

# Merton Council

## Licensing Sub-Committee

### Membership

**Councillor Agatha Akyigina OBE**

**Councillor Philip Jones**

**Councillor David Simpson CBE**

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

**Date: 18 September 2017**

**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 Po Na Na, 82 The Broadway, Wimbledon, SW19 1RH 1 - 74

### 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.

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feel should be brought to their attention i.e. withdrawal of objector/agreed conditions (Note: If all objections are withdrawn then the Sub-Committee may go straight to point 14.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

## Licensing Sub-Committee Report

Subject of hearing: **Po Na Na, 82 The Broadway, London, SW19 1RH**

Date: **18 September 2017**

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 Variation of premises licence: s35

(i) To modify the conditions on the licence

(ii) To reject the whole or part of 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 an application to vary an existing premises licence.

5.2 The variation is limited to proposed alterations to the approved layout of the premises, a change of name of the venue to Smash and the deletion of existing condition 10 under Annex 3.

5.3 Annex 3 Condition 10 reads: "That the roof terrace shall close at 11pm on Sundays, Mondays, Tuesdays, Wednesdays and Thursdays, and shall close at 00.00 Midnight on Fridays and Saturdays."

5.4 Five representations have been received from members of the public.

5.5 On 31 August 2017 the Applicant withdrew the application to delete existing condition 10 under Annex 3.

**For enquiries about this hearing please contact**

Democratic Services  
Civic Centre  
London Road  
Morden  
SM4 5DX

**Telephone:** 020 8545 3357

**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>	
Barclub Training Limited	
<b>Statutory Authorities</b>	
None	
<b>Interested Parties</b>	
Wimbledon E Hillside Residents' Association (WEHRA)	
South Park Estate Residents' Association (SPERA)	
Tara Dent	
Sara Sharp	
Sisley White	

## Application to vary a premises licence under the Licensing Act 2003

### PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Barclub Trading Limited

*(Insert name(s) of applicant)*

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

<b>Premises licence number</b>	LN/000000804
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### Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
Po Na NA 82 The Broadway London			
Post town	Wimbledon	Postcode	SW19 1RH

Telephone number at premises (if any)	020 8540 1616
Non-domestic rateable value of premises	£ 80,000

### Part 2 – Applicant details

Daytime contact telephone number	[REDACTED]		
E-mail address (optional)	[REDACTED]		
Current postal address if different from premises address	[REDACTED]		
Post town	[REDACTED]	Postcode	[REDACTED]

### Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?  Yes  No

If not, from what date do you want the variation to take effect? DD MM YYYY  

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Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1)  Yes  No

**Please describe briefly the nature of the proposed variation** (Please see guidance note 2)

1. Variation of the layout drawing in line with plan numbered: 01D
2. Change of Name to Smash.
3. Deletion of condition 10 under Annex 3.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend: 

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#### Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

**Provision of regulated entertainment (Please see guidance note 3) Please tick all that apply**

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- 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 8)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)					
Mon								
Tue								
Wed						<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Thur								
Fri						<u>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</u> (please read guidance note 7)		
Sat								
Sun								



B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 7)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)					
Mon								
Tue								
Wed						<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Thur								
Fri						<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat								
Sun								

E

Live music Standard days and timings (please read guidance note 8)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)					
Mon								
Tue								
Wed						<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Thur								
Fri						<u>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</u> (please read guidance note 7)		
Sat								
Sun								

F

Recorded music Standard days and timings (please read guidance note 8)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)					
Mon								
Tue								
Wed						<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Thur								
Fri						<u>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</u> (please read guidance note 7)		
Sat								
Sun								

G

<b>Performances of dance</b> Standard days and timings (please read guidance note 8)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 5)		
Tue					
Wed			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 6)		
Thur					
Fri			<b><u>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</u></b> (please read guidance note 7)		
Sat					
Sun					

H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 5)		
Wed					
Thur			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 6)		
Fri					
Sat			<b><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></b> (please read guidance note 7)		
Sun					

I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 8)			<b><u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 5)		
Mon					
Tue			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 6)		
Wed					
Thur			<b><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></b> (please read guidance note 7)		
Fri					
Sat					
Sun					



J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 8)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>State any seasonal variations for the supply of alcohol</u></b> (please read guidance note 6)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun			<b><u>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</u></b> (please read guidance note 7)		

K

<p><b>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</b> (please read guidance note 10).</p>
--

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 8)			<b><u>State any seasonal variations</u></b> (please read guidance note 6)
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			<b><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u></b> (please read guidance note 7)

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

**M** Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)**

Food is being introduced to the business and the style of business is moving from a nightclub/bar to a late night bar offering an experiential experience to guests including table tennis, food and music.

**b) The prevention of crime and disorder**

All existing security measures will remain in place.

**c) Public safety**

All existing security measures will remain in place.

**d) The prevention of public nuisance**

All existing security measures will remain in place. We believe the proposed changes to the business will change the customer profile.

**e) The protection of children from harm**

All existing security measures will remain in place.

Checklist:

**Please tick to indicate agreement**

- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**Part 5 – Signatures** (please read guidance note 12)

**Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent** (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	24th July 2017
Capacity	Company Secretary

**Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent** (please read guidance note 14). **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 15)

<b>Post town</b>		<b>Post code</b>	
<b>Telephone number (if any)</b>			

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

## Notes for Guidance

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.**

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. 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 of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
  - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
  - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
  - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
  - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
  - Live music: no licence permission is required for:
    - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
    - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
    - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.

- Recorded Music: no licence permission is required for:
    - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
  - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
  - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
    - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
    - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
    - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
    - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
  5. For example state 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.
  6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
  7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
  8. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
  9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
  10. Please give information about anything intended 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 or the presence of gaming machines.
  11. Please list here steps you will take to promote all four licensing objectives together.

12. The application form must be signed.
13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
15. This is the address which we shall use to correspond with you about this application.



Stephen Beedell  
Licensing Officer  
Regulatory Services Partnership  
London Borough of Merton and Richmond  
Upon Thames  
Civic Centre  
London Road  
Morden  
SM4 5DH

Our ref AW/EH/ECL001-29-4/3494

Your ref

31 August 2017

Dear Sir

**Re: Po Na Na, 82 The Broadway, Wimbledon - Licence Variation**

We write to notify you that we are instructed by BarClub Trading Limited in respect of the variation application for Po Na Na, 82 The Broadway, Wimbledon, which was submitted by Saadia Ahmad on the 24 July 2017. We have been informed that the application has received representations and is listed for hearing on the 18 September at 10:00am.

We have taken instructions from our clients and write to confirm that we do not wish to proceed with the third part of the application which is to delete condition 10 - Annex 3. We note the representations and confirm that condition 10 under Annex 3 will not be removed and will be complied with.

The application therefore solely relates now to the following:

- a) Variation of the layout drawing in line with plan numbered 01D
- b) Change of name to Smash

Layout Variation Plan 01D

Ground Floor

The changes to the physical layout of the premises sought by this application are as follows:

- Change of layout entrance which will see the creation of a glass style shop front
- Creation of an open kitchen
- Introduction of ping pong tables
- Reconfiguration of seating area
- Relocation of DJ booth

First Floor

- Introduction of 1 ping pong table
- Reconfiguration of seating areas
- Reconfiguration of bar

You will note from the above therefore that the main changes relate to the change and layout of the entrance on ground floor and the creation of an open kitchen.

#### Change of name to Smash

We would be grateful if you would note the following:

- The proposal is that the premises will not trade as a nightclub anymore, there will be no dancefloor and whilst there will be some televisions in the premises, the sound will always be turned down.
- The premises will trade during the day with food being a main offer to customers and with a new attractive glass front entrance. The premises will continue trading into the evening until the current closing time. There is no application to extend any hours.
- An open plan kitchen will be created which does not have any gas facilities and ventilation will be re-rooted internally through the existing ventilation facility.
- Table tennis tables will be provided but the premises will not be a sports bar as referred to in some of the representations but an experiential bar concept with free entry, food available and no traditional nightclub dance facilities.

#### Imagery and menus

Please see attached impressions of the proposed premises together with the pizza menu and bar menu.

#### Representations

We would be grateful if this letter confirming that we are not proceeding with the application to remove condition 10 in Annex 3 could be forwarded to those who have made representations. We wonder in the circumstances whether any representations remain to the proposed structural changes principally relate to the introduction of an open kitchen, the change to the frontage of the premises and a reconfiguration of the bar on the first floor.

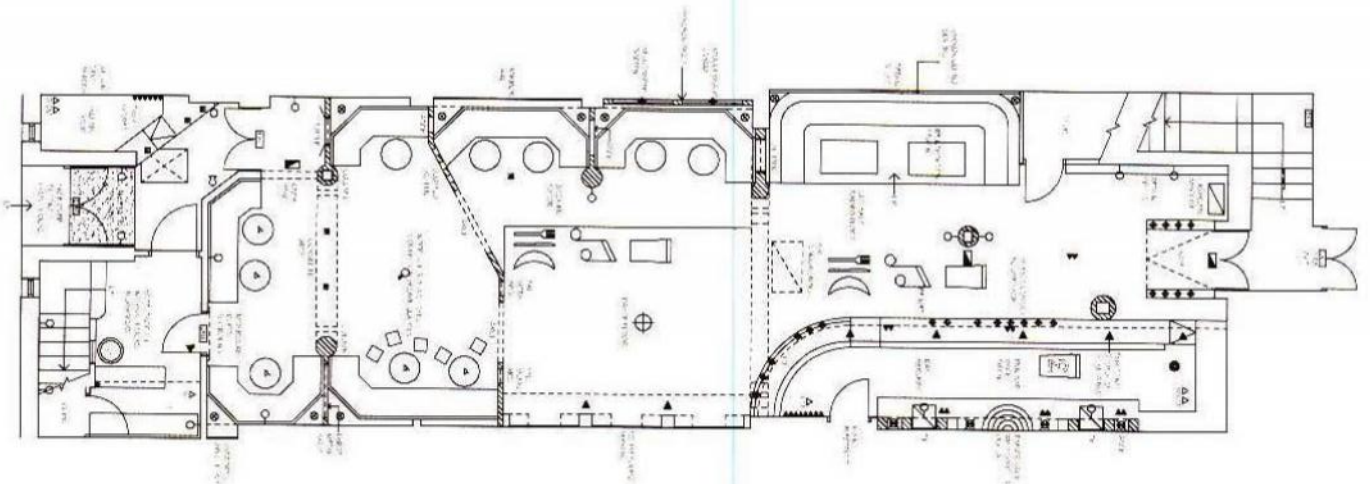
We would also be happy to meet with anyone who has made representations at 5pm on the 6<sup>th</sup> September if a meeting would assist. If anyone would like to meet they should contact me [Andrew@woodswhur.co.uk](mailto:Andrew@woodswhur.co.uk)

Would you please acknowledge receipt and confirm that the letter will be sent to those who are making representations.

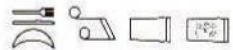
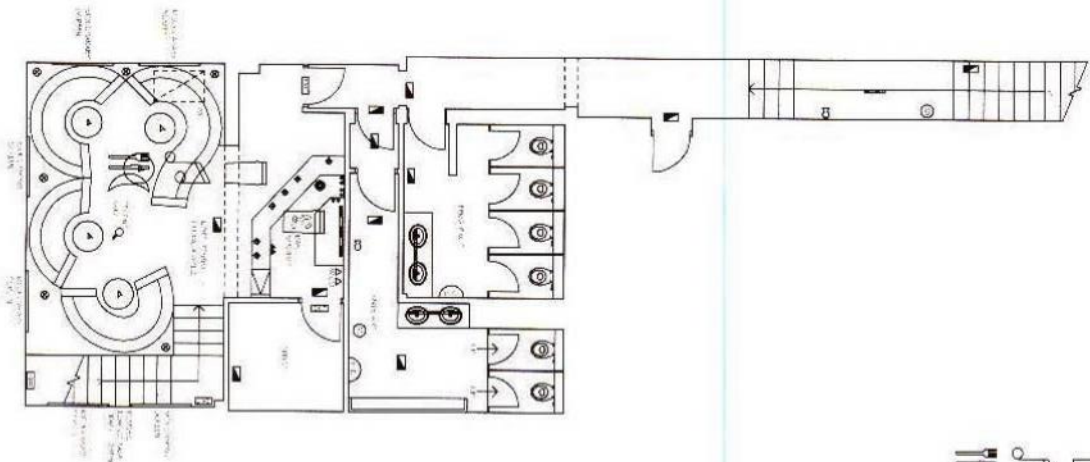
Yours faithfully

**Woods Whur**

AS BUILT GROUND FLOOR PLAN



AS BUILT FIRST FLOOR PLAN



1. 1:10 (AS BUILT) (SEE PLAN)  
 2. 1:10 (AS BUILT) (SEE PLAN)  
 3. 1:10 (AS BUILT) (SEE PLAN)  
 4. 1:10 (AS BUILT) (SEE PLAN)

Notes

EXISTENCE DATE

REVISIONS

DATE

BY

FOR

PROJECT

NO.

DATE

BY

FOR

PROJECT

NO.

DATE

BY

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PROJECT

NO.

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DATE

PO NA NA  
 IN EXISTENCE DATE  
 NO. OF FLOORS  
 PROJECT NO.

NO. OF FLOORS

PROJECT NO.

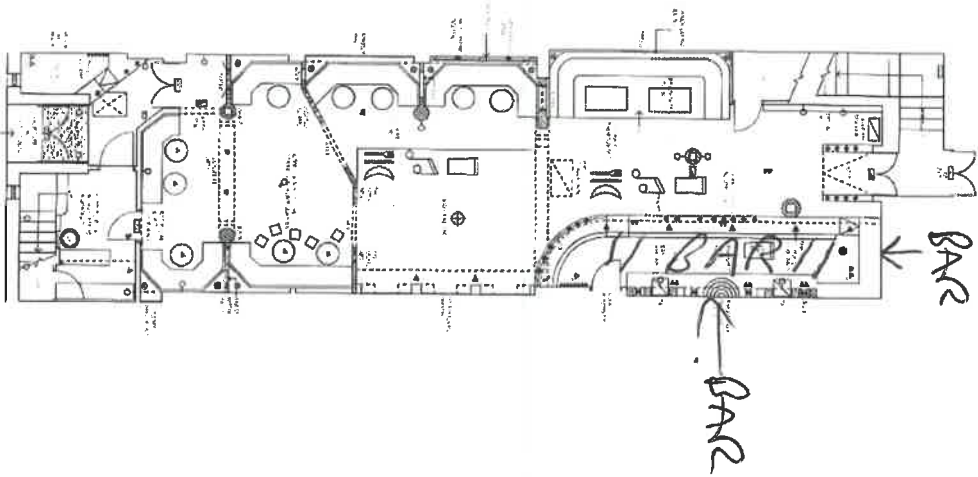
DATE

BY

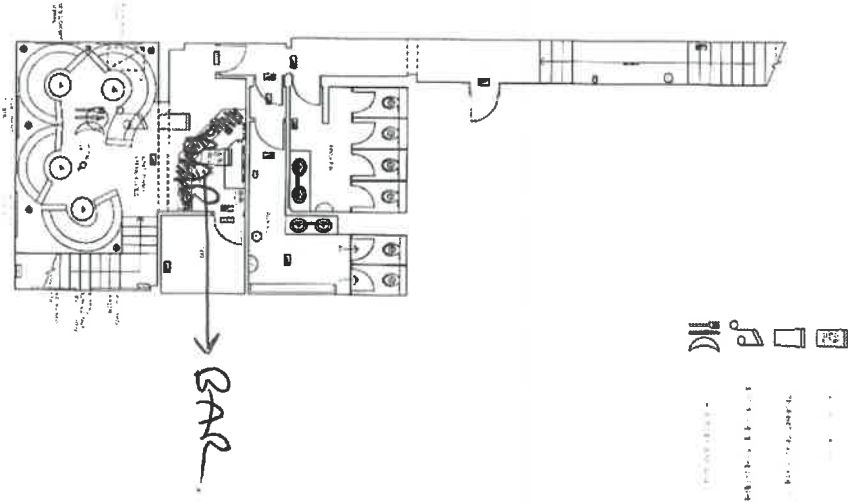
FOR

PROJECT

AS BUILT GROUND FLOOR PLAN



AS BUILT FIRST FLOOR PLAN



**EXPLANATION**

AS BUILT DRAWING IS TO BE USED FOR REFERENCE ONLY. THE CONTRACTOR SHALL VERIFY THE AS BUILT DRAWING WITH THE AS BUILT CONDITIONS AND REPORT ANY DISCREPANCIES TO THE ARCHITECT IMMEDIATELY.

THE CONTRACTOR SHALL MAINTAIN THE EXISTING STRUCTURE AND SERVICES UNLESS OTHERWISE SPECIFIED.

ALL WORK SHALL BE DONE IN ACCORDANCE WITH THE CURRENT BUILDING REGULATIONS AND OTHER APPLICABLE STANDARDS.

THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS.

THE CONTRACTOR SHALL MAINTAIN ACCESS TO ALL ADJACENT PROPERTIES AND SERVICES AT ALL TIMES.

THE CONTRACTOR SHALL PROTECT ALL EXISTING UTILITIES AND SERVICES FROM DAMAGE.

THE CONTRACTOR SHALL MAINTAIN A SAFE WORKING ENVIRONMENT AT ALL TIMES.

THE CONTRACTOR SHALL BE RESPONSIBLE FOR DISPOSING OF ALL WASTE AND DEBRIS IN ACCORDANCE WITH LOCAL REGULATIONS.

THE CONTRACTOR SHALL MAINTAIN THE SITE CLEAN AND UNCLUTTERED AT ALL TIMES.

THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF THE SURROUNDING ENVIRONMENT.

THE CONTRACTOR SHALL MAINTAIN THE SURROUNDING TRAFFIC FLOW AT ALL TIMES.

THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF THE SURROUNDING HERITAGE.

THE CONTRACTOR SHALL MAINTAIN THE SURROUNDING LANDSCAPE AND VEGETATION.

THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF THE SURROUNDING WATERSHED.

THE CONTRACTOR SHALL MAINTAIN THE SURROUNDING AIR QUALITY.

THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF THE SURROUNDING CLIMATE.

THE CONTRACTOR SHALL MAINTAIN THE SURROUNDING NOISE LEVELS.

THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF THE SURROUNDING SOIL.

THE CONTRACTOR SHALL MAINTAIN THE SURROUNDING GROUNDWATER TABLE.

THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF THE SURROUNDING FLOOD RISK.

THE CONTRACTOR SHALL MAINTAIN THE SURROUNDING SEISMIC RISK.

THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF THE SURROUNDING HISTORICAL MONUMENTS.

THE CONTRACTOR SHALL MAINTAIN THE SURROUNDING MONUMENTS AND REMAINS.

THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF THE SURROUNDING BURIAL MONUMENTS.

THE CONTRACTOR SHALL MAINTAIN THE SURROUNDING BURIAL MONUMENTS.

- WALL
- WINDOW
- ◫ DOOR
- STAIR
- POLE
- LIGHT
- PLANT
- SIGN
- FURNITURE
- EQUIPMENT
- OTHER

**REVISIONS**

NO.	DESCRIPTION	DATE
1	ISSUED FOR TENDER	01/07/2011
2	ISSUED FOR CONTRACT	01/07/2011
3	ISSUED FOR CONSTRUCTION	01/07/2011

**GENERAL NOTES**

1. ALL WORK SHALL BE DONE IN ACCORDANCE WITH THE CURRENT BUILDING REGULATIONS AND OTHER APPLICABLE STANDARDS.
2. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS.
3. THE CONTRACTOR SHALL MAINTAIN ACCESS TO ALL ADJACENT PROPERTIES AND SERVICES AT ALL TIMES.
4. THE CONTRACTOR SHALL PROTECT ALL EXISTING UTILITIES AND SERVICES FROM DAMAGE.
5. THE CONTRACTOR SHALL MAINTAIN A SAFE WORKING ENVIRONMENT AT ALL TIMES.
6. THE CONTRACTOR SHALL BE RESPONSIBLE FOR DISPOSING OF ALL WASTE AND DEBRIS IN ACCORDANCE WITH LOCAL REGULATIONS.
7. THE CONTRACTOR SHALL MAINTAIN THE SITE CLEAN AND UNCLUTTERED AT ALL TIMES.
8. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF THE SURROUNDING ENVIRONMENT.
9. THE CONTRACTOR SHALL MAINTAIN THE SURROUNDING TRAFFIC FLOW AT ALL TIMES.
10. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF THE SURROUNDING HERITAGE.
11. THE CONTRACTOR SHALL MAINTAIN THE SURROUNDING LANDSCAPE AND VEGETATION.
12. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF THE SURROUNDING WATERSHED.
13. THE CONTRACTOR SHALL MAINTAIN THE SURROUNDING AIR QUALITY.
14. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF THE SURROUNDING CLIMATE.
15. THE CONTRACTOR SHALL MAINTAIN THE SURROUNDING NOISE LEVELS.
16. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF THE SURROUNDING SOIL.
17. THE CONTRACTOR SHALL MAINTAIN THE SURROUNDING GROUNDWATER TABLE.
18. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF THE SURROUNDING FLOOD RISK.
19. THE CONTRACTOR SHALL MAINTAIN THE SURROUNDING SEISMIC RISK.
20. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF THE SURROUNDING HISTORICAL MONUMENTS.
21. THE CONTRACTOR SHALL MAINTAIN THE SURROUNDING MONUMENTS AND REMAINS.
22. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF THE SURROUNDING BURIAL MONUMENTS.
23. THE CONTRACTOR SHALL MAINTAIN THE SURROUNDING BURIAL MONUMENTS.

**PO NA NA**

Project Name: PO NA NA

Project Number: PO NA NA

Project Location: PO NA NA

Project Manager: PO NA NA

Project Engineer: PO NA NA

Project Architect: PO NA NA

Project Contractor: PO NA NA

Project Start Date: PO NA NA

Project End Date: PO NA NA

Project Status: PO NA NA

Project Budget: PO NA NA

Project Cost: PO NA NA

Project Revenue: PO NA NA

Project Profit: PO NA NA

Project Risk: PO NA NA

Project Quality: PO NA NA

Project Safety: PO NA NA

Project Health: PO NA NA

Project Environment: PO NA NA

Project Social: PO NA NA

Project Governance: PO NA NA

Project Compliance: PO NA NA

Project Transparency: PO NA NA

Project Accountability: PO NA NA

Project Integrity: PO NA NA

Project Honesty: PO NA NA

Project Fairness: PO NA NA

Project Respect: PO NA NA

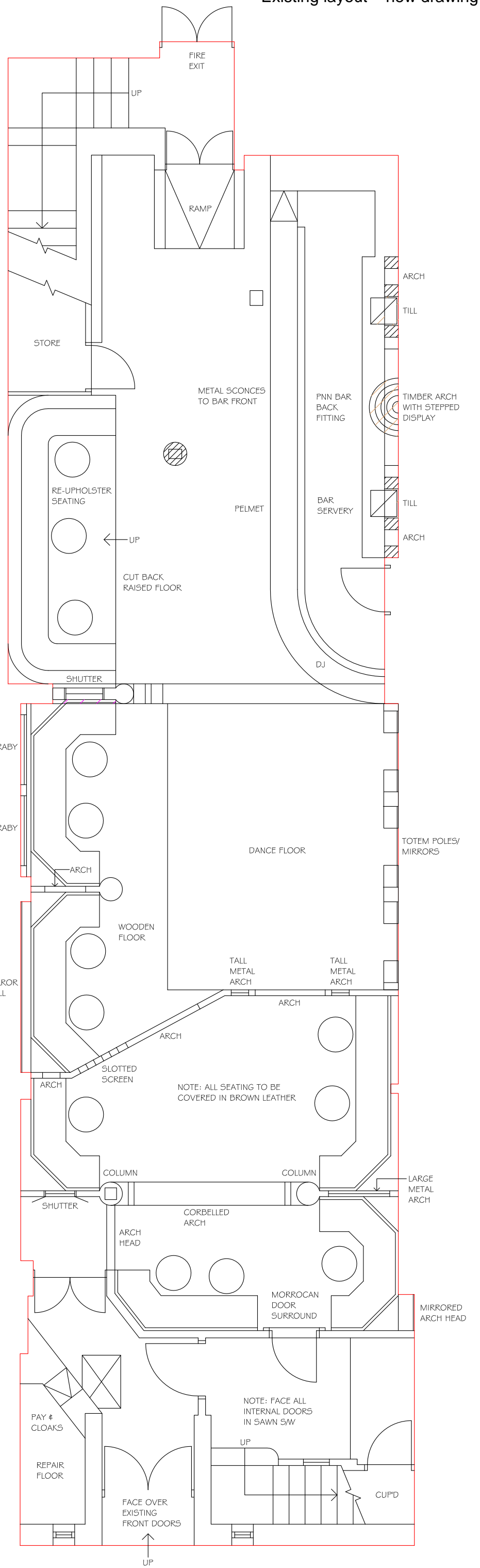
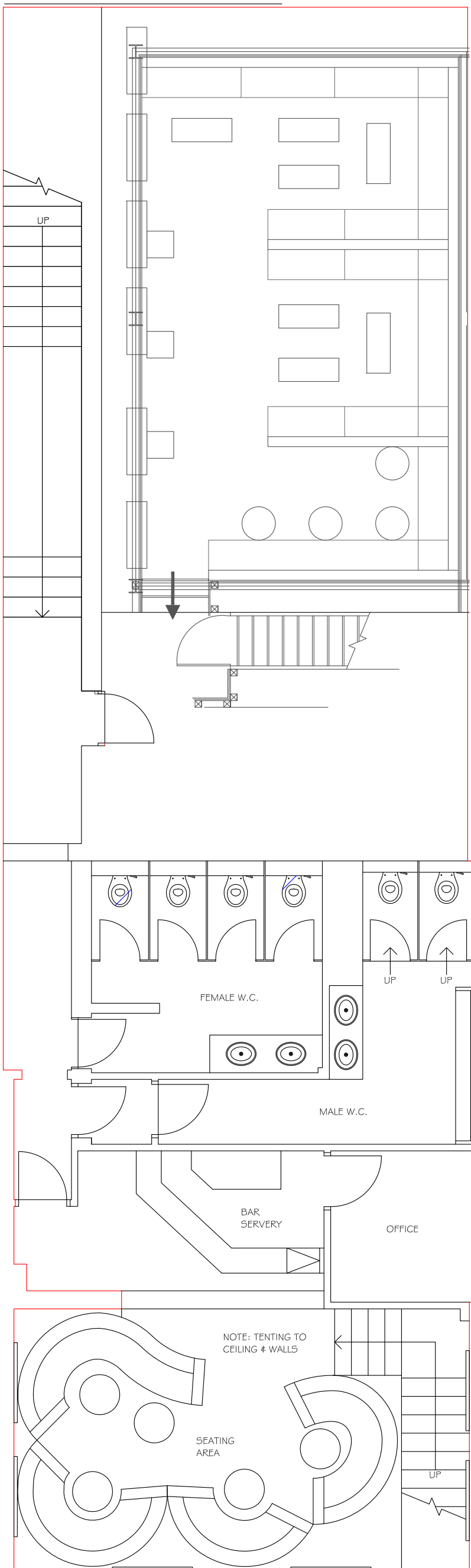
Project Tolerance: PO NA NA

Project Compassion: PO NA NA

Project Kindness: PO NA NA

Project Love: PO NA NA

NO.	DESCRIPTION	DATE
1	ISSUED FOR TENDER	01/07/2011
2	ISSUED FOR CONTRACT	01/07/2011
3	ISSUED FOR CONSTRUCTION	01/07/2011



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**SMASH WIMBLEDON**

PROJECT:  
**SMASH**  
82 THE BROADWAY,  
WIMBLEDON, LONDON,  
SW19 1RH

TITLE:  
**PROPOSED FLOOR PLAN - OPTION 1**

CLIENT:  
**ECLECTIC BARS**

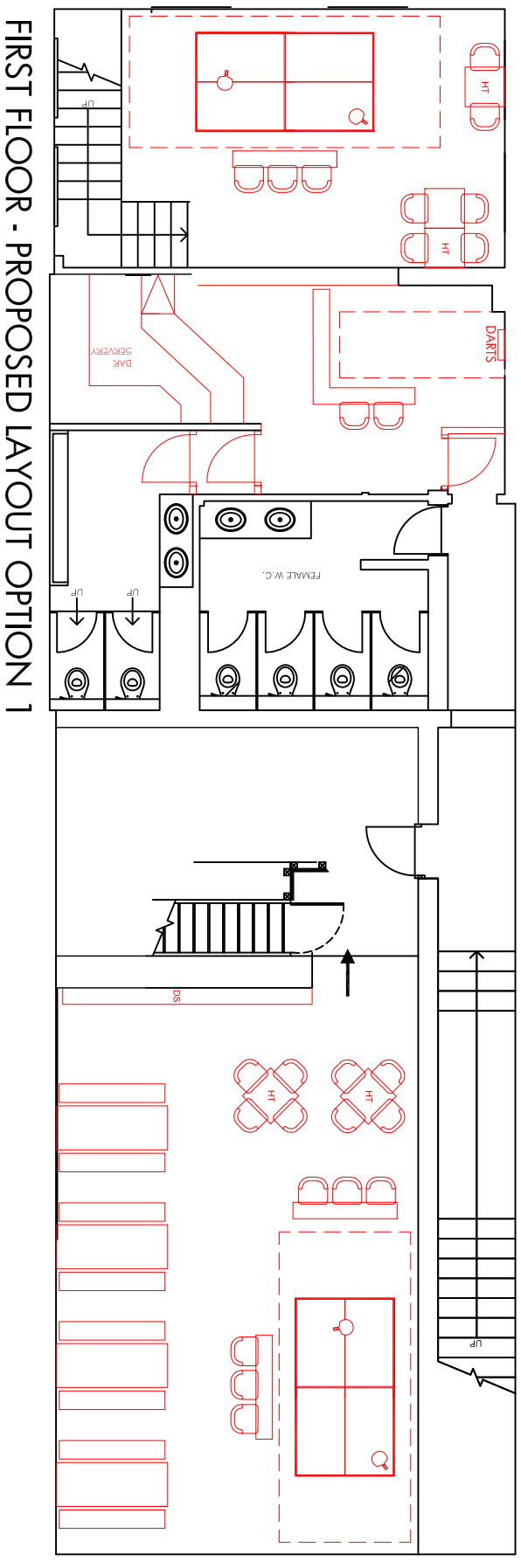
REV.	DESCRIPTION	DATE
A	FOR CLIENT REVIEW	25.04.16
B	FOR CLIENT REVIEW	27.04.16
C	FOR CLIENT REVIEW	19.05.16
D	FOR CLIENT REVIEW	31.05.16

DATE:  
**31.05.2017**

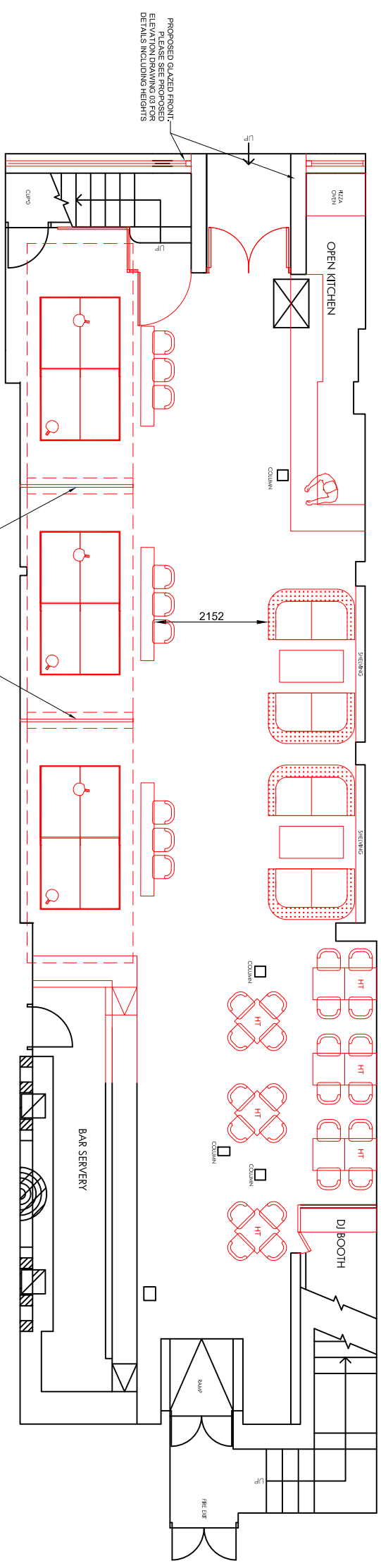
SCALE:  
**1:100 @ A3**

DRAWN BY:  
**MW**

**01 D**



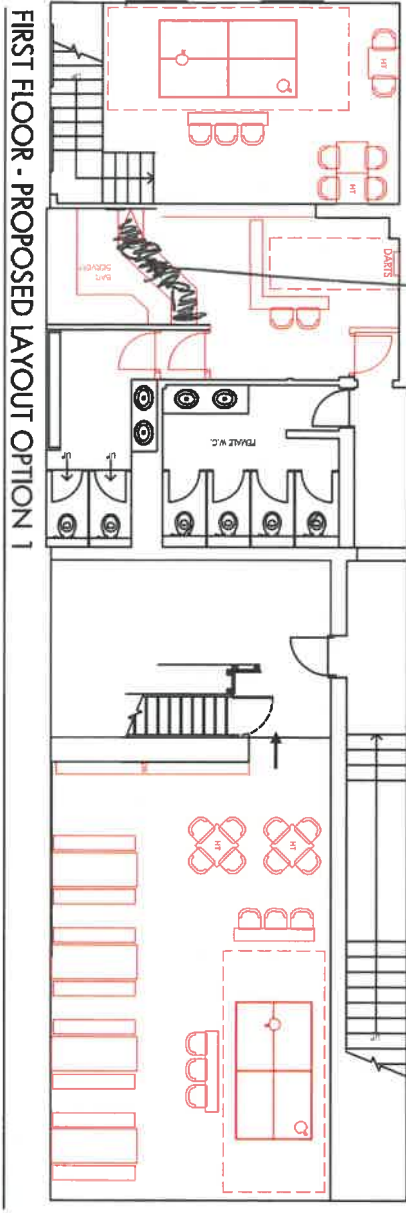
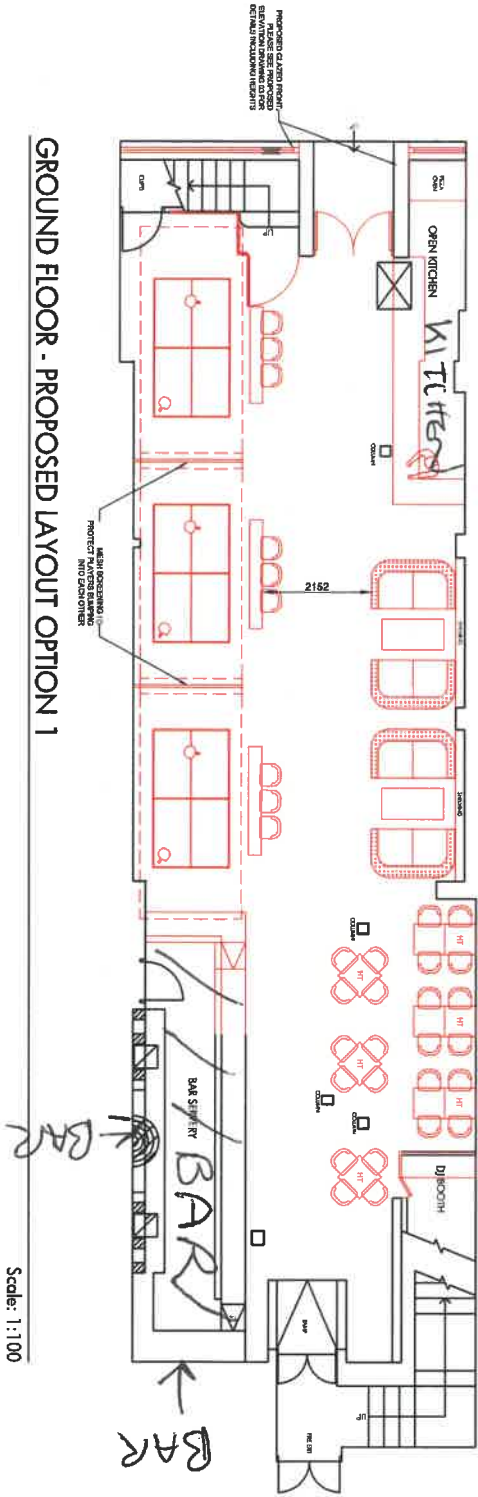
Scale: 1:100



Scale: 1:100

GROUND FLOOR - PROPOSED LAYOUT OPTION 1

LEGEND	
	PROPOSED LAYOUT
	AS CURRENTLY EXISTING



BAR

LEGEND	
	PROPOSED LAYOUT
	AS CURRENTLY EXISTING

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DATE:	31.05.2017
SCALE:	1:100 @ A3
DRAWN BY:	MW
<b>01D</b>	

REV.	DESCRIPTION	DATE
A	FOR CLIENT REVIEW	25.04.16
B	FOR CLIENT REVIEW	27.04.16
C	FOR CLIENT REVIEW	19.05.16
D	FOR CLIENT REVIEW	31.05.16

**TITLE:**  
**PROPOSED FLOOR PLAN - OPTION 1**

**CLIENT:**  
**ECLECTIC BARS**

**PROJECT:**  
**SMASH**  
82 THE BROADWAY,  
WIMBLEDON, LONDON,  
SW19 1RH

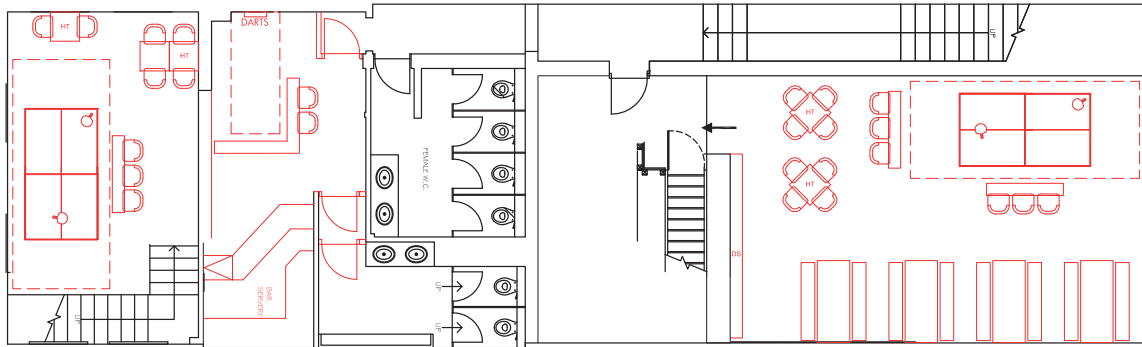
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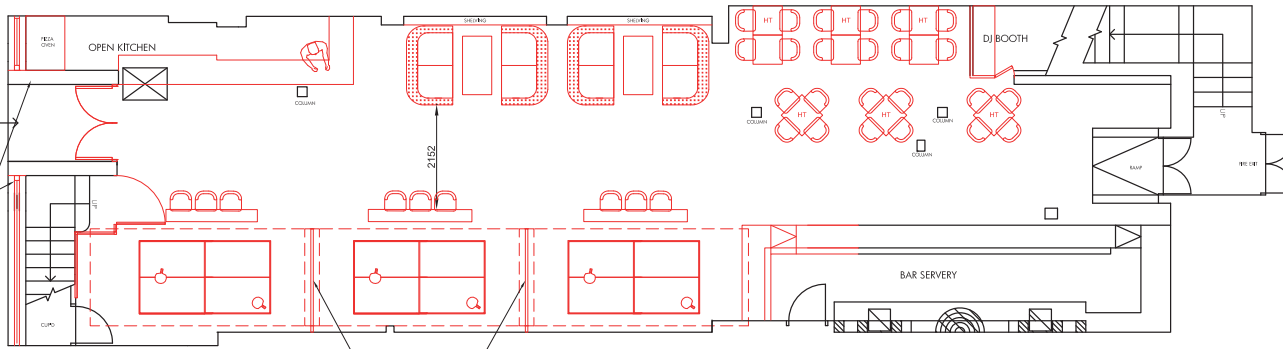






FIRST FLOOR - PROPOSED LAYOUT OPTION 1

Scale: 1:100



Page 33

PROPOSED FRONT- PLEASE REFER TO PROPOSED ELEVATION TO SEE FLOOR DETAILS HEIGHTS

MESH SCREENING TO PROTECT PLAYERS SHOOTING INTO EACH OTHER



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## LICENSING ACT 2003

### Part A Premises licence

Premises licence number

LN/00000804

#### Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description

**Po Na Na  
82 The Broadway  
London  
SW19 1RH**

Where the licence is time limited, the dates

**Not applicable**

The opening hours of the premises

<b>Monday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Tuesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Wednesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Thursday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Friday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Saturday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Sunday</b>	<b>10:00</b>	<b>-</b>	<b>01:30</b>

**When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.**

**On Bank Holiday Sundays until 03:30 the day following.**



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

## On and Off the premises

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

#### Alcohol Sales

##### On and Off the premises

Monday	10:00	-	03:00
Tuesday	10:00	-	03:00
Wednesday	10:00	-	03:00
Thursday	10:00	-	03:00
Friday	10:00	-	03:00
Saturday	10:00	-	03:00
Sunday	10:00	-	01:00

When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.

On Bank Holiday Sundays until 03:30 the day following.

#### Exhibition of a Film

##### Indoors

Monday	10:00	-	03:30
Tuesday	10:00	-	03:30
Wednesday	10:00	-	03:30
Thursday	10:00	-	03:30
Friday	10:00	-	03:30
Saturday	10:00	-	03:30
Sunday	10:00	-	01:00

When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.

On Bank Holiday Sundays until 03:30 the day following.



## **Live Music**

### **Indoors**

<b>Monday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Tuesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Wednesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Thursday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Friday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Saturday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Sunday</b>	<b>10:00</b>	<b>-</b>	<b>01:30</b>

**When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.**

**On Bank Holiday Sundays until 03:30 the day following.**

## **Recorded Music**

### **Indoors**

<b>Monday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Tuesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Wednesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Thursday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Friday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Saturday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Sunday</b>	<b>10:00</b>	<b>-</b>	<b>01:30</b>

**When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.**

**On Bank Holiday Sundays until 03:30 the day following.**

**When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.**

**On Bank Holiday Sundays until 03:30 the day following.**

**Background only - e.g. TV and Radio etc. 24 Hours.**



## **Performance of Dance**

### **Indoors**

<b>Monday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Tuesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Wednesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Thursday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Friday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Saturday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Sunday</b>	<b>10:00</b>	<b>-</b>	<b>01:30</b>

**When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.**

**On Bank Holiday Sundays until 03:30 the day following.**

## **Facilities for Music**

### **Indoors**

<b>Monday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Tuesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Wednesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Thursday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Friday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Saturday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Sunday</b>	<b>10:00</b>	<b>-</b>	<b>01:30</b>

**When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.**

**On Bank Holiday Sundays until 03:30 the day following.**





## **Facilities for Dancing**

### **Indoors**

<b>Monday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Tuesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Wednesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Thursday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Friday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Saturday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Sunday</b>	<b>10:00</b>	<b>-</b>	<b>01:30</b>

**When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.**

**On Bank Holiday Sundays until 03:30 the day following.**

## **Anything Similar to Facilities for Music and Dancing**

### **Indoors**

<b>Monday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Tuesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Wednesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Thursday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Friday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Saturday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Sunday</b>	<b>10:00</b>	<b>-</b>	<b>01:30</b>

**When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.**

**On Bank Holiday Sundays until 03:30 the day following.**



## **Anything Similar to Music and Dancing**

### **Indoors**

<b>Monday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Tuesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Wednesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Thursday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Friday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Saturday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Sunday</b>	<b>10:00</b>	<b>-</b>	<b>01:30</b>

**When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.**

**On Bank Holiday Sundays until 03:30 the day following.**

## **Late Night Refreshment**

### **Indoors**

<b>Monday</b>	<b>23:00</b>	<b>-</b>	<b>03:30</b>
<b>Tuesday</b>	<b>23:00</b>	<b>-</b>	<b>03:30</b>
<b>Wednesday</b>	<b>23:00</b>	<b>-</b>	<b>03:30</b>
<b>Thursday</b>	<b>23:00</b>	<b>-</b>	<b>03:30</b>
<b>Friday</b>	<b>23:00</b>	<b>-</b>	<b>03:30</b>
<b>Saturday</b>	<b>23:00</b>	<b>-</b>	<b>03:30</b>
<b>Sunday</b>	<b>23:00</b>	<b>-</b>	<b>01:30</b>

**When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.**

**On Bank Holiday Sundays until 03:30 the day following.**

**The premises may also provide private entertainment for the purposes of gain at any time.**

## Part 2

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

**Barclub Trading Limited**  
**36 Drury Lane**  
**London**  
**WC2B 5RR**

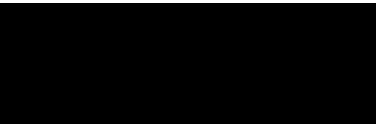


Registered number of holder, ie company number, charity number etc.

**5858842**

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

**Papa Jay McNab**



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 Wandsworth LBWands/04441**



## **ANNEX 1 TABLE OF MANDATORY CONDITIONS UNDER THE LICENSING ACT 2003**

1. That 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.
2. That every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. Where one or more individuals must be at the premises to carry out a security activity, each such individual must be licensed by the Security Industry Authority by a licence granted under the Private Security Industry Act 2001 or entitled to carry out that activity by virtue of section 4 of the Private Security Industry Act 2001.
4. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.  
  
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises –
  - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to –
    - i. drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
    - ii. drink as much alcohol as possible (whether within a time limit or otherwise);
  - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
  - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
  - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
  - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).



**5.** The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

**6.** (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) 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 either -

- (a) a holographic mark, or
- (b) an ultraviolet feature.

**7.** The responsible person must ensure that -

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -

- (i) beer or cider: ½ pint;
- (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

**8.** A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

**9.** For the purposes of the condition set out in paragraph 1—

(a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) “permitted price” is the price found by applying the formula—

$$P = D + (D \times V)$$

where -

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence—

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or



(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.

Where the permitted price given by paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

**10.** The admission of children to the exhibition of any film is to be restricted in accordance with any recommendation made by the relevant film classification body or relevant licensing authority.

**11.** No condition may be attached to the licence as to the nature of the plays which may be performed, or the manner of performing plays, under a licence that permits the performance of plays.

## Annex 2

### Conditions consistent with the Operating Schedule

1. The Licensee (or his nominated Manager of the premises) shall take all reasonable steps to ensure that the passageway leading to Kings Road, SW19 is clear of obstruction at all times that the premises open to the public.
2. The premises shall not be used for the purpose of this Licence if the rear passageway leading to Kings Road, SW19 is not available for the free and easy evacuation of persons from the premises.
3. An attendant shall be on duty in the vicinity of each cloakroom in use whilst the premises are open to the public.
4. The installed CCTV surveillance system shall be maintained and operated the whole time that the premises are open to the public, in accordance with the following:-
5. Recording tapes shall be of good quality and changed daily,
6. Recorded tapes shall be kept in a secure store for a period of 31 days and be available for inspection by both the Police and Council Officers,
7. A register of tapes shall be maintained, including both the tape number and details of persons handling such tapes,
8. Tapes may be reused/recorded after 31 days have elapsed,
9. No person under the age of 18 shall be permitted on the premises,
10. House lights to be turned fully on 10 minutes before closing.

## Annex 3

### Agreed Conditions attached following the variation of 17 May 2007

- No more than 50 people shall, at any one time, be present on the roof terrace.
- Emergency lighting shall be installed on the roof terrace.
- The capacity of the building shall not exceed a maximum of 220 persons, including staff.

### Conditions Imposed Following a Hearing on 28/05/2015

1. An electronic identification scanning device will be used at the premises and customers entering the premises may be asked to produce photographic identification and agree to the identification being used for scanning onto the device.
2. If the electronic scanning device fails, then the device will be replaced within five working days.
3. On Fridays and Saturdays after 22.00pm until closing a street warden shall be employed to monitor the outside of the premises so as to promote the licensing objectives.



4. All staff to receive training on the Licensing Act 2003 and the licensing objectives, on a regular basis.
5. All glasses used for drinking on the premises shall be polycarbonate.
6. Drinking water should be made proactively available (i.e. not only on request) in all parts of the premises where alcohol is sold for consumption on the premises.
7. No drinks are to be taken off the premises in open containers (e.g. glasses or open bottles (preventing use of containers as weapons, and to prevent consumption of alcohol in surrounding streets after individuals have left the premises)).
8. 'Drinkaware' will be promoted throughout the business website and drinking sensibly and appropriately will feature on any menus and marketing literature.
9. Prominent signage shall be displayed at all exits from the premises, requesting that customers leave quietly
10. That the roof terrace shall close at 11pm on Sundays, Mondays, Tuesdays, Wednesdays and Thursdays, and shall close at 00.00 midnight on Fridays and Saturdays.
11. That acoustic attenuation measures shall be put in place for the rear fire exit door, to the satisfaction of the Environmental Health Pollution Control Manager.
12. That the rear door shall be closed, save for emergency exit and egress, and an SIA door supervisor shall regularly monitor that the door is not open and that there are no customers located in the rear alleyway.
13. The speakers shall be isolated from the structure of the building to the satisfaction of the Environmental Health Pollution Control Manager.
14. A noise limiter shall be operated on the premises and its settings shall be assessed and approved by the Environmental Health Pollution Control Manager.
15. That a litter pick and street cleansing shall take place outside the premises on Kings Road and The Broadway on a daily basis.

Annex 4

Premises Plan: Drawing 'PNN/WI/02' of 08/07/2005.





## LICENSING ACT 2003

### Part B Premises licence summary

Premises licence number

LN/00000804

#### Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description

**Po Na Na  
82 The Broadway  
London  
SW19 1RH**

Where the licence is time limited, the dates

**Not applicable**

The opening hours of the premises

<b>Monday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Tuesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Wednesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Thursday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Friday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Saturday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Sunday</b>	<b>10:00</b>	<b>-</b>	<b>01:30</b>

**When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.**

**On Bank Holiday Sundays until 03:30 the day following.**



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

## On and Off the premises

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

#### Alcohol Sales

##### On and Off the premises

Monday	10:00	-	03:00
Tuesday	10:00	-	03:00
Wednesday	10:00	-	03:00
Thursday	10:00	-	03:00
Friday	10:00	-	03:00
Saturday	10:00	-	03:00
Sunday	10:00	-	01:00

When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.

On Bank Holiday Sundays until 03:30 the day following.

#### Exhibition of a Film

##### Indoors

Monday	10:00	-	03:30
Tuesday	10:00	-	03:30
Wednesday	10:00	-	03:30
Thursday	10:00	-	03:30
Friday	10:00	-	03:30
Saturday	10:00	-	03:30
Sunday	10:00	-	01:00

When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.

On Bank Holiday Sundays until 03:30 the day following.



## **Live Music**

### **Indoors**

<b>Monday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Tuesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Wednesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Thursday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Friday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Saturday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Sunday</b>	<b>10:00</b>	<b>-</b>	<b>01:30</b>

**When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.**

**On Bank Holiday Sundays until 03:30 the day following.**

## **Recorded Music**

### **Indoors**

<b>Monday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Tuesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Wednesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Thursday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Friday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Saturday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Sunday</b>	<b>10:00</b>	<b>-</b>	<b>01:30</b>

**When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.**

**On Bank Holiday Sundays until 03:30 the day following.**

**When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.**

**On Bank Holiday Sundays until 03:30 the day following.**

**Background only - e.g. TV and Radio etc. 24 Hours.**



## Performance of Dance

### Indoors

Monday	10:00	-	03:30
Tuesday	10:00	-	03:30
Wednesday	10:00	-	03:30
Thursday	10:00	-	03:30
Friday	10:00	-	03:30
Saturday	10:00	-	03:30
Sunday	10:00	-	01:30

When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.

On Bank Holiday Sundays until 03:30 the day following.

## Facilities for Music

### Indoors

Monday	10:00	-	03:30
Tuesday	10:00	-	03:30
Wednesday	10:00	-	03:30
Thursday	10:00	-	03:30
Friday	10:00	-	03:30
Saturday	10:00	-	03:30
Sunday	10:00	-	01:30

When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.

On Bank Holiday Sundays until 03:30 the day following.



## **Facilities for Dancing**

### **Indoors**

<b>Monday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Tuesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Wednesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Thursday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Friday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Saturday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Sunday</b>	<b>10:00</b>	<b>-</b>	<b>01:30</b>

**When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.**

**On Bank Holiday Sundays until 03:30 the day following.**

## **Anything Similar to Facilities for Music and Dancing**

### **Indoors**

<b>Monday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Tuesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Wednesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Thursday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Friday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Saturday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Sunday</b>	<b>10:00</b>	<b>-</b>	<b>01:30</b>

**When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.**

**On Bank Holiday Sundays until 03:30 the day following.**



### **Anything Similar to Music and Dancing**

#### **Indoors**

<b>Monday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Tuesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Wednesday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Thursday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Friday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Saturday</b>	<b>10:00</b>	<b>-</b>	<b>03:30</b>
<b>Sunday</b>	<b>10:00</b>	<b>-</b>	<b>01:30</b>

**When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.**

**On Bank Holiday Sundays until 03:30 the day following.**

### **Late Night Refreshment**

#### **Indoors**

<b>Monday</b>	<b>23:00</b>	<b>-</b>	<b>03:30</b>
<b>Tuesday</b>	<b>23:00</b>	<b>-</b>	<b>03:30</b>
<b>Wednesday</b>	<b>23:00</b>	<b>-</b>	<b>03:30</b>
<b>Thursday</b>	<b>23:00</b>	<b>-</b>	<b>03:30</b>
<b>Friday</b>	<b>23:00</b>	<b>-</b>	<b>03:30</b>
<b>Saturday</b>	<b>23:00</b>	<b>-</b>	<b>03:30</b>
<b>Sunday</b>	<b>23:00</b>	<b>-</b>	<b>01:30</b>

**When New Year's Eve is on a weekday, from 10.00 on New Year's Eve (12:00 if a Sunday) until the commencement of permitted hours on New Year's Day.**

**On Bank Holiday Sundays until 03:30 the day following.**

**The premises may also provide private entertainment for the purposes of gain at any time.**



## Part 2

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

**Barclub Trading Limited**  
**36 Drury Lane**  
**London**  
**WC2B 5RR**



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

**5858842**

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

**Papa Jay McNab**

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-----Original Message-----

From: JEFFREY GUNN

Sent: 22 August 2017 15:08

To: Licensing

Subject: SMASH/PoNaNa/ Licensing variation application for 82 The Broadway

My name is Jeffrey Alexander Gunn and I live at [REDACTED]  
I am writing as Secretary of South Park Estate Residents' Association on behalf of our committee to object to this application. We have a number of concerns about this application. The first is that it would seem that this establishment which has operated as a night club between the hours of about 10 pm and 3.30 am seems to be changing the way in which they wish to operate. We have tolerated the late night licence as one of three establishments that operate such hours in our area. However, it would seem that the owners/operators are now trying to be a pub/sports bar venue with a bit of food, music and entertainment included in their mix. No serious problem with this except that this establishment is located in a Cumulative Impact Zone and it is our view that they should either be a pub/restaurant or a nightclub. It is our view that opening hours should be restricted to 12 midnight on Friday and Saturday nights and 11.30 pm on Sundays to Thursdays. They should operate similar hours to other licensed establishments in Wimbledon Town Centre. I cannot see how they have the space to provide the 5 table tennis tables that they claim they will install. Of course these tables will be collapsible and so I suspect this space may be used for other purposes if their business model is not sufficiently profitable. It would also seem that the applicants are seeking to remove some of the existing conditions on their license which were intended to provide local residents with some noise mitigation from the impact from their establishment. We especially support the residents of Kings Road and South Park Road who back on to these premises and reject any removal of conditions. Putting up notices requesting customers to leave quietly and not use residential properties as toilets does not always work. We would suggest that the capacity of these premises is reduced to perhaps 100-120 to reflect the seating space that is available given they they are not operating as a night club. It is our view that this application has not been properly thought through and because this application has been made during the Summer Holidays when many people are away it is the view of SPERA that this application should be readvertised so that more residents can have time to submit their objections.

Jeff Gunn

Honorary Secretary SPERA

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**From:** wehraplanning  
**Sent:** 21 August 2017 18:08  
**To:** Licensing; Licensing  
**Subject:** SMASH / PoNaNa Premises Licence Variation, 82 The Broadway

Dear Sir:

I write on behalf of WEHRA to provide our views on the above request for Licence Variation. The applicant wishes to change their business from a nightclub into a more casual, community-serving 'sports bar' serving artisan pizza and craft beer, with big screen TV and ping pong tables. The applicant seems to be suggesting a more 'pub like environment' which would be a welcomed change. Nevertheless, there remain concerns about the Variation and problems with the CIZ.

### **Antisocial Behaviour, Public Nuisance and Crime & Disorder**

- **The WTC Cumulative Impact Zone (CIZ) is stretched to breaking point**, with a team of Police and ambulance workers busy through the night, and then street sweepers each dawn removing from the footpaths discarded food waste, food packaging, spilt drinks and broken bottles/glasses, cigarette butts, not to mention vomit, urine and other unpleasantness left behind by the throngs of the late-night visitors to WTC. Of course much of this **is not** caused by PoNaNa customers, but by being one of the latest opened venues, they contribute more than average to the problems. Police data will show a correlation between the 'after midnight' visitors and anti-social behaviour, public nuisance and crime and disorder. (see attached photos from yesterday morning) We would hope that any activity from the new SMASH format would reduce the negative impacts in the area, not increase it.
- **The floor plan suggests seating for 80 people, where the present nightclub has a capacity of 220.** Given the business format and considerable changes to the floorplan with five large spaces needed for table tennis, might the Licensing Officer support a reduced Capacity to reflect the new floorplan. Again, this would be an amendment to reduce the CIZ impacts that are overburdened at present.
- **The applicant has requested removal of Annex 3 Item 10 regarding acoustic monitoring.** We insist this Condition remain as written, as this concern was raised at a Licence Review in 2015 and is believed to be important for the residents who live within metres of the venue. Annex 3, Item 10 is: "*That acoustic attenuation measures shall be put in place for the rear fire exit door, to the satisfaction of the Environmental Health Pollution Control Manager.*"

We thank the Licensing Officer for ensuring the Applicant has good Waste and Recycling Management practice. At present there are problems with adjoining businesses, and PoNaNa management (who will also manage SMASH) have been remiss in maintaining clean and tiny alleyway, and the exposed, shared wastewater drain (see photos; access provided by another user) Otherwise, this continues to contribute to Public Nuisance, inviting roaches, rats and foxes into the immediate neighbourhood.

Finally we thank the Licensing Officer for ensuring there are no other issues related to this Licence Variation that might negatively impact nearby homeowners, such as any new Ventilation or Ducting and related noise or vibration, food or grease smells, etc. We are confident Merton Council will ensure these things are adequately addressed, as part of the Variation process. If not, this would likely introduce Public Nuisance to neighbouring homeowners.

**In summary, we welcome the change of format to a 'sports bar' instead of a nightclub, and we trust the on-going management will strive to reduce their contribution to the CIZ and address any related issues raised by this change of use. Thank you for accepting this as a valid representation.**

Yours sincerely,  
Leigh Terrafranca, for WEHRA

**From:** wehraplanning  
**Sent:** 21 August 2017 12:20  
**To:** Licensing; Licensing  
**Cc:** Env Health; Councillor Daniel Holden;  
**Subject:** SMASH / PoNaNa Premises Licence Variation, 82 The Broadway

Dear Sir/Madam:

I write on behalf of WEHRA to provide our views on the above request for Licence Variation. The applicant wishes to change their business from a late-night club (they are open at present for around 5 1/2 hours, from 10 pm until 3:30 am, six days/week) into a more casual, daytime 'sports bar' serving artisan pizza and craft beer alongside 'for hire ping pong tables'. It appears the opening hours may change considerably. The applicant seems to be suggesting a more 'pub like environment' and with this Variation they could legally stay open a further 12 hours of each day, i.e. from 10 am to 3:30 am, six days/week.

**Today PoNaNa is one of three of the very late night opening venues in WTC.** They have had a number of problems over the years with their customers (see on-line reviews of the venue). The management has had a high level of turnover, and this means it is difficult even for the local business association to keep tabs on their operation. For example, one of the managers put together an event in July using the AELTC logo without permission. Also their 'I LOVE PoNaNa' stickers are often found on the footpaths in the morning, and the management seldom clears away the butts, spilt liquid and litter surrounding their venue, as they are required to do by Condition.

**It is no secret the Cumulative Impact Zone (CIZ) is stretched to just about breaking point,** with a team of Police and ambulance workers busy through the night, and then street sweepers each dawn removing from the footpaths discarded food waste, food packaging, spilt drinks and broken bottles/glasses, cigarette butts, not to mention vomit, urine and other unpleasantness left behind by the throngs of the late-night visitors to WTC. Of course much of this is not caused by PoNaNa customers, but by being one of the latest opened venues, they contribute more than average to the problems. Police data will show a correlation between the 'after midnight' visitors and anti-social behaviour, public nuisance and crime and disorder. (see attached photos from yesterday morning)

**This venue and all the businesses on the Broadway are within metres of family homes.** It is a euphemism to call Wimbledon a 'town' as it is a single carriageway that adjoins the residential area. So any changes to the pubs/bars/clubs needs to be carefully considered, as negative impacts are felt almost immediately by the adjoining homeowners and their families.

**Perhaps an amendment to the Opening Hours should be considered.** The applicant has provided via their planning application (concurrent with this application) that they have recently opened their first SMASH in Camden, and this will be the next venue to convert. Given these

facts, we are unhappy the applicant proposes to extend their opening hours by more than 100%. We would recommend the opening hours be amended to be from 11 am until 11 pm, and 12 or 1 pm on weekends, as are other more casual, sports-focussed venues similar to 'SMASH'.

**This site is right across from the delightful, iconic Wimbledon Theatre.** The Theatre is a listed building, and the proposed new SMASH signage and 'barn like' wooden frontage is entirely at odds with the Theatre building. Secondly, the applicant has made no improvement to the awful 'conservatory' space on the first floor. The windows don't seem to have been washed, nor blinds replaced since it was installed in 1985. If this is how they manage their estate, we would prefer they keep the front of the building 'enclosed' and only allow customers to come and go via a subtle entrance door.

**As this venue adjoins a very special Conservation Area,** we would request the management to re-consider the design of their new frontage, including re-doing the first floor area to a high standard, and some respect for the PLACE their business is set within. The present building is a real let down, and won't fit with the Council's 10 stated aspirations for Future Wimbledon. A 50's retro-cinema style is inappropriate, for starters.

**The floor plan suggests seating for 80 people, where the present nightclub has a capacity of 220.** Given the business format and considerable changes to the floorpan with five spaces for table tennis, would it be possible to reduce the Capacity numbers to say 100 or 120?

**The applicant has requested removal of Annex 3 Item 10 regarding use of the Roof Terrace.** We insist this Condition remain as written, i.e. it closes at 11 pm Sunday to Thursday, and midnight Friday and Saturday. There have been problems in the past with 'spill' of noise from the venue disturbing local residents, and we don't wish this issue to recur.

**The applicant claims there will be 'artisan pizza' provided in the new venue.** Where are details of the ventilation required, noise and smell mitigation etc? This application can't be considered until this information is provided, given the very close proximity to private residences.

**We also ask Licensing Officers to add a Condition requiring good Waste and Recycling Management practice.** At present there are problems with adjoining businesses, and PoNaNa management have been remiss in maintaining clean and tiny alleyway and the exposed wastewater drain they share. (see photos; access provided by another user) On inspection it didn't look like anything at all was being recycled.

**In our view it would seem to be premature to permit SMASH to open here in Wimbledon. The owners perhaps should wait a year or so to refine the 'pilot' business model, before rolling it out. Meanwhile, we believe this Variation request needs to be REFUSED, as the existing, same ownership would continue to violate at least three of the four licensing objectives.**

Yours sincerely,  
Leigh Terrafranca, for WEHRA

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Photograph submitted by WEHRA – “Drain for another business used by Po Na Na”



Photograph submitted by WEHRA – “Filthy access alley to access drains for 1B Kings Rd”





Photograph submitted by WEHRA - "PoNaNa current front with filthy dirty first floor"



Photograph submitted by WEHRA - "PoNaNa rubbish left in alleyway"



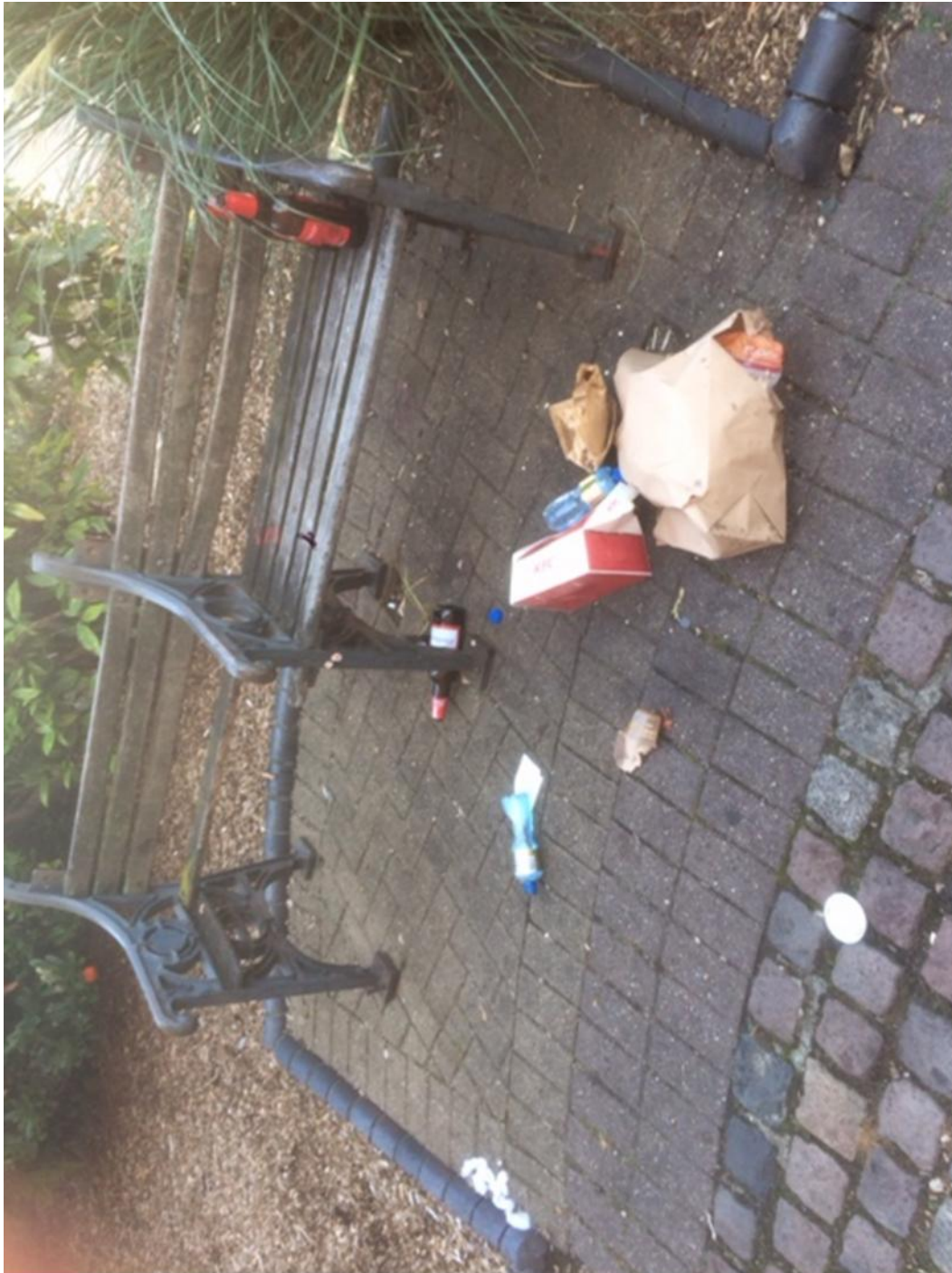
Photograph submitted by WEHRA - "Rubbish from PoNaNa in unsecured shed"



Photograph submitted by WEHRA – “Street scene local residents have to put up with”



Photograph submitted by WEHRA - "Sunday morning across from PoNaNa"



Photograph submitted by WEHRA – “WTC Night Time Dis-Economy”

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of the Local Government Act 1972.

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