

## Licensing Sub-Committee Report

Subject of hearing: **Best One Mini Market: 153 Streatham Road, CR4 2AG**

Date: **3 November 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 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.
  - (vi) To grant or 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 matter arises from a review of the premises licence sought by the Metropolitan Police on grounds relating to the protection of children from harm. The grounds for the review are cited as 'selling alcohol to a person under 18' and 'breach of condition imposed on premises licence'.

5.2 One representation has been received from trading standards supporting the review.

**For enquiries about this hearing please contact**

Democratic Services

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# 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>Review Applicant</b>	
Metropolitan Police	
<b>Licence Holder</b>	
Thangavelautham Nithiyakumar	
<b>Statutory Authorities</b>	
LB Merton Trading Standards	
<b>Interested Parties</b>	
None	

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