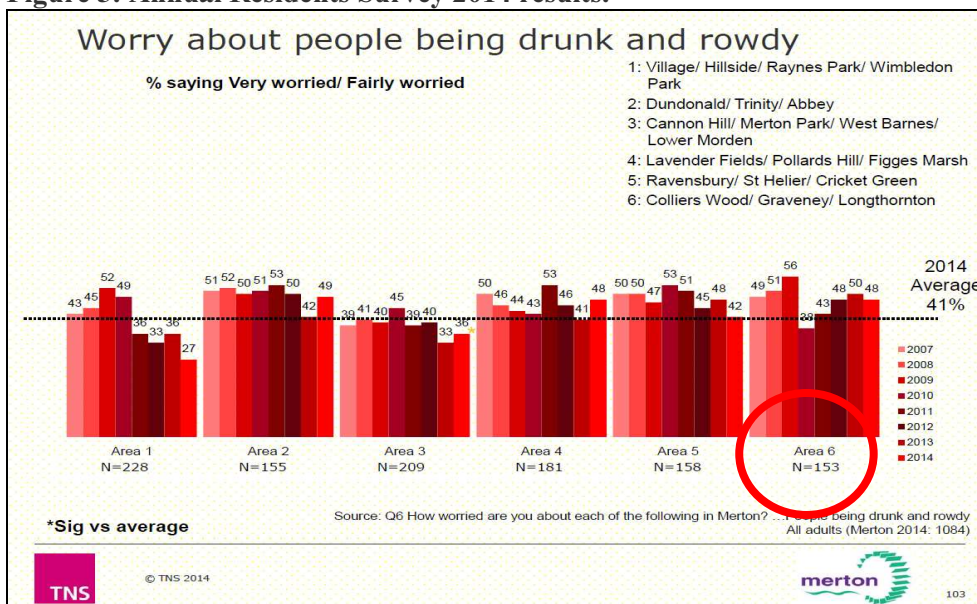


**Figure 4: Alcohol-related crimes in Merton, 2008-09 to 2012-13.**



However, the 2014 Annual Residents Survey highlighted that residents are still concerned about crime, anti-social behaviour and people being drunk and rowdy – see Figure 4:

**Figure 5: Annual Residents Survey 2014 results.**



**Area which includes Graveney Ward is highlighted: in 2014 an above average number (48%) of local residents are very worried or fairly worried about people being drunk and rowdy.**

For more information see the Merton Joint Strategic Needs Assessment (JSNA) chapter on alcohol: <http://www.merton.gov.uk/health-social-care/publichealth/jsna/lifestyle-risk-factors/adults-substance-misuse/alcohol-jsna.htm>

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**From:** Councillor Linda Kirby  
**Sent:** 16 November 2015 18:42  
**To:** Licensing; Councillor Jeff Hanna  
**Cc:** Al Patel (alpesh.patel3@met.police.uk); MCDONAGH, Siobhain (siobhain.mcdonagh.mp@parliament.uk); darren.mercer@met.police.uk; Councillor John Dehaney; Jonathan.Phillips@met.pnn.police.uk; Barry Croft (Merton) ; Amanda Woodhall; Pat DeJesus  
**Subject:** RE: Premises/Club and Gambling Licensing Applications  
**Importance:** High

**Re:** The Application for Ambaal Stores (see below)

The MP, Siobhain McDonagh and I have now had two meetings with the MP, police, Anti-social behaviour officer, Licencing officer and residents on the anti-social behaviour that takes place associated with the purchase of alcohol from this premises.

Ambaal Stores operates in the early hours of the morning, against its licencing hours. Despite a meeting with the licensing officer, this early morning opening has continued. I am attaching minutes of those meetings.

It is the wish of local councillors, residents and the MP that the licence for this premises is withdrawn.

Regards

Linda Kirby  
Graveney Ward Councillor

## **MINUTES OF ANTI-SOCIAL BEHAVIOUR AT GARDEN AVENUE JUNCTION WITH STREATHAM ROAD AND RELATED ISSUES**

**9am MONDAY 1<sup>ST</sup> OCTOBER 2015**

Venue: Ladbrokes Shop, Streatham Road

THOSE PRESENT: MP Siobhain McDonagh, Local Councillor Linda Kirby, Police: Gavin Bolton, Inspector Darren Mercer, Vere Bowyer, Anti-social behaviour officer: Amanda Woodhall; Licensing Officer: Barry Ladbroke reps: Barry Phillips & Matthew Czaja,

Residents:

COUNCILLOR LINDA KIRBY AND MP SIOBHAIN HAVE BEEN RECEIVING COMPLAINTS OVER A LONG PERIOD OF TIME AND NO ACTION SO FAR HAS RESOLVED THE PROBLEM.

### **RESIDENTS' CONCERNS EXPRESSED AT THE MEETING**

1. Worsening situation - Large gatherings of males who get drunk and intimidated local residents during the day and through the night at this junction. They frequent Ladbrokes and AMBAL stores.
2. Alcohol being sold in the early hours of the morning at the AMBAL store on the corner of Garden/Streatham. Evidence reported of opening and selling alcohol at 12pm, 1.30 and 2pm.
3. Drink, broken bottles, food and smoking debris litters the area.

4. Drug dealers are operating from cars.
5. Car registrations of dealers have been reported but no action taken.
6. Urinating, spitting and swearing in the street.
7. Cars speeding up the road 40 -50 mph – speed tables requested
8. Drinkers getting into cars and driving off.
9. Police are called regularly but when they do attend they are laughed at. They have told residents they do not have the necessary powers to resolve the issues
10. After midnight a guy walks through them with a cricket bat which he swings about.
11. Entrance to Garden is dark because of trees making it more threatening.
12. Lots of families in the area intimidating for them in the daytime and for both men and women returning home at night.
13. Resident at No 3 had to pay £595 to get a bar erected on her wall to stop them using her wall.
14. They stand at her gate.
15. Stench of urine is dreadful
16. Flytipping at that junction is frequent – Council only remove after it's reported – often there for a few days.
17. Entrance to street isn't cleaned even though it is off a main road shopping parade.
18. Attempted theft of resident's motorbike. He came out of shop to find one of the group on his bike. He had to deal with the matter on his own.
19. Local police are around sometimes in the daytime.
20. The whole Streatham Road area up to the bridge at the border with Wandsworth is a continuous mess.
21. Melrose Avenue – accumulative problem.
22. Rubbish is put out by shops and is strewn all over the street.
23. Bins have been removed so there is nowhere to put waste. Place is now a tip.
24. Eleven premises sell alcohol in this stretch of the ward.
25. A number of residents are willing to attend court if action is required.

#### **RESIDENTS WANT TO KNOW**

No of arrests that have been made;

What data has been gathered?;

What litter fines have been imposed?;

Why undercover work is not being carried out?;

What happened to the Dispersal Zone?;

**LOCAL COUNCILLOR RESPONSE:**

Cllr Linda Kirby reported: These issues have been reported now over a significant period of time. They were also raised at our Public Meeting in July. Despite this, nothing seems to have happened. If the elected representatives from the area can't get action then who can?

The minutes of our Public meeting in July were referred to the Director Of Environmental Services requesting that the licence of AMBAL be revoked as the owner is breaching licencing. I now find the Licencing officer in charge has no knowledge of this. Apparently, a form was not completed that would have triggered the process.

Environment will be informed of the meeting and asked to respond.

Local councillors receive info on all licencing applications and oppose new premises or those wishing to sell licence. Recently successful in getting one turned down despite the police's willingness to let it go ahead.

Linda Kirby is happy to pass on information and to liaise between the agencies and residents. Emails and contact details needed to be able to do this.

**POLICE RESPONSE**

A joint response is needed. Dept of Environment missing at the meeting (Siobhain apologised for not inviting them. Linda Kirby will ensure minutes go to the Director for action). Merton's Anti Social Behaviour Team will work with them on this plus the local police who do patrol the area when they are on duty,

Community Intelligence – 2 arrests have been made and 2 houses raided twice in the last six months.

5 Community Protection Notices have been issued to street drinkers. The problem is that these orders have not been enforced against.

The police commit to increasing their presence in the area from Tuesday night from 8pm-1am

They have limited resources so can't maintain this as a long-term solution.

Need to identify the key people responsible. Then will visit the homes of those causing the problem, research whether they have social housing or are in receipt of benefits. Threats of restriction to these will be used as a deterrent.

Accurate details have been hard to obtain, spellings of name often inaccurate.

Photographing people who have not committed a crime has legal consequences so police are not free to do this.

Since law change last October, Police are able to install a 48 hour dispersal zone.

Drug issues should be reported directly to 999

#### LADBROKE'S RESPONSE

They operate until 10pm

They believe the main issue is alcohol. The area is strewn with drink debris. They didn't clean up this morning to prove it.

They work in a challenging environment. Their team police the shop.

15 individuals who've caused problems elsewhere have been banned from using their premises.

If they're recognised, they're rejected.

They don't police the streets. Once people have left their business they do not accept responsibility for their actions.

Ladbroke's happy to work in partnership. It was suggested a steering group should be set up to meet regularly to look at Enforcement, prevention and intelligence. They should have a sustainable action plan with short, medium and long-term goals.

They believe the local media should be involved.

They will review their weekend CCTV info

#### THE LICENSING OFFICER

Licensing has power to review business licences. If they are not Fit & Proper that can be : revoked, suspended or further conditions added.

They have an intelligence data base

If sufficient evidence is submitted action can be taken.

Every application is advertised

Standard form has to be completed – qualifying issues are: Prevention of Crime and Disorder, Public Nuisance, Safety, Protecting Children from Harm.

#### MP'S SUMMARY

The meeting was called to address residents' concerns and to create solutions. Grateful to all those who took the time to attend and to Ladbroke for allowing us to hold the meeting in their premises. She will work with partners to try to resolve the issues. She believes that Ladbroke's presence in the community is also a magnet. Whilst they may not be doing anything illegal, they nonetheless attract the unwelcome night-time gatherings in the area. The following action has been agreed:

- Police and Council will work together to deal with : Street drinking, drugs, speeding and mess.
- Police will increase presence in area from Tuesday 2<sup>nd</sup> October between 8-1pm.
- The Licensing Officer will visit AMBAL to look at their licencing agreement.
- Residents will record their evidence and give to Cllr Linda Kirby for her to gather together and present to police and licensing. This can be done by email, handed to Cllr John Dehaney at the Monthly Surgery at the Community Centre this Saturday 10-11.
- Ladbrokes to identify landlord of property so that the Council can request action over the dangerous state of the paving at the forecourt of their shop.

**A FURTHER MEETING IN A MONTH'S TIME WILL BE ORGANISED TO CHECK PROGRESS.**

#### GARDEN AVENUE MEETING

Minutes of the Meeting held at 9am on Tuesday 3<sup>rd</sup> November 2015

Venue: Ladbrokes Streatham Road

Since the last meeting the situation has improved.

All attendees were visited by our Anti-Social Behaviour Officer, Amanda Woodhall but only one person gave a statement. Amanda has forwarded a Diary Sheet that residents can use to note down information. These will be attached to the minutes and should be returned to Amanda.

Police advised that they have a database of 50-55 names and addresses of individuals that have congregated in the area over the last 18 months.

The local police team have visited over 20 individuals in their homes and issued Community Protection Warning to both the individuals and their parents. The parents were unaware of the problem. A couple of the individuals involved have complained about the parents being involved. With the warning they have been issued a map of the area they must not congregate in. They have had to sign the map agreement. If they breach the agreement they will be issued with a Community Protection Notice that will be operational for 2 years and will impact on their lives.

Police will continue to work through their list in this way.

Inspector Mercer has issued 48 hour dispersals zones for the whole area over each of the last 4 weekends.

If the problem persists we have to report or it will not be possible to continue with these dispersal zones. They are reliant on evidence of anti-social behaviour from local residents.

Residents report that whilst they may not be gathering in Garden they are in the other avenues – Park & Melrose particularly.

Licensing and Ambaal Stores,- The licensing officer was not present but reported through Siobhain that he had visited the store. Is meeting with the owner, is investigating CCTV footage and will make unannounced visits.

Local councillors are disappointed that this work has not been completed in the 4 weeks since we last met.

Residents have continuing evidence of AMBAAL stores being open at 1.15am.

Police are also doing some work on licensing in the area but do not wish to share that information at present.

Residents reported that although the gatherings on the street may have ceased, with the exception of last Saturday night, there are youngsters drinking in cars and speeding up and down the Avenues at alarming speeds. The police have requested registration numbers. These should be forwarded to PC Al Patel.

The police will investigate this and support local councillors in requesting that a Speed Survey be conducted.

### **Rubbish**

Residents reported individual littering and fly-tipping concerns that were recorded for action.

Presentation of Waste letters are being issued to residents who dump waste outside of their Friday collection period. Local Estate Agents have also been contacted about the waste service that the borough offers so that new tenants know what to do.

Commercial Waste agreements will be checked for the local businesses to ensure they are disposing of their waste responsibly.

2 bins will be erected either end of Streatham Road as an experiment to see whether this improves the cleanliness.

Ladbroke's has installed new paving on its frontage as requested. Residents believe a sand bucket is needed to collect cigarette stubs that currently litter the place.

Further meetings will be held if the matter persists. The local councillors and police will have their regular public meeting in February. The newsletter that precedes this in January will highlight the issue and give residents a chance to give an update.

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

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ADDITIONAL INFORMATION From Councillor Linda Kirby  
(Submitted prior to the first hearing on 12 January 2016)

**From:** Gavin.Bolton@met.pnn.police.uk [mailto:Gavin.Bolton@met.pnn.police.uk]  
**Sent:** 26 October 2015 14:24  
**To:** Amanda Woodhall; Councillor Linda Kirby  
**Cc:** Alpesh.Patel3@met.pnn.police.uk; Darren.Mercer@met.pnn.police.uk;  
Vere.P.Bowyer@met.pnn.police.uk; Karl.Rees@met.pnn.police.uk  
**Subject:** RE: GARDEN AVENUE MEETING

Amanda/Lindy,

As you know I am always keen to promote good work. APS Karl Rees and his team dispersed 8 youths over the weekend from the Edenvale Car Park and they were given suitable advice.

Hopefully, with some follow up visits, we can deter them further.

Gavin

**Gavin Bolton**  
Sergeant - 53VW

**Metropolitan Police**  
Mitcham and Morden Sector | Merton  
☎: 0208 649 3240 ☎: 07957 668 511

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**From:** Amanda Woodhall [mailto:Amanda.Woodhall@merton.gov.uk]  
**Sent:** 26 October 2015 07:37  
**To:** Patel AL - VW; Mercer Darren - VW; Bowyer Vere P - VW; Bolton Gavin - VW  
**Subject:** FW: GARDEN AVENUE MEETING

For Info!

**From:** Councillor Linda Kirby  
**Sent:** 23 October 2015 11:29  
**To:** Amanda Woodhall  
**Subject:** FW: GARDEN AVENUE MEETING

FYI

**From:** [REDACTED]  
**Sent:** 23 October 2015 10:31  
**To:** Councillor Linda Kirby  
**Subject:** Re: GARDEN AVENUE MEETING

Dear Linda,

Thank you for your email.

I can confirm that since I moved to the area I have seen AMBAL STORES open until early hours in the morning during week day and weekends. The latest I have seen it was 1.45 am on Saturday. unfortunately I cannot recall the date, as I wasn't aware of the issue at the time.

Regards,

On 19 October 2015 at 10:23, Councillor Linda Kirby <[Linda.Kirby@merton.gov.uk](mailto:Linda.Kirby@merton.gov.uk)> wrote:

Dear All

At the meeting with Siobhain, I offered to pass on statements of incidents residents have witnessed to licencing to make a strong case for removal of the licence of AMBAL STORES on the corner of Garden. So far I have not received any responses.

Please can you send me anything that you have personally witnessed so I can have something to present to the licencing officer at our next meeting on Tuesday 3<sup>rd</sup> November 9am Ladbroke, Streatham Road.

Thanks

Linda

**From:** [REDACTED]  
**Sent:** 19 October 2015 16:02  
**To:** Councillor Linda Kirby  
**Subject:** RE: GARDEN AVENUE MEETING

Not surprisiny the gatherings seem to have stopped.  
There was only one on Saturday evening of around 17 of them.  
No empty bottles were left on site.  
I got no smell of smoke other than the ciggarretts.

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**From:** [REDACTED]  
**Sent:** 19 October 2015 13:24  
**To:** Councillor Linda Kirby  
**Subject:** RE: GARDEN AVENUE MEETING

Hi Linda

Thank you for your email and please keep my email as reference please for any correspondence regarding Garden Avenue.

I'm sad to hear there has been no statements this is something I will chase up. I was in that shop the other night buying beer at midnight an hour after they should stop. I have found there licence online and they operate way after their hours. I watched some man associated with the shop come and piss on the street and walk right back in like it's nothing. Their licence should have been taken away long time ago. Have you seen the mess there at the moment? It's disgusting. That Siobhain has done nothing and I'm sure she is fed up with me by now.

I will go there tonight after hours and buy some beer.

Also the road is being used as a race track by those idiot tamils various BMW's race up and down without a care in the world.

To be honest I'm starting to give up.

**From:** [REDACTED]  
**Sent:** 19 October 2015 11:37  
**To:** Councillor Linda Kirby  
**Subject:** RE: GARDEN AVENUE MEETING

Last night, Sunday 18th, the biggest group of youths I have seen were gathered on the corner of Garden Avenue. The rubbish there this morning, Monday, was all alcohol related. And whether it was act of defiance, the CDZ notice was thrown on the floor amongst all the cans, bottles, cups etc. Plus take away food cartons, also Linda what happened with the trees, about six were cut down last Wednesday. Nobody has been back since. I give up. Pat O'Callaghan

---

**From:** [REDACTED]  
**Sent:** 19 October 2015 10:44  
**To:** Councillor Linda Kirby  
**Subject:** Garden Ave

The reason you have no response is because the Yobs are back the mess all over the corner of the road is back, we are thinking of moving out of Merton How many statements have the police provided!

Regards

**From:** [REDACTED]  
**Sent:** 14 October 2015 20:20  
**To:** Councillor Linda Kirby  
**Subject:** Garden Avenue

Hello Linda

Thank you for forwarding minutes from the meeting re Garden Ave. I hadn't noticed the large group of young men hanging around quite so much since the meeting but i have just driven into the road (about 7.55pm) this evening and there they are again a group of about 12 blocking the pavement so any pedestrian would have to walk in the road or try and walk through them. Its not that late so it could be a patent with children which is very intimidating.

Just thought I would let you know so it can build a picture.

Thanks

Regards

**From:** Councillor Linda Kirby  
**Sent:** 07 October 2015 15:51  
**To:** Al Patel ([alpesh.patel3@met.police.uk](mailto:alpesh.patel3@met.police.uk)); [darren.mercer@met.police.uk](mailto:darren.mercer@met.police.uk)  
**Subject:** FW: Garden avenue

FYI and action. Thanks

**From:** [REDACTED]  
**Sent:** 01 October 2015 07:22  
**To:** Councillor Linda Kirby  
**Subject:** RE: Garden avenue

Morning Linda

Thank you for letting me know about today's meeting. Unfortunately I'm at work so unable to attend but do appreciate your hard work to try and sort this problem out.

One thing I would like passed on is this car registration as it is frequently parked on the corner of garden avenue and driving around these streets, often stopping at a house near me where some of the young men (who I have seen hanging around in that group )live. I know its not against the law to park and drive around but again its unusual behaviour that attracts attention.

The reg plate is N20 RSA very high end expensive new car driven by young lads.

Thanks

[REDACTED]

----- Original message -----

**From:** Councillor Linda Kirby <[Linda.Kirby@merton.gov.uk](mailto:Linda.Kirby@merton.gov.uk)>  
**Date:** 21/09/2015 10:43 (GMT+00:00)  
**To:** [REDACTED]  
**Subject:** RE: Garden avenue

Dear [REDACTED]

Thanks. Police partnership met and have devised a problem solving strategy. Siobhain has a site meeting on 1<sup>st</sup> October 9am organised. Hope we will get a solution asap.

Linda

**From:** [REDACTED]  
**Sent:** 20 September 2015 18:02  
**To:** Councillor Linda Kirby  
**Subject:** RE: Garden avenue

Sunday 20th September

5.40pm

Once again group of people (around 10) on the corner of Garden Avenue, some were drinking. A mixture if males and females this time. The two females were sitting on the pavement with their legs and feet in the gutter. Couldn't tell if they were drunk or not and there was rubbish all around on the pavement and in the road once again.

I'm sending these notes to you for information to pass on.

Thanks for listening

Regards

[REDACTED]

----- Original message -----

From: Councillor Linda Kirby <[Linda.Kirby@merton.gov.uk](mailto:Linda.Kirby@merton.gov.uk)>

Date: 16/09/2015 10:53 (GMT+00:00)

To: [REDACTED]

Subject: RE: Garden avenue

Dear [REDACTED]

Thanks

The police & anti-social behaviour team are meeting tomorrow to discuss the situation.

Siobhain is also going to hold a street meeting in early October, we've not fixed date yet.

Regards

Linda

**From:** [REDACTED]

**Sent:** 13 September 2015 22:11

**To:** Councillor Linda Kirby

**Subject:** Garden avenue

Hello Linda

Again tonight on driving home ( 10pm) and turning into Garden Ave there approx 20+ youths on the corner of the road hanging around smoking and drinking. When Ray came down the road about 4pm this afternoon again the corner by the shop was strewn with litter of bottles cans and carrier bags.

I thought I would let you know again to pass on.

I really don't understand how other residents have complained.

Regards

[REDACTED]

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