

Merton Council

Licensing Sub-Committee

Membership

Councillors:

Agatha Mary Akyigyina

Pauline Cowper

John Sargeant

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

Date: 1 September 2016

Time: 10.30 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 Coop, 85 Ridgway, London, SW19 4ST

1 - 38

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

Email alerts: Get notified when agendas are published
www.merton.gov.uk/council/committee.htm?view=emailer

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

Procedure to be followed at Licensing Hearing

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feel should be brought to their attention i.e. withdrawal of objector/agreed conditions (Note: If all objections are withdrawn then the Sub-Committee may go straight to point 14.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

This page is intentionally left blank

Licensing Sub-Committee Report

Subject of hearing: **Co-op**

Date: **1 September 2016**

Time: **10.30 am**

Venue: **Merton Civic Centre, London Road, Morden, Surrey, SM4 5DX**

1. Special Policy Area (premises licences and club certificates)

1.1 The premises are in the special policy area. Accordingly the relevant section of Merton's Licensing Policy is particularly relevant to this application though the sub-committee is to have regard to the policy as a whole.

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 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 New premises licence: s18

(i) To grant the licence subject to conditions

(ii) To exclude from the scope of the licence any of the licensable activities to which the application relates

(iii) To refuse to specify a person in the licence as the premises supervisor

(iv) To reject the application.

3. Hearing papers

3.1 The applications, notices and representations for determination by the sub-committee 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 South London Legal Partnership 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 application is for the sale of alcohol by retail (for consumption off the premises) during the following times, which are also the opening hours applied for: **Mon to Sat 07:00 to 23:00; Sun 07:00 to 22:30.**

5.3 Six representations 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

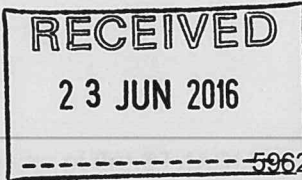
Parties to the hearing

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	
The Southern Co-operative Ltd	
Statutory Authorities	
LB Merton Public Health	
Interested Parties	
J Brown	E Coles
A Fairclough	B Jones
J Kugananthajothy	

This page is intentionally left blank



596241/000001/LK/LDRLIC

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.

We, The Southern Co-operative Ltd apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and 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

Form fields for Premises Details: Co-op, 85 Ridgway, Wimbledon, London; Post town; Post code SW19 4ST

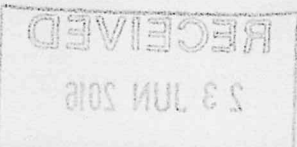
Form fields for Telephone number and Non-domestic rateable value of premises (£0.00 – not currently banded on the VOA website)

Part 2 – Applicant Details

Please state whether you are applying for a premises licence as

- List of applicant types (a) through (h) with checkboxes for 'Please tick yes'.

*If you are applying as a person described in (a) or (b) please confirm: I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or I am making the application pursuant to a statutory function or a function discharged by virtue of Her Majesty's prerogative



(A) INDIVIDUAL APPLICANTS (fill in as applicable)

If an individual or 1 of 2 applicants is applying ie, Area manager, Manager, Assistant Manager, details in the box

Mr/Mrs/Miss/Miss or other	
Surname	First Names
I am 18 years old or over	<input type="checkbox"/>
Current address if different from premises address	
Post Town	
Daytime contact number	
E-mail address (optional)	

Second applicants details ie Area manager, Manager, Assistant Manager, details in the box

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr/Mrs/Miss/Miss or other	
Surname	First Names
I am 18 years old or over	<input type="checkbox"/> Yes
Current address if different from premises address	
Post Town	Post Code
Daytime contact number	
E-mail address (optional)	

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In case of a partnership or other joint nature (other than a body corporate), please give the name and address of each party concerned.

Name The Southern Co-operative Ltd
Address 1000 Lakeside, Western Road, Portsmouth, Hampshire, PO6 3FE
Company registered number 1591R
Description of applicant (for example partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any) 02392 222500
Email address (optional)

PART A3 - Operating Schedule

When do you want the premises licence to start?

Day	Month	Year
as soon as possible		

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

Day	Month	Year					
-----	-------	------	--	--	--	--	--

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

Not Applicable

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

Supermarket with licensed facilities

What licensable activities do you intend to carry on from the premises?
 (Please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act 2003).

Provision of regulated entertainment – please tick Yes

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

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

--

Supply of alcohol (if ticking yes, fill in box J)

✓

In all cases complete boxes K, L and M.

A

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

B

Films Standard days and timings (please read guidance note 6)			Will the performance of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon			State any seasonal variations for the exhibition of films please read guidance note 4)		
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					

C

Indoor Sporting Events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)		
Day	Start	Finish	State any seasonal variations for indoor sporting events (please read guidance note 4)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sun					

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details (please read guidance note 3)		
Mon			State any seasonal variations for boxing or wrestling (please read guidance note 4)		
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					

E

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

F

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

G

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

H

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

I


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

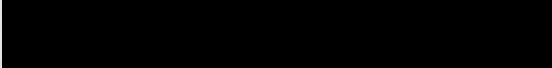
J

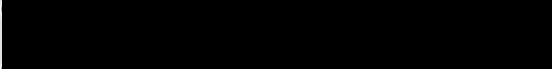
Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (please read guidance note 7)	On the premises	
				Off the premises	✓
				Both	
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	07:00	23:00			
Tue	07:00	23:00			
Wed	07:00	23:00			
Thur	07:00	23:00	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	07:00	23:00			
Sat	07:00	23:00			
Sun	07:00	22:30			


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

Name Sarah Wallsgrove

Address 

Postcode 

Personal Licence Number
known) 

Issuing licensing authority
known) 

K

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)

N/A

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)		
Day	Start	Finish			
Mon	07:00	23:00			
Tue	07:00	23:00			
Wed	07:00	23:00	Non standard timings. Where you intend the premises to be open at different times to those listed in the column on the left, please list (please read guidance note 5)		
Thur	07:00	23:00			
Fri	07:00	23:00			
Sat	07:00	23:00			
Sun	07:00	22:30			

M

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

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

1. All staff will be trained in the law and their responsibility in selling and written records shall be kept of all training and refresher training.
2. CCTV will be provided within the store.
3. A refusal log will be maintained.
4. A Challenge 25 policy will be adopted.

The DPS named on the application is purely for this application. If the Licence is granted, then the day to day store manager will be put forward as the DPS before the store opens.

The prevention of crime and disorder

As above – no additional steps identified

Public safety

As above – no additional steps identified

The prevention of public nuisance

As above – no additional steps identified

The protection of children from harm

As above – no additional steps identified

Please tick yes

I have made or enclosed payment of the fee

I have enclosed the plan of the premises

I have sent copies of this application and the plan to responsible authorities and others where applicable

I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable

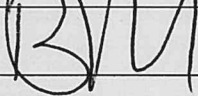
I understand that I must now advertise my application

I understand that if I do not comply with the above requirements my application will be rejected.

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

Part 4 – Signatures (please read guidance note 10)

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

Signature	
Date	22/06/2016
Capacity	Solicitors and agents for the applicant

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

Signature	
Date	
Capacity	

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

Blake Morgan LLP New Kings Court, Tollgate, Chandler's Ford
596241/000001/LK/LDRLIC

Post town	Eastleigh	Postcode	SO53 3LG
Telephone number (if any)		Tel: 02380 908090	
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for guidance

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises
2. Where taking place in a building or other structure please tick as appropriate. Indoors may be in a tent.
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day, e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for days of the week when you intend the premises to be used for the activity
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have

access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines

9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

Signature	
Date	22/08/2016
Capacity	Solicitor and agent for the applicant

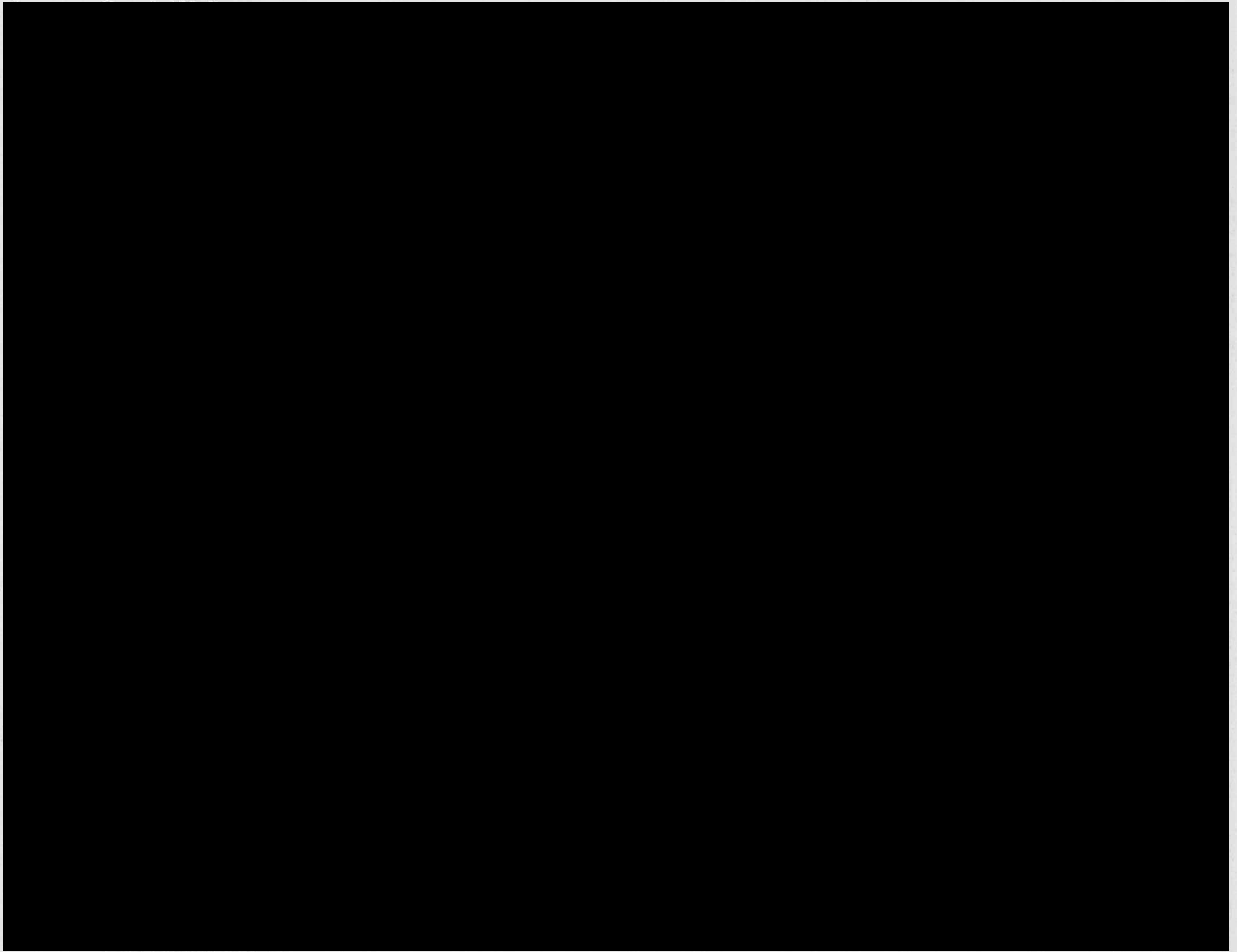
Signature	
Date	
Capacity	

Control name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)	
Blake Morgan LLP, New Kings Court, Tollgate, Chandler's Ford, Southampton, Hampshire, SO51 8JG	
Postcode	SO51 8JG
Telephone number (if any)	Tel: 023 20 90800
If you would prefer us to correspond with you by e-mail, you e-mail address (optional)	

Notes for guidance

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which would be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indicate if there is a tent.
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively) where you wish the activity to go on longer on a particular day, e.g. Christmas Eve.
6. Please give times in 24 hour clock (e.g. 18:00) and only give details for days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on. If you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have

Consent of individual to being specified as premises supervisor



06/00000/LADFD

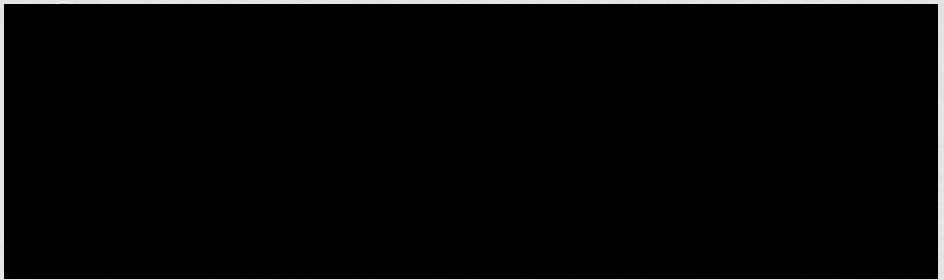
Pe



Signed

Name (please print)

Date



Consent of individual to being specified as premises supervisor

I, Sarah Vasilgova, the name of prospective premises supervisor, of 1 Elsie Street, Gosport PO12 2DS, the address of prospective premises supervisor, hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for a new premises licence.

The Southern Co-operative Limited, the name of applicant, is applying for a new premises licence relating to a premises licence (number of existing licences, if any) at 88 Ridgway, Wimbledon SW19 4ST, the name and address of premises to which the application relates, and any premises licence to be granted or varied in respect of this application made by The Southern Co-operative Limited, the name of applicant, concerning the supply of alcohol at 88 Ridgway, Wimbledon SW19 4ST, the name and address of premises to which the application relates.

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

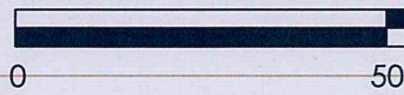
Personal licence number: 047023M_APER, (insert personal licence number, if any)

Personal licence issuing authority: Gosport Borough Council, (insert name and address and telephone number of personal licence issuing authority, if any)

Signed: Sarah Vasilgova, Name (please print)

Date: 20th June 2018

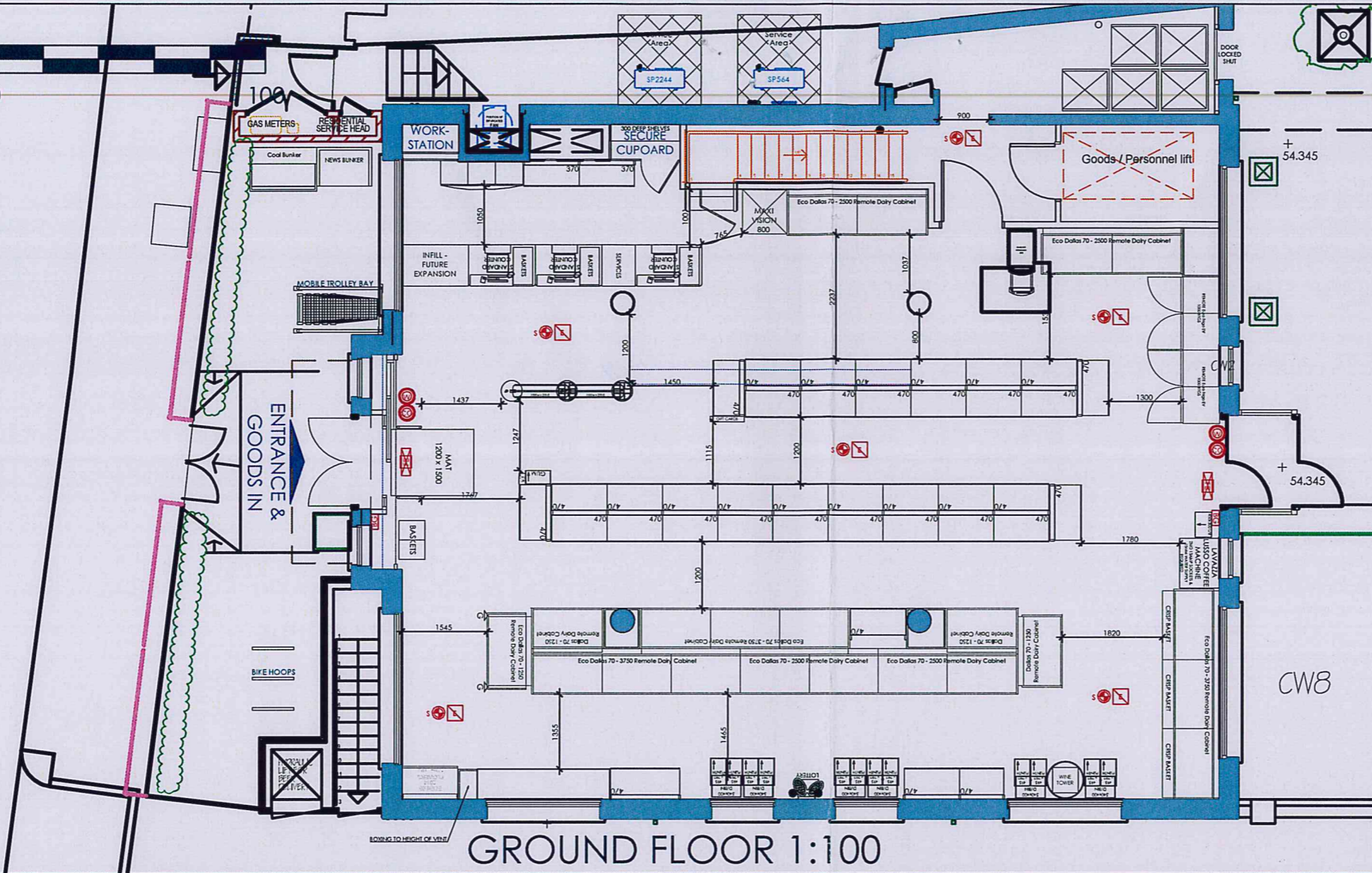
Scale Bar - 100mm @ A3



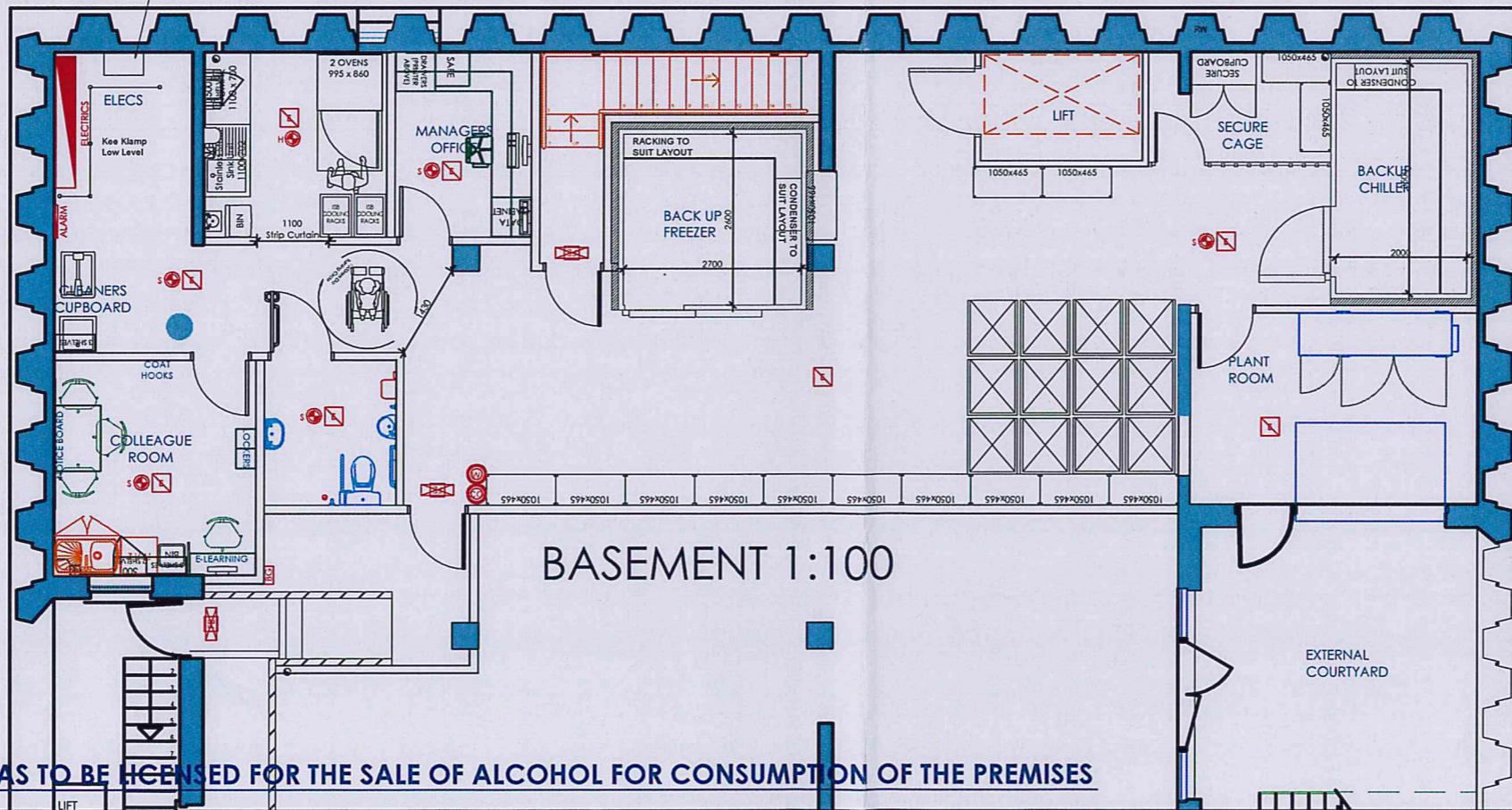
EMERGENCY FITTINGS KEY

NOTE: ALL EMERGENCY LIGHT FITTINGS AND SIGNAGE TO COMPLY WITH CURRENT REGULATIONS AND LOCAL FIRE OFFICER REQUIREMENTS.

- ILLUMINATED FIRE EXIT SIGN WITH ELECTRICAL MAINTAINED BATTERY PACK
- EMERGENCY LIGHT FITTING WITH ELECTRICAL MAINTAINED BATTERY PACK
- BREAK GLASS CALL POINTS
- GREEN BREAK GLASS TO OVERRIDE SECURITY DEVICE ON DOOR
- HEAT DETECTOR WITH INTEGRAL SOUNDER & VISUAL INDICATOR
- SMOKE DETECTOR WITH INTEGRAL SOUNDER & VISUAL INDICATOR
- FIRE EXTINGUISHER (WATER)
- FIRE EXTINGUISHER (CO₂)
- FIRE ALARM PANEL



GROUND FLOOR 1:100



BASEMENT 1:100

ALL AREAS TO BE LICENCED FOR THE SALE OF ALCOHOL FOR CONSUMPTION OF THE PREMISES

THIS DRAWING IS THE COPYRIGHT OF THE SOUTHERN CO-OPERATIVE AND MAY NOT BE COPIED, ALTERED OR REPRODUCED IN ANY FORM, OR PASSED TO A THIRD PARTY WITHOUT THE WRITTEN CONSENT OF THE SOUTHERN CO-OPERATIVE.

DO NOT SCALE FROM THIS DRAWING, EXCEPT FOR PLANNING PURPOSES. USE FIGURED DIMENSIONS ONLY.

DIMENSIONS SHOULD BE CHECKED AND VERIFIED ON SITE AND ANY DISCREPANCIES SHOULD BE REPORTED TO THE DESIGNER.

IF IN DOUBT ASK FOR CONFIRMATION.

AREAS	M ²	FT ²
SALES	161	1733
BOH	146	1571
GROSS	420	4520
FIRST	NA	NA
SUB-LET	NA	NA
MOTHBALLED	73	785

REVISIONS

REV.	DESCRIPTION	DRAWN	CHKD.	DATE

ISSUED FOR

LICENCE

The Southern Co-operative

Retail and Business Development
 1000 Lakeside, Western Road, Portsmouth, PO6 3FE
 T: 023 9222 2500 | F: 023 9222 2650
 E: sarahlydford@southerncoops.co.uk

DRAWING APPROVAL	SIGNATURE	DATE
DRAWING APPROVAL	SIGNATURE	DATE
DRAWING APPROVAL	SIGNATURE	DATE

PROJECT
 83 RIDGEWAY
 WIMBLEDON
 LONDON
 SW19 4ST

DRAWING TITLE
 LICENCE LAYOUT

DRAWING SCALE	SHEET SIZE	SHEET No.	DRAWN	CHKD	DATE
1:100	A3	1 of 1	SL		04-05-2016

DRAWING NUMBER

16-XXX-400

REVISION

-

This page is intentionally left blank

Licensing Act 2003 Notice of Extension of Time Limits

Date of issue of this notice: 4 August 2016

Subject of hearing: Co-op, 85 Ridgway, London, SW19 4ST

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

Date by which a hearing would normally be required to be held: 18 August 2016

Period of extension to time limits applying to holding a hearing: 9 working days

Reasons for extending the time limits: To allow the authority to make proper arrangements for the application to be considered by a licensing sub-committee.

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

Useful documents:

Licensing Act 2003

<http://www.hms0.gov.uk/acts/acts2003/20030017.htm>

Merton's Statement of Licensing policy

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

This page is intentionally left blank

COMMUNITY AND HOUSING DEPARTMENT

Simon Williams - Director

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

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

Direct Line: 020 8545 4834

Date: 21st July 2016

Re: Application for a Premises Licence to be granted under the Licensing Act 2003 – Co-op

Application ref	WK/201603142
Applicant	The Southern Co-operative Ltd
Premises address	85 Ridgway, Wimbledon, London, SW19 4ST
Ward	Hillside ward
Summary of the application	Convenience store. License requested for sale of alcohol off the premises: <u>Proposed hours for the supply of alcohol:</u> Monday – Saturday 07:00-23:00 Sunday 07:00-22.30

As a responsible authority under 2012 amendment to the Licensing Act 2003, the Director of Public Health for Merton wishes to make representation to the application on all four 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>

The Co-op is part of a well known retail chain and is due to be situated within the Wimbledon Village Cumulative Impact Zone (CIZ). The proposed opening hours are 7am to 11pm Monday to Saturday and 7am to 10.30pm on a Sunday. This application seeks the granting of an alcohol licence for off sales during these hours.

Whilst there are some steps that the applicant plans to take to promote the licensing objectives that are given in the application, there is no specific reference to their location within the CIZ or identified measures to mitigate the recognised problems within the vicinity, particularly given that the request would enable the supply of alcohol to overlap with other already established outlets.

Evidence of detrimental impact on the licensing objectives:

Public Health data suggests that 40,000 Merton residents regularly drink over the safe limits:

- Nearly 30,000 are drinking at increasing risk (hazardous) levels. Increasing risk means drinking above the lower risk guidelines and therefore increasing a drinker's chances of alcohol-related problems.
- It is also estimated that just over 7,000 people living in Merton drink at higher risk (harmful) levels. Higher risk drinkers are drinking double the recommended guidelines or more on a regular basis (i.e. daily or near daily).
- Nearly 4,000 are estimated to be dependent drinkers, a proportion of whom will be in contact with or seeking treatment from health services.

Those under the influence of alcohol are more likely to commit crimes and engage in anti-social behaviour. They are also more likely to be the victim of crimes such as common assault and robbery. Nationally around 50% of violent crime and 30% of domestic violence is alcohol-related.

Providing access to alcohol easily through off-licenses can add to the harmful effects of alcohol throughout Merton outlined above and in the Appendix. It is therefore important to ensure adequate conditions are placed on such licenses.

1. The prevention of crime and disorder

National and international scientific evidence shows the following:

- Overall, more alcohol is consumed when it is easily available.¹
- An increase in alcohol sales is strongly linked to an increase in drinking-related damage, for instance injuries and assaults.²
- Harmful use of alcohol is a major contributor to violence: alcohol use commonly precedes aggressive behaviour, and harmful drinking is associated with being both a perpetrator and a victim of violence³
- Reducing the availability of alcohol through regulating sales outlets, hours and prices can substantially decrease violence.⁴

2. Public Safety and

3. Prevention of public nuisance

¹ Alcohol Concern UK (2012) Response to The Government's Alcohol Strategy (March 2012)

² Popova et al 2009, Hours and days of sale and density of alcohol outlets: impacts on alcohol consumption and damage: a systematic review. Alcohol & Alcoholism Vol. 44, No. 5, pp. 500-516

³ WHO 2009 Preventing violence by reducing the availability and harmful use of alcohol

⁴ WHO 2009 Preventing violence by reducing the availability and harmful use of alcohol

Co-op, 85 Ridgway, Wimbledon, London is located in the CIZ, an area where it is recognised that there is already a problem with the impact of alcohol on public safety and public nuisance. The most recent Annual Residents Survey highlighted that over one quarter of all residents in this area of the borough are very worried or fairly worried about people being drunk and rowdy, which is the area with the most worried residents in Merton (Appendix 2).

4. The protection of children from harm

- In younger people, risky drinking behaviour is associated with anti-social behaviour and teenage conceptions⁵ (Merton JSNA).
- There are 2 schools located within 500m of this premises, and this premises is likely to be on the main route home for many young people from school.

Conclusion

The applicant states limited steps that they will take to promote the licensing objectives; however we believe that these will not be sufficient to prevent an additional impact of the proposed hours for sale of alcohol on the levels of alcohol-related crime and disorder and issues around public safety already seen in the area.

There are likely to be detrimental consequences to the licensing objectives, and to broader health and wellbeing, of this license being granted. The Merton SOLP states that it is “for the applicants to show in their operating schedules that their proposals will not add to the cumulative impact already being experienced.”

Therefore we would recommend that if the committee is minded to approve the application, based on the information provided, the following conditions are applied to the licence to limit the cumulative impact of the license on alcohol related harm in the area:

1. No super-strength beer, lagers or ciders, or spirit mixtures of 6.5% ABV (alcohol by volume) or above shall be sold at the premises.
2. Alcohol shall be sold to customers by minimum unit pricing of 50p per unit
3. Drinkaware will be promoted through the business website and drinking sensibly and appropriately will feature on any marketing literature.
4. Any promotional material online or elsewhere will adhere to the Portman Group Code of Practice (<http://www.portmangroup.org.uk/codes/alcohol-marketing/code-of-practice/code-of-practice>).
5. Refusals of alcohol sales shall be recorded in a log and made available for inspection by an authorised officer of the council or police when requested.
6. A proof of age policy such as Challenge 25 shall be operated at the premises whereby any individual suspected to be under age will be required to provide a recognised form of photographic identification.
7. The Premises Licence Holder shall ensure that refresher training is provided, at least every six months, to new and existing staff on the law relating to underage sales of alcohol.
8. The Premises Licence Holder shall keep written records of all training provided on the law relating to underage sales of alcohol. Staff shall sign and date the records to confirm that the training has been completed. Training records shall be retained on the premises for a minimum of two years and produced to an Authorised Officer of the Council on request.
9. All licence conditions to be part of the 'Terms & Conditions' which must be displayed on the website or any other promotional material.
10. No more than (15%) of the sales area shall be used at any one time for the sale, exposure for sale, or display of alcohol
11. No single cans or bottles of beer, lager, cider or spirit mixtures shall be sold at the premises

⁵ Merton JSNA: <http://www.merton.gov.uk/health-social-care/publichealth/jsna/lifestyle-risk-factors/adults-substance-misuse/alcohol-jsna.htm>

12. No miniature bottles of spirits of 20cl or below shall be sold from the premises

We believe that these conditions are reasonable and proportionate in order to promote and maintain the Merton CIZ's, and a safe and sociable approach to alcohol across the borough.

Yours sincerely,

Rebecca Spencer
Health Improvement Officer

On Behalf of Dr Dagmar Zeunar
Director of Public Health

APPENDIX 1: LBM Public Health preliminary data scan for the following ward: Hillside

USER INPUT
 SELECT POSTCODE FROM LIST WARD **Hillside**
 CLICK HERE> OOBAGE

MERTON 'Traffic Light Dashboard' to: October 2015

PREVENTION OF CRIME AND DISORDER	
AMBULANCE DATA	
RANK ALL ASSAULTS 16 out of 20 wards	RANK SEXUAL ASSAULTS 2 out of 20 wards
RANK ALL WEAPON INJURIES 7 out of 20 wards	RANK KNIFE INJURY 13 out of 20 wards
RANK GUN INJURIES 1 out of 20 wards	RANK VIOLENCE AGAINST AMBULANCE CREW 19 out of 20 wards

POLICE DATA: recorded crime and ASB	
RANK ALL VIOLENCE 16 out of 20 wards	RANK RAPE 6 out of 20 wards
RANK THEFT FROM PERSON (OTHER) 15 out of 20 wards	RANK PERSONAL ROBBERY 15 out of 20 wards
RANK CRIMINAL DAMAGE 19 out of 20 wards	RANK POSSESSION OF DRUGS 14 out of 20 wards
MPS ASB RANK 18 out of 20 wards	MPS POSSESSION OF WEAPON 17 out of 20 wards

Other data sources	
NIGHT TIME VIOLENT DISORDER 16 out of 20 wards	DELIBERATE FIRES 20 out of 20 wards
Probation Clients with Alcohol misuse Risk 18 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 13 out of 20 wards	AGED 18 - 25 7 out of 20 wards	
AGED 26 - 39 10 out of 20 wards	AGED 8 - 39 10 out of 20 wards	AGED 18+ 7 out of 20 wards

DEPRIVATION	
ward summaries	
INCOME DEPRIVATION 18 out of 20 wards	EMPLOYMENT DEPRIVATION 18 out of 20 wards
AVERAGE DEPRIVATION 17 out of 20 wards	RANK BY MOST DEPRIVED SUB WARD AREA 19 out of 20 wards

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

PUBLIC TRANSPORT ALCOHOL RELATED INCIDENTS	
BTP DRUNKEN BEHAVIOUR 1 out of 20 wards	TFL ALCOHOL RELATED DISTURBANCE 12 out of 20 wards

WELL BEING	
19	RANK Life Expectancy
16	RANK Incapacity claimant rate -index
19	RANK Crime rate - Index
12	RANK Average Capped GCSE and Equivalent Point Score Per Pupil
17	RANK Unauthorised Absence in All Schools (%)
19	RANK Dependent children in out-of-work families
19	RANK Public Transport Accessibility
2	RANK Homes with access to open space & nature, and % greenspace
9	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 & Hillside 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.⁶ 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:

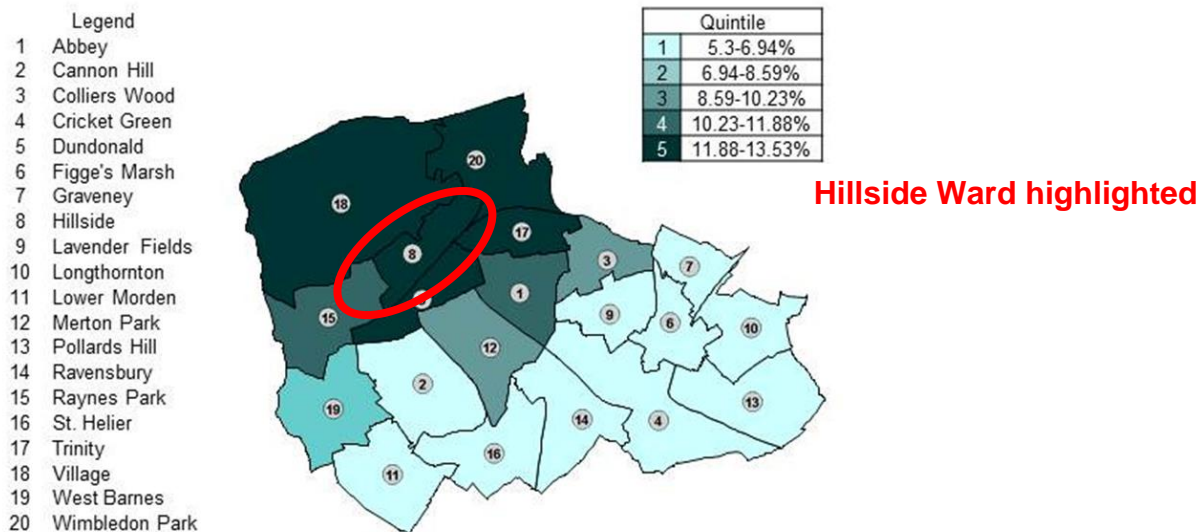
- Male mortality chronic liver disease (104/326)
- Female alcohol-specific hospital admissions (106/326)
- Male alcohol-specific hospital admissions (109/326)
- Male alcohol-attributable hospital admissions (151/326)
- Alcohol-related violent crimes (192/326)
- Alcohol-related sexual offences (208/326).

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

Figure 1: Residents reporting drinking alcohol every day

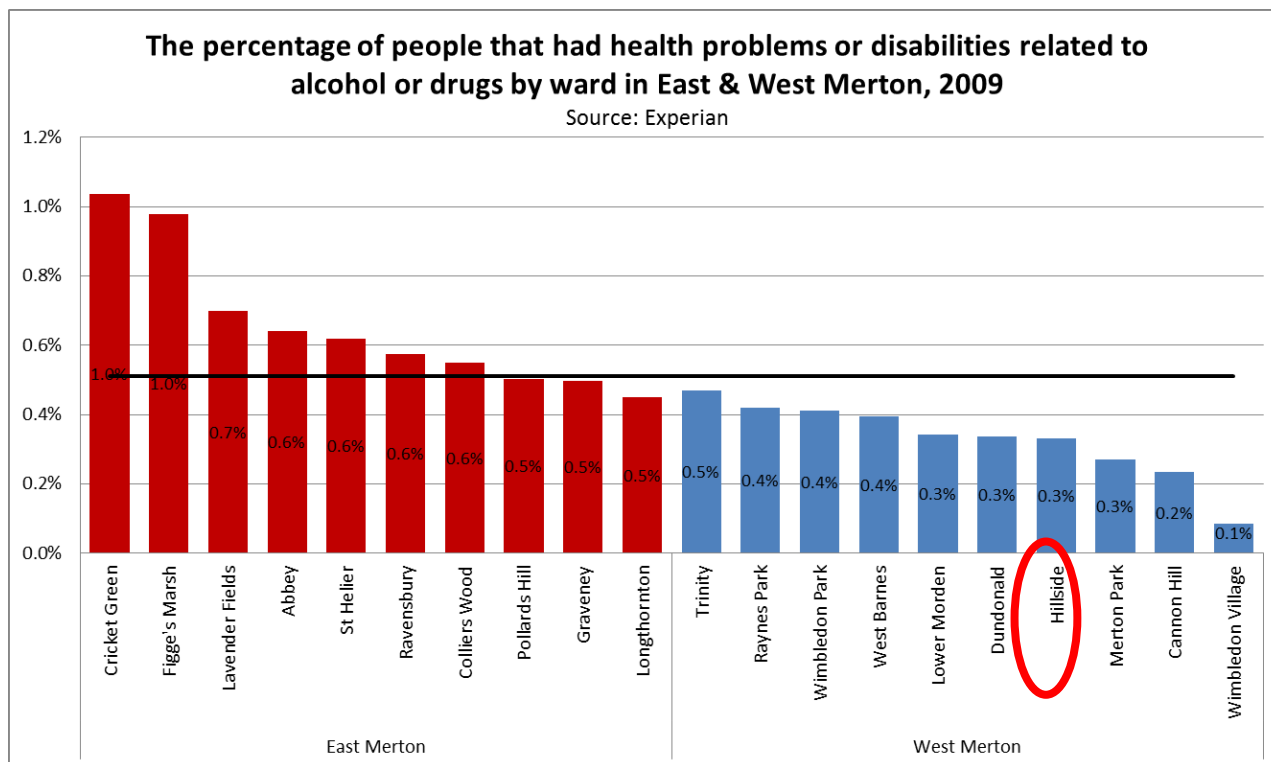
Expected Prevalence of Alcohol Consumption at Home in Merton by Ward: Once a Day or More.

Source: Experian Grand Index 2014



⁶ PHE (2014) From evidence into action: opportunities to protect and improve the nation's health

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



Hillside Ward highlighted

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.

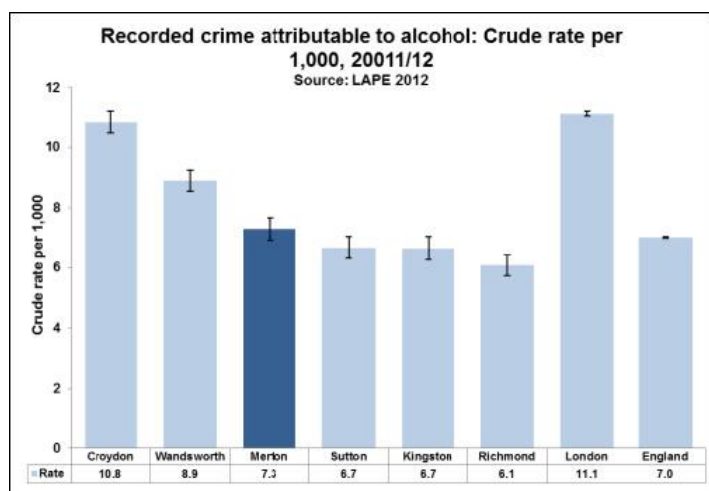
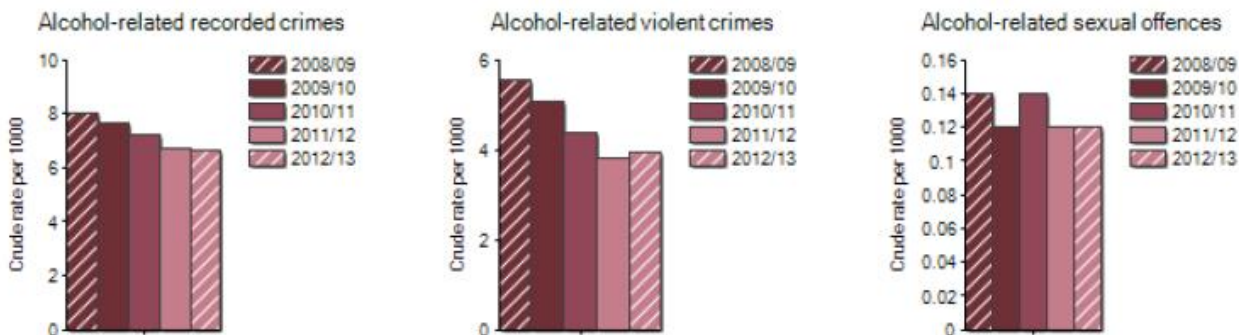
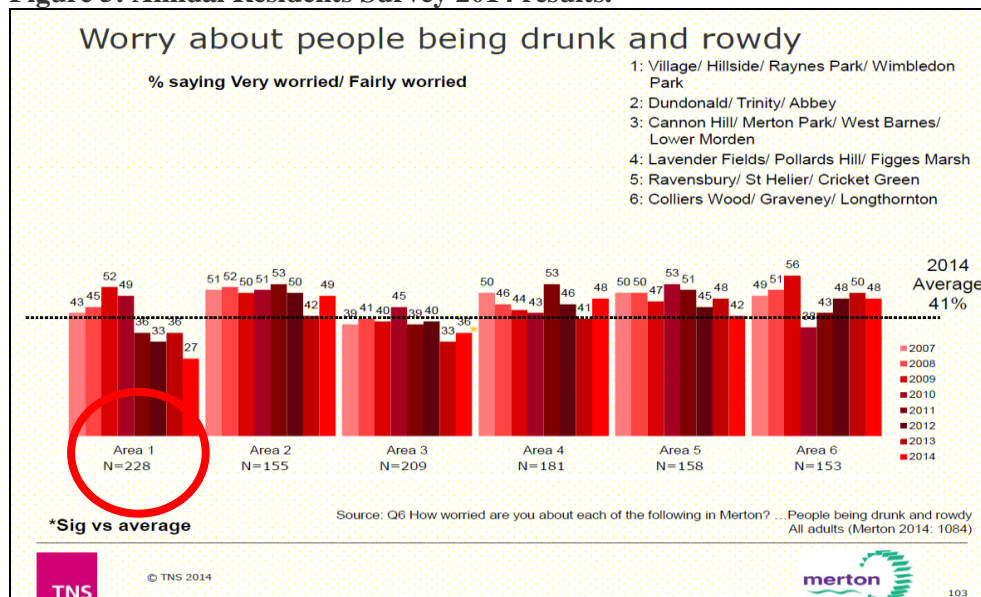


Figure 4: Alcohol-related crimes in Merton, 2008-09 to 2012-13.



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 Hillside Ward is highlighted: in 2014 27% 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>

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

Document is Restricted

This page is intentionally left blank

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

Document is Restricted

This page is intentionally left blank

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

Document is Restricted

This page is intentionally left blank

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

Document is Restricted

This page is intentionally left blank

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

Document is Restricted

This page is intentionally left blank