

Merton Council

Licensing Committee

Membership:

Councillor David Simpson CBE - Chairman

Councillor Stan Anderson

Councillor John Bowcott

Councillor Nick Draper

Councillor Philip Jones

Councillor Logie Lohendran

Councillor Ian Munn

Councillor John Sargeant

Councillor Debbie Shears

Councillor Linda Taylor

Councillor Greg Udeh

A meeting of the Licensing Committee will be held on:

Date: 4 September 2013

Time: 7.15 pm

Venue: Committee Rooms

Merton Civic Centre, London Road, Morden

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 3574.

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Licensing Committee

4 September 2013

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	<ul style="list-style-type: none">• Appendix A to this report is exempt from publication as paragraph 10.4 (3) of Part 4B of the Constitution applies.	

Note 1

Members are reminded of the need to have regard to the items published with this agenda and, where necessary to declare at this meeting any Disclosable Pecuniary Interest (as defined in the The Relevant Authorities (Disclosable Pecuniary Interests) Regulations 2012) 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 Council's Assistant Director of Corporate Governance.

LICENSING COMMITTEE

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7.15 TO 8.15 PM

PRESENT: Councillor David Simpson (Chairman). Councillors Stan Anderson, John Bowcott, Philip Jones, Logie Lohendran, Ian Munn, John Sargeant, Debbie Shears.

ALSO PRESENT: Marc Dubet (Environmental Health (Pollution & Licensing) Manager).

David Ryan (Technical Officer, Street Trading).

Susanne Wicks (Democratic Services Officer).

1 DECLARATIONS OF PECUNIARY INTEREST

No declarations were made.

2 APOLOGIES FOR ABSENCE

Apologies were received from Councillors Draper, Edge and Udeh.

3 MINUTES OF THE MEETING HELD ON 28 FEBRUARY 2013

As requested at the previous meeting, Marc Dubet advised the committee that betting offices are entitled to have up to four gaming machines, which can have a maximum stake of £100 and a maximum prize of £500. Although many people are concerned about the impact of such gaming machines on vulnerable people, licenses cannot be refused because a betting office intends to have them on the premises. Marc Dubet advised the committee that the legislation states that local authorities should "aim to permit" gambling applications, and whilst evidence of crime and disorder is a reason to refuse an application, the fear of crime and disorder is not. Marc Dubet undertook to circulate any licensing case law or updates to the committee.

RESOLVED: That the minutes are agreed as an accurate record of the meeting.

4 THE DESIGNATION OF PARTS OF THE HIGHWAY FOR THE PURPOSE OF STREET TRADING

David Ryan introduced the report and recommended that the committee approve the designation of the two areas detailed within the report.

The committee had no issue with agreeing the designation of the area outside Ashraf Halal & Grocery Ltd in London Road, Morden.

With regard to the designation of the area outside Aubaine, 18 High Street, Wimbledon, Councillor John Bowcott noted his surprise that no local residents had

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objected to this application, given that the pavement in this area is very busy, and not particularly wide. David Ryan advised that many sites on Wimbledon High Street have outdoor areas, and this application is in keeping with those.

Councillor David Simpson also noted his concerns about this application, given the amount of pedestrian traffic on the pavement in this area, especially at weekends.

Councillors asked David Ryan to provide a weekly list of street trading applications received, and asked if it could be supplied with the weekly Licensing and Planning spreadsheets sent via email. David Ryan undertook to arrange this with Marc Dubet.

David Ryan advised that the council's Insurance Section had responded to concerns raised by Councillor Chellew at the February meeting of the committee regarding the public liability insurance in place for street trading applicants. He undertook to forward this advice to all members of the committee.

RESOLVED:

1. To designate the street trading area outside Ashraf Halal & Grocery Ltd
2. Officers to issue a temporary licence for the street trading area outside Aubaine, 18 High Street, Wimbledon until the next Licensing Committee meeting on 4 September 2013.

5 LICENSING ACT 2003

Marc Dubet introduced this report. Councillor Debbie Shears noted that whilst the crime data is useful, it would be more useful for it to be cumulative in future, so comparisons could be made between each quarter.

Report received.