

# Merton Council

## Licensing Sub-Committee

### Membership

#### Councillors:

Paul Kohler

Rebecca Lanning

Nick McLean

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

**Date: 26 September 2018**

**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 Lidl UK GmbH, 23 Streatham Road, Mitcham, CR4 2AD 1 - 66

#### Note on declarations of interest

Members are advised to declare any Disclosable Pecuniary Interest in any matter to be considered at the meeting. If a pecuniary interest is declared they should withdraw from the meeting room during the whole of the consideration of that matter and must not participate in any vote on that matter. If members consider they should not participate because of a non-pecuniary interest which may give rise to a perception of bias, they should declare this, withdraw and not participate in consideration of the item. For further advice please speak with the Assistant Director of Corporate Governance.

This is a public meeting and attendance by the public is encouraged and welcomed. For more information about the agenda and the decision making process contact [democratic.services@merton.gov.uk](mailto:democratic.services@merton.gov.uk) or telephone 020 8545 3616.

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

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feel should be brought to their attention i.e. withdrawal of objector/agreed conditions (Note: If all objections are withdrawn then the Sub-Committee may go straight to point 14.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



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# London Borough of Merton



## Licensing Act 2003 Notice of Extension of Time Limits

**Date of issue of this notice:** 7 August 2018

**Subject of hearing:** Lidl UK GmbH, 23 Streatham Road, Mitcham, CR4 2AD

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:** 8 August 2018

**Period of extension to time limits applying to holding a hearing:** 33 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 and to allow all parties to attend.

**For enquiries about this matter please contact**

Democratic Services  
Civic Centre  
London Road  
Morden  
Surrey  
SM4 5DX

**Telephone:** 020 8545 3357

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

**Useful documents:**

**Licensing Act 2003**

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

**Merton's Statement of Licensing policy**

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

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# Licensing Sub-Committee Report

Subject of hearing: : **Lidl UK GmbH, 23 Streatham Road, Mitcham, CR4 2AD**

Date: **26 September 2018**

Time: **10:30am**

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 bundles together with any relevant existing licence. This includes any documents which must be sent to any of the parties to the hearing under Regulation 7(2) and Schedule 3 of The Licensing Act 2003 (Hearings) Regulations 2005. This bundle has been issued to all parties to the hearing.

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

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

## **5. Licensing Officer comments**

5.1 This is an application for a new premises licence for a supermarket.

5.2 The applicant is applying for authorisation to supply alcohol Monday to Sunday 07:00 to 23:00 for consumption off the premises. The opening hours for the premises are stated as above.

- 5.3 We have received thirteen (13) representations against this application. Two from Councillors, three from Responsible Authorities and eight from members of the public.

**For enquiries about this hearing please contact**

Democratic Services  
Civic Centre  
London Road  
Morden  
SM4 5DX

**Telephone:** 020 8545 3616

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

## Parties to the hearing

This document forms part of the notice of hearing.

The following are parties to the hearing having submitted relevant applications, notices or representations under the statutory provisions indicated:

|                               |  |
|-------------------------------|--|
| <b>Applicant</b>              |  |
| Lidl UK GmbH                  |  |
| <b>Statutory Authorities</b>  |  |
| Metropolitan Police           |  |
| Licensing Authority           |  |
| LBM Public Health             |  |
| <b>Interested Parties</b>     |  |
| Councillor Linda Kirby        |  |
| Councillor Geraldine Stanford |  |
| Jacqueline Bond               |  |
| Rene Metcalfe                 |  |
| Lesley Butcher                |  |
| M Mills                       |  |
| Helen Martyr                  |  |
| Dame Sylvia Morris            |  |
| James Steel                   |  |
| Birthe Andersen               |  |





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**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.

I/We Lidl UK GmbH

*(Insert name(s) of applicant)*

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/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**

|  |         |                 |                |
|--|---------|-----------------|----------------|
| Postal address of premises or, if none, ordnance survey map reference or description<br><b>23 Streatham Road</b> |         |                 |                |
| <b>Post town</b>   | Mitcham | <b>Postcode</b> | <b>CR4 2AD</b> |

|   |   |
|---|---|
| Telephone number at premises (if any)   |   |
| Non-domestic rateable value of premises | £ |

**Part 2 - Applicant details**

Please state whether you are applying for a premises licence as      Please tick as appropriate

- a) an individual or individuals \*       please complete section (A)
- b) a person other than an individual \*
  - i as a limited company/limited liability partnership       please complete section (B)
  - ii as a partnership (other than limited liability)       please complete section (B)
  - iii as an unincorporated association or       please complete section (B)
  - iv other (for example a statutory corporation)       please complete section (B)
- c) a recognised club       please complete section (B)
- d) a charity       please complete section (B)

- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales  please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

- 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)

|  |                              |                               |                             |  |  |
|--|------------------------------|-------------------------------|-----------------------------|--|--|
| Mr <input type="checkbox"/>                                    | Mrs <input type="checkbox"/> | Miss <input type="checkbox"/> | Ms <input type="checkbox"/> | Other Title (for example, Rev)           |  |
| <b>Surname</b>   |                              |                               | <b>First names</b>          |  |  |
| <b>Date of birth over</b>                                      |                              | I am 18 years old or          |                             | <input type="checkbox"/> Please tick yes |  |
| <b>Nationality</b>   |                              |                               |                             |  |  |
| Current residential address if different from premises address |                              |                               |                             |  |  |
| Post town  |                              |                               |                             | Postcode                                 |  |
| <b>Daytime contact telephone number</b>                        |                              |                               |                             |  |  |
| <b>E-mail address (optional)</b>                               |                              |                               |                             |  |  |

**SECOND INDIVIDUAL APPLICANT** (if applicable)

|                             |                              |                               |                             |                                |  |
|-----------------------------|------------------------------|-------------------------------|-----------------------------|--------------------------------|--|
| Mr <input type="checkbox"/> | Mrs <input type="checkbox"/> | Miss <input type="checkbox"/> | Ms <input type="checkbox"/> | Other Title (for example, Rev) |  |
|-----------------------------|------------------------------|-------------------------------|-----------------------------|--------------------------------|--|

|   |  |                      |  |
|---|--|----------------------|--|
| <b>Surname</b>  |  | <b>First names</b>   |  |
| <b>Date of birth</b><br>over                                    |  | I am 18 years old or | <input type="checkbox"/> Please tick yes |
| <b>Nationality</b>  |  |                      |  |
| Current postal address<br>if different from<br>premises address |  |                      |  |
| Post town   |  | Postcode             |  |
| <b>Daytime contact telephone number</b>                         |  |                      |  |
| <b>E-mail address<br/>(optional)</b>                            |  |                      |  |

**(B) OTHER APPLICANTS**

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

|   |
|---|
| <b>Name</b><br>Lidl UK GmbH   |
| <b>Address</b><br>19 Worple Road<br>London<br>SW19 4JS  |
| <b>Registered number (where applicable)</b><br>FC017929   |
| <b>Description of applicant (for example, partnership, company, unincorporated association etc.)</b><br>Limited Company |
| <b>Telephone number (if any)</b><br>01934 523121  |
| <b>E-mail address (optional)</b><br>licensing@lidl.co.uk  |

**Part 3 Operating Schedule**

When do you want the premises licence to start?

|    |    |         |
|----|----|---------|
| DD | MM | YYYY    |
| 1  | 2  | 07 2018 |

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

|    |    |      |
|----|----|------|
| DD | MM | YYYY |
|    |    |      |

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

Supermarket

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

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

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<br>Standard days and timings (please read guidance note 7) |       |        | Will the performance of a play take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 3)   | Indoors  | <input type="checkbox"/> |
|--|-------|--------|--|----------|--------------------------|
| Day  | Start | Finish |  | Outdoors | <input type="checkbox"/> |
| Mon  |       |        | <b>Please give further details here</b> (please read guidance note 4)  | Both     | <input type="checkbox"/> |
| Tue  |       |        |  |          |                          |
| Wed  |       |        | <b>State any seasonal variations for performing plays</b> (please read guidance note 5)  |          |                          |
| Thur   |       |        |  |          |                          |
| Fri  |       |        | <b>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</b> (please read guidance note 6) |          |                          |
| Sat  |       |        |  |          |                          |
| Sun  |       |        |  |          |                          |



**B**

|   |       |        |   |          |                          |
|---|-------|--------|---|----------|--------------------------|
| <b>Films</b><br>Standard days and timings (please read guidance note 7) |       |        | <b>Will the exhibition of films take place indoors or outdoors or both – please tick</b><br>(please read guidance note 3)   | Indoors  | <input type="checkbox"/> |
|   |       |        |   | Outdoors | <input type="checkbox"/> |
|   |       |        |   | Both     | <input type="checkbox"/> |
| Day   | Start | Finish | <b>Please give further details here</b> (please read guidance note 4)   |          |                          |
| Mon   |       |        |   |          |                          |
| Tue   |       |        | <b>State any seasonal variations for the exhibition of films</b> (please read guidance note 5)  |          |                          |
| Wed   |       |        |   |          |                          |
| Thur  |       |        | <b>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</b> (please read guidance note 6) |          |                          |
| Fri   |       |        |   |          |                          |
| Sat   |       |        |   |          |                          |
| Sun   |       |        |   |          |                          |

C

| Indoor sporting events<br>Standard days and<br>timings (please read<br>guidance note 7) |       |        | Please give further details (please read guidance note 4)   |
|---|-------|--------|---|
| Day   | Start | Finish |   |
| Mon   |       |        |   |
|   |       |        |   |
| Tue   |       |        | State any seasonal variations for indoor sporting events (please read guidance note 5)  |
|   |       |        |   |
| Wed   |       |        |   |
|   |       |        |   |
| Thur  |       |        | 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 (please read guidance note 6) |
|   |       |        |   |
| Fri   |       |        |   |
|   |       |        |   |
| Sat   |       |        |   |
|   |       |        |   |
| Sun   |       |        |   |
|   |       |        |   |

**D**

|  |              |               |  |          |                          |
|--|--------------|---------------|--|----------|--------------------------|
| <b>Boxing or wrestling entertainments</b><br>Standard days and timings (please read guidance note 7) |              |               | <b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)  | Indoors  | <input type="checkbox"/> |
|  |              |               |  | Outdoors | <input type="checkbox"/> |
|  |              |               |  | Both     | <input type="checkbox"/> |
| <b>Day</b>   | <b>Start</b> | <b>Finish</b> |  |          |                          |
| Mon  |              |               | <b><u>Please give further details here</u></b> (please read guidance note 4)   |          |                          |
| Tue  |              |               |  |          |                          |
| Wed  |              |               | <b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 5)  |          |                          |
| Thur   |              |               |  |          |                          |
| Fri  |              |               | <b><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></b> (please read guidance note 6) |          |                          |
| Sat  |              |               |  |          |                          |
| Sun  |              |               |  |          |                          |

**E**

|  |       |        |   |          |                          |
|--|-------|--------|---|----------|--------------------------|
| <b>Live music</b><br>Standard days and timings (please read guidance note 7) |       |        | <b>Will the performance of live music take place indoors or outdoors or both – please tick</b><br>(please read guidance note 3)   | Indoors  | <input type="checkbox"/> |
|  |       |        |   | Outdoors | <input type="checkbox"/> |
|  |       |        |   | Both     | <input type="checkbox"/> |
| Day  | Start | Finish | <b>Please give further details here</b> (please read guidance note 4)   |          |                          |
| Mon  |       |        |   |          |                          |
|  |       |        | <b>State any seasonal variations for the performance of live music</b><br>(please read guidance note 5)   |          |                          |
| Tue  |       |        |   |          |                          |
|  |       |        | <b>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</b> (please read guidance note 6) |          |                          |
| Wed  |       |        |   |          |                          |
|  |       |        |   |          |                          |
| Thur   |       |        |   |          |                          |
|  |       |        |   |          |                          |
| Fri  |       |        |   |          |                          |
|  |       |        |   |          |                          |
| Sat  |       |        |   |          |                          |
|  |       |        |   |          |                          |
| Sun  |       |        |   |          |                          |

**F**

|  |              |               |   |          |                          |
|--|--------------|---------------|---|----------|--------------------------|
| <b>Recorded music</b><br>Standard days and timings (please read guidance note 7) |              |               | <b>Will the playing of recorded music take place indoors or outdoors or both – please tick</b><br>(please read guidance note 3)   | Indoors  | <input type="checkbox"/> |
|  |              |               |   | Outdoors | <input type="checkbox"/> |
|  |              |               |   | Both     | <input type="checkbox"/> |
| <b>Day</b>   | <b>Start</b> | <b>Finish</b> | <b>Please give further details here</b> (please read guidance note 4)   |          |                          |
| Mon  |              |               |   |          |                          |
| Tue  |              |               | <b>State any seasonal variations for the playing of recorded music</b><br>(please read guidance note 5)   |          |                          |
| Wed  |              |               |   |          |                          |
| Thur   |              |               | <b>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</b> (please read guidance note 6) |          |                          |
| Fri  |              |               |   |          |                          |
| Sat  |              |               |   |          |                          |
| Sun  |              |               |   |          |                          |

**G**

| Performances of dance<br>Standard days and timings (please read guidance note 7) |  |  | <b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b><br>(please read guidance note 3)   | Indoors | <input type="checkbox"/> |
|--|--|--|---|---------|--------------------------|
| Day  |  |  |   | Start   | Finish                   |
|  |  |  |   | Both    | <input type="checkbox"/> |
| Mon  |  |  | <b><u>Please give further details here</u></b> (please read guidance note 4)  |         |                          |
|  |  |  |   |         |                          |
| Tue  |  |  | <b><u>State any seasonal variations for the performance of dance</u></b><br>(please read guidance note 5)   |         |                          |
|  |  |  |   |         |                          |
| Wed  |  |  | <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 6) |         |                          |
|  |  |  |   |         |                          |
| Thur   |  |  |   |         |                          |
|  |  |  |   |         |                          |
| Fri  |  |  |   |         |                          |
|  |  |  |   |         |                          |
| Sat  |  |  |   |         |                          |
|  |  |  |   |         |                          |
| Sun  |  |  |   |         |                          |
|  |  |  |   |         |                          |

H

|  |       |        |   |          |                          |
|--|-------|--------|---|----------|--------------------------|
| <p><b>Anything of a similar description to that falling within (e), (f) or (g)</b><br/>Standard days and timings (please read guidance note 7)</p> |       |        | <p>Please give a description of the type of entertainment you will be providing</p>   |          |                          |
| Day  | Start | Finish | <p><b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)</p>   | Indoors  | <input type="checkbox"/> |
| Mon  |       |        |   | Outdoors | <input type="checkbox"/> |
|  |       |        |   | Both     | <input type="checkbox"/> |
| Tue  |       |        | <p><b><u>Please give further details here</u></b> (please read guidance note 4)</p>   |          |                          |
| Wed  |       |        |   |          |                          |
| Thur   |       |        | <p><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 5)</p>  |          |                          |
| Fri  |       |        |   |          |                          |
| Sat  |       |        | <p><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 6)</p> |          |                          |
| Sun  |       |        |   |          |                          |

**I**

|  |              |               |   |          |                          |
|--|--------------|---------------|---|----------|--------------------------|
| <b>Late night refreshment</b><br>Standard days and timings (please read guidance note 7) |              |               | <b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)</b>  | Indoors  | <input type="checkbox"/> |
|  |              |               |   | Outdoors | <input type="checkbox"/> |
|  |              |               |   | Both     | <input type="checkbox"/> |
| <b>Day</b>   | <b>Start</b> | <b>Finish</b> | <b><u>Please give further details here</u></b> (please read guidance note 4)  |          |                          |
| Mon  |              |               |   |          |                          |
| Tue  |              |               | <b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 5)   |          |                          |
| 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 6) |          |                          |
| Fri  |              |               |   |          |                          |
| Sat  |              |               |   |          |                          |
| Sun  |              |               |   |          |                          |



**J**

|   |              |               |   |                  |                                     |
|---|--------------|---------------|---|------------------|-------------------------------------|
| <b>Supply of alcohol</b><br>Standard days and timings (please read guidance note 7) |              |               | <b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)  | On the premises  | <input type="checkbox"/>            |
|   |              |               |   | Off the premises | <input checked="" type="checkbox"/> |
|   |              |               |   | Both             | <input type="checkbox"/>            |
| <b>Day</b>  | <b>Start</b> | <b>Finish</b> | <b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)  |                  |                                     |
| Mon   | 07:00        | 23:00         |   |                  |                                     |
| Tue   | 07:00        | 23:00         |   |                  |                                     |
| Wed   | 07:00        | 23:00         |   |                  |                                     |
| Thur  | 07:00        | 23:00         |   |                  |                                     |
| Fri   | 07:00        | 23:00         |   |                  |                                     |
| Sat   | 07:00        | 23:00         |   |                  |                                     |
| Sun   | 07:00        | 23:00         |   |                  |                                     |
|   |              |               | <b>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</b> (please read guidance note 6) |                  |                                     |

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

|  |            |
|--|------------|
| Name<br>Rebecca Bough  |            |
| Date of birth [REDACTED]   |            |
| Address<br>[REDACTED]  |            |
| Postcode   | [REDACTED] |
| Personal licence number (if known)<br>[REDACTED]                 |            |
| Issuing licensing authority (if known)<br>North Somerset Council |            |

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 9).**

L

| <b>Hours premises are open to the public</b><br>Standard days and timings (please read guidance note 7) |       |        | <u>State any seasonal variations</u> (please read guidance note 5) |  |
|---|-------|--------|--|--|
| Day   | Start | Finish |  |  |
| Mon   | 07:00 | 23:00  |  |  |
|   |       |        |  |  |
| Tue   | 07:00 | 23:00  |  |  |
|   |       |        |  |  |
| Wed   | 07:00 | 23:00  |  |  |
|   |       |        |  |  |
| Thur  | 07:00 | 23:00  |  | <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 6) |
|   |       |        |  |  |
| Fri   | 07:00 | 23:00  |  |  |
|   |       |        |  |  |
| Sat   | 07:00 | 23:00  |  |  |
|   |       |        |  |  |
| Sun   | 07:00 | 23:00  |  |  |
|   |       |        |  |  |

**M** Describe the steps you intend to take to promote the four licensing objectives:

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)**

All staff are trained and are aware of the Licensing Legislation, especially in relation to the prevention of underage sales. They are required to sign a register confirming that they have undertaken training and are aware of their responsibilities. Training is repeated at frequent intervals, at least bi-annually. Any person found to be in breach of the Company alcohol policy is subject to disciplinary proceedings. Notices are displayed in the premises advising of the licensing legislation.

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

The operators of the premises will maintain a good relationship with the local police and other relevant authorities  
A comprehensive digital CCTV system to be installed giving storage of images for a period of not less than 28 days Images can be provided on to removable media to authorised bodies with 48 hours notice

**c) Public safety**

Fire safety equipment is provided at the premises, and staff are trained on the use of this equipment

**d) The prevention of public nuisance**

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

If anyone attempting to purchase alcohol appears to be under 25 the on duty manager is called. The manager will only accept photographic ID as proof of age (passport, photo driving licence or PASS card). If no ID is provided no sale takes place.

**Checklist:**

**Please tick to indicate agreement**

- 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 designated 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.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

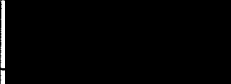
**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.**

**Part 4 – Signatures** (please read guidance note 11)

**Signature of applicant or applicant's solicitor or other duly authorised agent** (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

|                    |  |
|--------------------|--|
| <b>Declaration</b> | <ul style="list-style-type: none"><li>• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li></ul> |
|--------------------|--|

|           |   |
|-----------|---|
|           | <ul style="list-style-type: none"> <li>The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licesable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)</li> </ul> |
| Signature |    |
| Date      | 07.06.2018  |
| Capacity  | Licensing Manager   |

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.**

|           |  |
|-----------|--|
| Signature |  |
| Date      |  |
| Capacity  |  |

|   |                          |          |                 |
|---|--------------------------|----------|-----------------|
| Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)<br>Lidl UK GmbH<br>Licensing<br>Locking Castle Business Park<br>West Wick |                          |          |                 |
| Post town   | <b>Weston Super Mare</b> | Postcode | <b>BS24 7TG</b> |
| Telephone number (if any)   | 01934 523121             |          |                 |
| If you would prefer us to correspond with you by e-mail, your e-mail address (optional)<br>licensing@lidl.co.uk   |                          |          |                 |

#### Notes for Guidance

- 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.
- 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.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
  4. 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.
  5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
  6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
  7. 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.
  8. 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'.
  9. 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.
  10. Please list here steps you will take to promote all four licensing objectives together.
  11. The application form must be signed.
  12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
  13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
  14. This is the address which we shall use to correspond with you about this application.

**15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

**Documents which demonstrate entitlement to work in the UK**

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the

right of abode in the UK [please see note below about which sections of the passport to copy].

- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.



- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
  - evidence of the applicant's own identity – such as a passport,
  - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

**Original documents must not be sent to licensing authorities.** If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

**Consent of individual to being specified as premises supervisor**

Rebecca Louise Bough

I

-----  
*[full name of prospective premises supervisor]*

of



-----  
*[home 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

Premises Licence

-----  
*[type of application]*

by

Lidl UK GmbH

-----  
*[name of applicant]*

relating to a premises licence

N/A

-----  
*[number of existing licence, if any]*

for

Lidl UK GmbH  
23 Streatham Road  
Mitcham  
CR4 2AD

-----  
*[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

Lidl UK GmbH

-----  
*[name of applicant]*

concerning the supply of alcohol at

Lidl UK GmbH  
23 Streatham Road  
Mitcham  
CR4 2AD

-----  
*[name and address of premises to which application relates]*

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

██████████

-----  
*[insert personal licence number, if any]*

Personal licence issuing authority

North Somerset Council

-----  
*[insert name and address and telephone number of personal licence issuing authority, if any]*

Signed


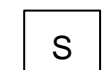
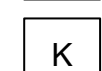








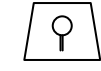


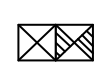


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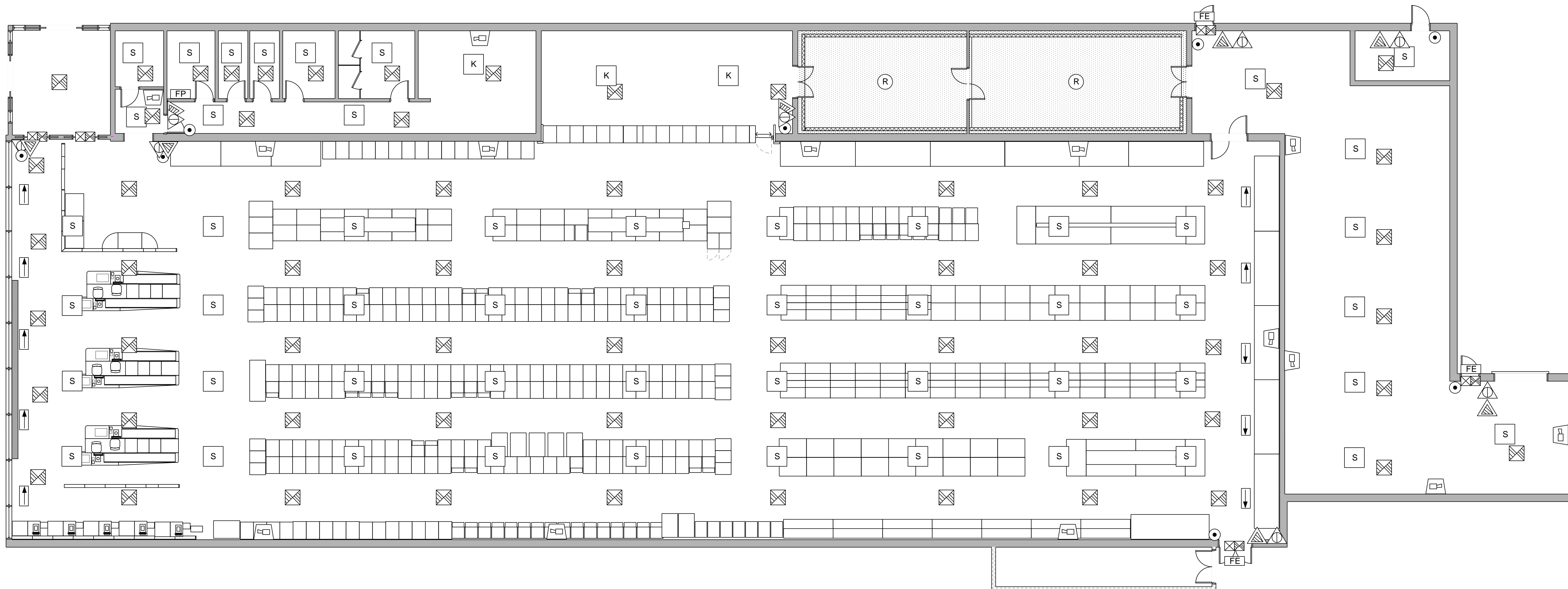
Name (please print)

Rebecca Bough

Date

07.06.2018

-  Fire Blanket
  -  Smoke Detector
  -  Heat Detector
  -  Warning Device Bell
  -  Warning Device Sounder
  -  Portable Water Extinguisher
  -  Portable Foam Extinguisher
  -  Portable CO2 Extinguisher
  -  Portable Dry Powder Extinguisher
  -  Emergency Light
  -  Call Point
  -  Warning Device Visual
  -  Fire Exit Directional Signage
  -  Roof Void Smoke Detector
  -  Emergency Exit Illuminated Sign
  -  Fire Control Panel
  -  Fire Exit
- All Fire Exits Have A Push Bar with Fire Exit & Fire Notice Action Signage*



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The Licensing Department  
The London Borough of Merton  
Merton Civic Centre,  
London Road,  
Morden  
SM4 5DX

**SW BCU – Merton Borough  
VW - Wimbledon Police Station**

Wimbledon Police Station  
15-23 Queens Road  
London  
SW19 8NN

Telephone: 020 8649 3074  
Email: Russ.Stevens@met.police.uk

9<sup>th</sup> July 2018

**Re:- Application for Premises Licence at , 23 Streatham Road, Mitcham CR4 2AD (Lidl)**

Dear Sir/Madam,

On 14<sup>th</sup> June 2018 an application was received from Lidl UK GmbH for a Premises Licence under Section 17 of the Licensing Act 2003.

The application relates to a supermarket, open to the public and selling alcohol between 0700hrs and 2300hrs daily.

**Police wish to make representations to this application on two of the four of the licensing objectives namely:**

**The Prevention of Crime and Disorder  
The prevention of Public Nuisance**

My objections to this application are based solely on the geographical location of the premises, and the existing problems in this specific area in relation to crime and Anti-Social Behaviour directly linked to alcohol abuse.

Lidl UK is a responsible retailer. There are currently five Lidl Supermarkets within the London Borough of Merton and also the UK Head Office in Wimbledon. All five Lidl Supermarkets in Merton operate safely and responsibly, and I have found the co-operation with Police to be excellent. To tackle a serious problem in Mitcham town centre in November 2017, I asked Lidl's Training and Compliance Director to further restrict fireworks sales to over 25s only. The problem was not caused or contributed to by Lidl, but their immediate co-operation significantly helped deal with the problem and encouraged the other operators such as Asda and Morrisons to follow suit.

My objections to this application relate to the Cumulative Impact that another alcohol retailer in Streatham Road will have on Crime and ASB in and around the Figges Marsh area of Mitcham. Even more so from a low-cost supermarket.

**The premises at 23 Streatham Road sits within a Cumulative Impact Zone.** The area is already saturated with retailers selling alcohol for consumption off the premises. Immediately opposite the premises is Figges Marsh, a green area of common land that is used by all sections of the local community for sport and exercise, relaxation, general recreation, and is

also used as a pedestrian thoroughfare between Mitcham, Tooting and Streatham. Unfortunately, Figges Marsh is also used by "street drinkers" who get drunk, abuse passers by, make noise, drop litter, urinate and worse in full view of adults and children using the park. I myself on one occasion have arrested a drunk male lying on Figges Marsh masturbating as a woman walked past with her young child. I have also personally attended numerous drunken brawls and serious assaults at this location.

The following entries are from crime and intel reports relating to the area immediately surrounding the premises at 23 Streatham Road, going back only 12 months. They are all connected to alcohol abuse:

17<sup>th</sup> June 2018 2250hrs Streatham Road JW Sandy Lane  
GBH – Sri Lankan males drinking in street, one produces a machete and punches a male, knocking him backwards over a wall.

8<sup>th</sup> June 2018 2300hrs Tesco Streatham Road  
Public Disorder – Staff threatened with violence and abused when closing shop.

7<sup>th</sup> June 2018 Figges Marsh  
Reports of drug dealing among groups of Asian males

16<sup>th</sup> May 2018 2150hrs nr 165 Streatham Road  
Sexual Assault – Female walking along Streatham Road followed by a male who grabbed her around waist from behind kissing her and victim struggled to break free. Suspect was drunk and ran into an off-licence.

26<sup>th</sup> April 2018 1900hrs Tesco Express Streatham Road  
Public Disorder – Drunk shoplifter shouting at staff and customers

15<sup>th</sup> April 2018 1650hrs Tesco Express Streatham Road  
Racially Aggravated Harassment and abuse – Staff abused by shoplifter.

14<sup>th</sup> April 2018 1415hrs Master Fryer 155 Streatham Road  
ABH – Fight inside fish & chip shop, parties drunk.

10<sup>th</sup> April 2018- Streatham Road  
Reports of drug and alcohol abuse, and Dogging.

17<sup>th</sup> February 2018 Ladbrokes Streatham Road  
Public Disorder – Threats and abuse to staff of betting shop

6<sup>th</sup> February 2018 Streatham Road  
Complaints about Street Drinking

1<sup>st</sup> November 2017 Streatham Road  
Complaints about street drinking

29<sup>th</sup> October 2017 Streatham Road  
Complaints about street drinking.

28<sup>th</sup> October 2017 Streatham Road  
Complaints about street drinking.

22<sup>nd</sup> October 2017 Streatham Road  
Complaints about drug and alcohol abuse in street

27<sup>th</sup> September 2017 o/s Tesco, Streatham Road  
Assault – Fight at location, suspect went on attacking passers by.

1<sup>st</sup> September 2017 2200hrs o/s 153 Streatham Road  
GBH/Wounding – Fight amongst drunk males.



19<sup>th</sup> August 2017 1630hrs – Figges Marsh Stores

Criminal Damage – Alcohol purchased by suspect who then smashed glass in front door.

2<sup>nd</sup> July 2017 2050hrs – Streatham Road, Figges Marsh

Assault on Police – Drunk male causing concern to passers by, approached by Police officers and punched them.

In addition to reported crimes, the Local Police Team and Local Councillors receive regular complaints from residents, complaining about general anti-social behaviour and public nuisance. Empty beer cans and bottles being thrown into their gardens, urinating outside their houses, and being kept awake at night by street drinkers. These problems came to a head two years ago when so many complaints led to the suspension of a Premises Licence at Ambaal Stores in Streatham Road. The problems have not gone away and appear to have steadily worsened.

Very close to the premises at 23 Streatham Road and Figges Marsh are a huge number of off-licence shops already fighting for their share in the local alcohol market.

At the south end of Figges Marsh, there is A Paris Corner, St Judes, Figges Marsh General Stores. A short walk south of Figges Marsh is Dudlyaa's and Mithurja convenience store.

Further north along Streatham Road is Sharon Convenience Store, Best One, Ambaal Stores, Shah&Shan supermarket, Tesco Express, S Ayngaran, Co-Op and Polski Sklep.

On the north west side of Figges Marsh, there is Tesco, VVK Food & Wine, and Global Foods.

It is my view that any additional supply of alcohol to the area will increase the numbers of street drinkers in that area as they always tend to gravitate towards their source of supply. The additional supply will also enable people to drink in the street for longer.

Public Nuisance will inevitably get worse, and numbers of alcohol related crimes and incidents of disorder will increase proportionately.

This specific area of Mitcham could not cope with another alcohol retailer, especially a low-cost, one regardless of how responsible they may be and what control measures may be in place.

The application does not address the Cumulative Impact of the new premises, and it does not explain why the sale of alcohol is being requested for as early as 7am.

**The Metropolitan Police strongly advise that this application is rejected.**

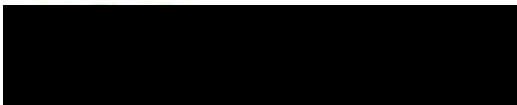
If the Premises Licence is granted, in addition to conditions made from Part M of the application, I strongly recommend that the following conditions are imposed:

1. There will be at least one uniformed security guard on duty at the premises at all times that the premises is open to the public.
2. There will be no sale or display of any beer or cider with an ABV over 5.5%.
3. Beers and ciders will only be sold as multipacks. There must be no sales of beer or cider in single bottles or cans.
4. Alcohol will only be displayed in one specific area, that section will be no more than 10% of the total shop display area.
5. Any sale of alcohol must be made with a minimum spend of £10 on food products.
6. A Personal Licence Holder must be on duty at the premises at all times that the premises is open to the public.

7. During the times that the premises is open and outside of permitted alcohol hours, all alcohol displays must be behind locked screens.
8. Litter bins for general public use will be installed adjacent to the public pavement, or on the pavement (with council permission) outside the premises. These bins will be emptied daily and will be of sufficient size to negate the requirement for the existing litter bins opposite the premises.
9. Consumption of alcohol will not be permitted in any outside area of the premises, including the car park.
10. Every item of alcohol that is not exclusive to Lidl, must be marked or labelled with the code, VM23.

**It is also strongly advised that the permitted alcohol hours are amended to 0930hrs-2300hrs daily.**

Yours Faithfully



Russ Stevens PC 852VW 191701

Licensing Officer

**ENVIRONMENT AND REGENERATION DEPARTMENT**

Chris Lee - Director



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

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

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

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

**Date:** 19 June 2018

Dear Sirs,

**Lidl Uk GmbH 23 Streatham Road Mitcham CR4 2AD – New Premises  
Licence Application No. WK/201801919**

**Licensing Act 2003**

On behalf of the Licensing Authority, as a Responsible Authority under the Licensing Act 2003, I write to object to the application to new premises licence application for Lidl at 23 Streatham Road Mitcham London CR4 2AD. The new premises licence application seeks the following licensable activities:

**Sale by Retail of Alcohol (for consumption off the premises only).  
Sunday to Saturday 07:00 to 23:00 hours**

**Hours premises open to the public.  
Sunday to Saturday 07:00 to 23:00 hours.**

These premises are situated within the Mitcham Town Centre and Surrounding Area cumulative impact zone (CIZ) covering the sale by retail of alcohol for consumption off the premises only. The current Statement of Licensing Policy for the London Borough of Merton dated 6 January 2016 at points 7.1 to 7.16 sets out the Council's reasons for imposing three CIZ's within the Borough. In particular there is a separate paragraph for Mitcham Town Centre and the Surrounding Area, which states the following:

**Mitcham Town Centre and the Surrounding Area**

*There has been a significant increase in the number and scale of licensed premises in Mitcham Town Centre over recent years. This has resulted in a significant number of alcohol related crimes and of*

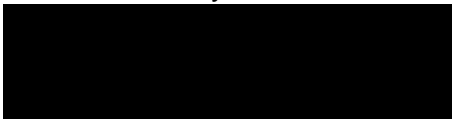
*complaints being made to the Council and/or Police concerning disorder and nuisance involving street drinkers, litter, urination in the street, and the proliferation of alcohol off licence premises. The Police have provided evidence regarding alcohol related crime and disorder and the connection between the offences and licensed premises. The Public Health Team has also undertaken research on these issues by way of a survey which supports a special policy. This special policy has been approved and adopted by the Council to cover sales of alcohol for consumption off the premises (off sales) only.*

The Licensing Authority has concerns with this application, in particular the applicant failure to address the Council's special policy.

To support the Council's Statement of Licensing Policy dated 6 January 2016 and the ClZ's contained within the Licensing Authority requests the Licensing Sub-Committee to refuse this application in its entirety to uphold the Crime and Disorder as well as the Public Nuisance Licensing Objectives.

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

Yours faithfully,

A black rectangular redaction box covering the signature of Barry Croft.

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

## COMMUNITY AND HOUSING DEPARTMENT

Department of Public Health

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 4577  
Email: Natalie.lovell@merton.gov.uk

Date: 11/07/2018

### Re: Application for a Premises License under the Licensing Act 2003- Lidl UK GmbH, 23 Streatham Road, Figges Marsh, London, CR4 2AD

|                |              |
|----------------|--------------|
| License Number | WK/201802748 |
| License Type   | Off license  |
| Ward           | Figges Marsh |

As a responsible authority under the 2012 amendment to the Licensing Act 2003, the Director of Public Health for Merton wishes to submit a representation for this premises license application, on three of the four licensing objectives namely:

- 1. The Prevention of Crime and Disorder**
- 2. Public Safety**
- 3. The Protection of Children from Harm**

The applicant is seeking to sell alcohol (off the premises) from 07:00 to 23:00 Monday –Sunday. Public Health is concerned about this application to sell alcohol off the premises for the following reasons:

- Public health data shows some areas for concern within the premises postal code
- Proximity of the premises to a local primary school and special school, and a large public open space

## Introduction and Background

Tackling alcohol misuse is central to achieving the outcomes in Merton's Health and Wellbeing Strategy.

A crucial element of tackling alcohol-related harm is ensuring that health and wellbeing considerations are met by premises licensed to sell alcohol within the borough, in order to prevent alcohol-related crime and anti-social behaviour, ensure public safety, and prevent harm to children.

Alcohol misuse is currently one of the biggest Public Health issues in the U.K., and it imposes a huge burden on our society.



Irresponsible drinking costs the taxpayer a staggering **£21 billion a year**.<sup>1</sup>



Alcohol is currently the **biggest risk factor** for death, ill-health, and disability among 15-49 year olds in the UK.<sup>2</sup>



The cost of alcohol-related conditions to the NHS is **£3.5 billion** annually.<sup>3</sup>



Alcohol is a contributing factor in **75% of stabbings**, and **60-70% of murders**.<sup>4</sup>

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<sup>1</sup> Home Office, 2012.

<sup>2</sup> . Strang, J., Drummond, C., McNeill, A. et al (2014) Addictions, dependence and substance misuse In: Davies, S Annual Report of the Chief Medical Officer 2013: Public Mental Health priorities: investing in the evidence.

<sup>3</sup> <https://www.alcoholconcern.org.uk/alcohol-statistics>. Accessed April 2018

<sup>4</sup> British Medical Association (BMA)

## Evidence of detrimental impact on the licensing objectives

### 1. The prevention of crime and disorder

The link between alcohol and violence has been recognized as far back as the 4th century BC. Alcohol-related violence causes substantial injury and death.<sup>5</sup>

Local data suggests there is a serious issue with crime and violence in the area surrounding the premises postcode.

Within 300m of the premises postcode, CR4 2AD

- Bus driver reported anti-social behaviour falls in the **top 40%** of the borough

Within 400m of the premises postcode, CR4 2AD

- Ambulance recorded assaults fall in the **top 50%** of the borough

Within 500m of the premises postcode, CR4 2AD

- BTP-reported anti-social behaviour falls in the **top 1%** of the borough
- BTP-reported criminal damage falls in the **top 5%** of the borough

The above data suggests there is a significant impact of alcohol consumption in the local area. While the above data does not relate to the specific premise, any premises that supplies alcohol in the area will be contributing to the trends relating alcohol to crime and disorder.

### 2. Public safety

- The recent Annual Residents Survey for Merton (2017) highlights that 17% of residents in this area of the borough are very worried or fairly worried about people being drunk and rowdy in public places. 23% are very concerned or fairly concerned about groups hanging around in the streets, and 15% of residents are very concerned or fairly concerned about people using or dealing drugs.<sup>6</sup>
- The recent Annual Residents Survey for Merton (2017) also highlights that crime is the second highest issue (after gangs) that young people in Merton are personally most concerned about, with almost a quarter (24%) of young people citing it as an issue.
- In terms of alcohol harm overall, in 2012 Merton ranked 55 out of 326 local authorities and was in the higher percentiles for:
  - Male mortality chronic liver disease (104/326)

<sup>5</sup> <https://www.ncbi.nlm.nih.gov/pmc/articles/PMC3170096/#R2>

<sup>6</sup> [https://www2.merton.gov.uk/residents\\_survey\\_research\\_report\\_2017.pdf](https://www2.merton.gov.uk/residents_survey_research_report_2017.pdf)

- 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)<sup>7</sup>
- Within the borough, there is an element of variance in the degree of alcohol harm between different wards. Figges Marsh, where this premises is located, has a higher admission ratio of hospital stays for alcohol-related harm than the figure for Merton and that for London.<sup>8</sup>
  - The crime rate in Figges Marsh is 95 offences per 1,000 population in 2017. This is higher than the Merton value, which is 65 offences per 1,000 population.<sup>9</sup> The highest number of offences recorded is 'violence against the person'.

### 3. The protection of children from harm

The creation of healthy places is crucial to ensuring future generations have the best possible chance at a healthy future. This is not only essential for individual wellbeing, but also for society as a whole. A healthy place means an environment that makes the healthy choice the easy choice (for example, limiting fast food outlets and sales of alcohol near schools and public spaces), and that protects children from being exposed to antisocial behaviour and crime on their streets. However:

- The premises postcode, CR4 2AD, is a mere 3 minute walk (0.1 miles) from Gorringe Park Primary School.
- The premises postcode, CR4 2AD, is a mere 8 minute walk (0.4 miles) from Eagle House School.
- The premises postcode, CR4 2AD is a mere 1 minute walk ((269 ft) from Figges Marsh park, a large public open space frequented by children and young people, with an outdoor gym and outdoor tennis tables.
- As stated previously on page 3, within 500m of the premises postcode, CR4 2AD, BTP-reported anti-social behaviour falls in the **top 1%** of the borough and BTP-reported criminal damage falls in the **top 5%** of the borough.

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<sup>7</sup> <https://www2.merton.gov.uk/health-social-care/publichealth/jsna/lifestyle-risk-factors/adults-substance-misuse/alcohol-jsna.htm>

<sup>8</sup> [https://www2.merton.gov.uk/figges\\_marsh\\_ward\\_health\\_profile.pdf](https://www2.merton.gov.uk/figges_marsh_ward_health_profile.pdf)

<sup>9</sup> [https://www2.merton.gov.uk/figges\\_marsh\\_ward\\_health\\_profile.pdf](https://www2.merton.gov.uk/figges_marsh_ward_health_profile.pdf)



**Conclusion**

There is evidence revealing serious concerns about alcohol harm in the local population, and the location of the premises in concern is that which serves potentially vulnerable individuals. Therefore, we request that the application for a premises license WK/201802748 be rejected.

Yours Sincerely,

Natalie Lovell

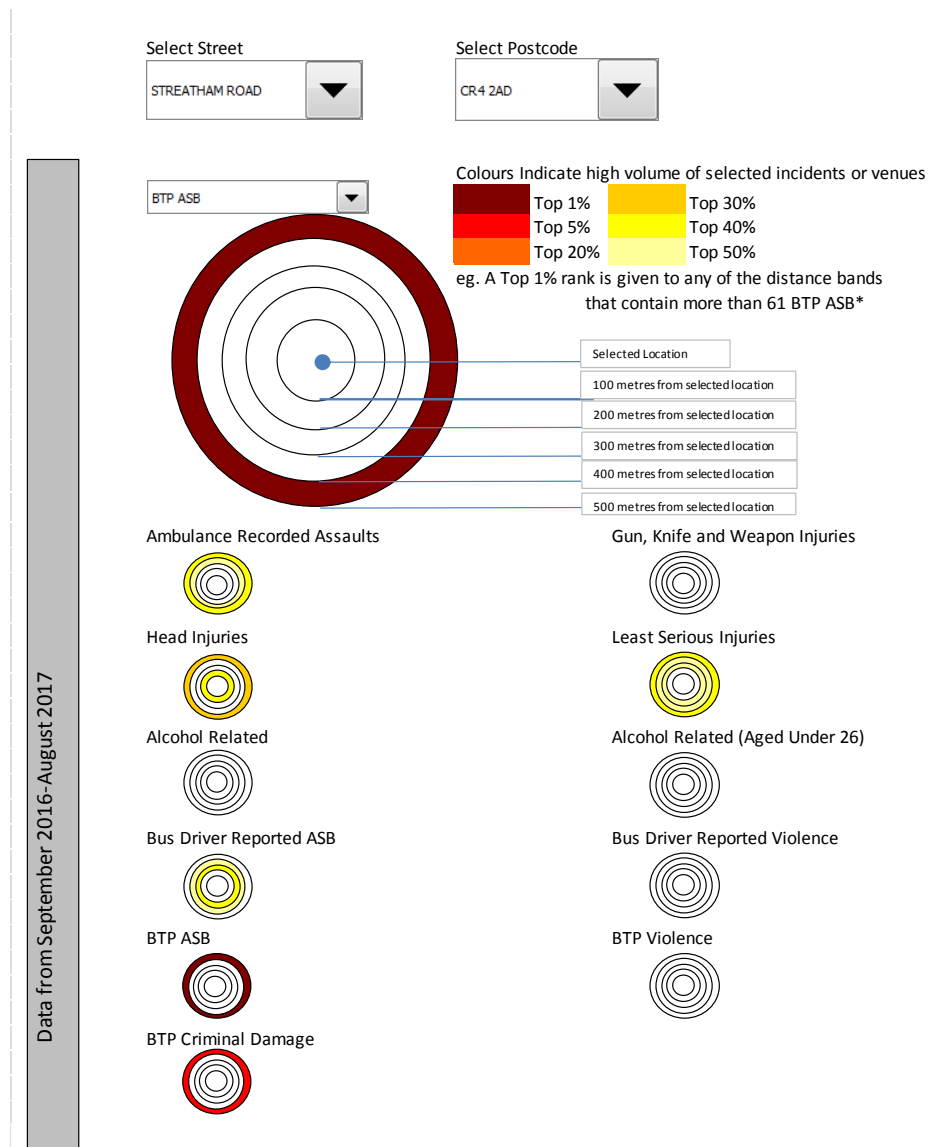
Signed electronically

Natalie Lovell

Healthy Places Officer

On behalf of Dr Dagmar Zeuner, Director of Public Health

# APPENDIX



All Infographics on page 2 from Noun Project artists, accessed at <https://thenounproject.com/>

Credits:

£ icon by Chameleon Design

Heart icon by Ben Davis

Criminal icon by Bakunetsu Kaito

Ambulance icon by dDara

**From:** Councillor Linda Kirby

**Sent:** 06 July 2018 07:24

**To:** Licensing

**Cc:** Councillor Tobin Byers; Councillor Geraldine Stanford; Councillor Mike Brunt; Councillor Agatha Akyigyina; Councillor John Dehaney;

**Subject:** WK/201802748

Re Lidl 29 Streatham Road, Mitcham – ref WK/201802748

Dear Licensing,

I am writing to you about this application because it lies within the Mitcham Cumulative Impact Zone. The area has a high level of street drinking and anti-social behaviour. There are a significant number of small retailers already selling alcohol.

Whilst I recognise that Lidl is a responsible retailer, I am concerned that access to alcohol will become easier, particularly for the street-drinkers on Figges Marsh who frequently litter the area with their drink debris and urinate on the Marsh.

Early and late sale of alcohol will further exacerbate the problem.

I would request that the Licensing committee, when considering this application :

1. Recognise the high level of anti-social behaviour in the area.
2. Are aware of the Mitcham CIZ
3. And are mindful that early and late sale of alcohol will exacerbate the problem.
4. If application is approved, request that Lidl work with local councillors to deter street-drinking in the area.

I would be grateful if these views could be passed to the applicant for their information and attention.

Regards

Linda

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**From:** Councillor Geraldine Stanford  
**Sent:** 05 July 2018 09:32  
**To:** Licensing  
**Subject:** Ref WK/201802748

Re Lidl 29 Streatham Road, Mitcham – ref WK/201802748

Dear Licensing,

This application falls within the Mitcham Cumulative Impact Zone, which was introduced to resist the proliferation of new alcohol outlets opening in the area because of the problems it was causing.

I do recognise that Lidl are a responsible retail outlet with robust measures in place to prevent the sale of alcohol exacerbating the problems we have, particularly with street drinkers who already cause problems on Figges Marsh open space which is directly opposite the new store on Streatham Road, with antisocial behaviour such as noise, littering and urinating on the Marsh.

In spite of this, I feel we should be consistent with LBM's policy to resist the opening of new alcohol outlets in the CIZ, and request refusal of this application. Nearby residents have also expressed concerns, as have the local Police Licensing officers.

Kind regards,

Cllr Geraldine Stanford  
Figges Marsh ward

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From: F Bond  
Sent: 30 June 2018 13:41  
To: Licensing  
Subject: WK/201802748

Dear Sir

I quite agree we do not want any more cheap booze outlets in this area, We have more than enough people hanging around under the trees on Figges Marsh (Manship Road)side getting up to I don't know what, parking in disabled spaces (with no badge) and in front of drop down kerbs, the other night for example there were at least 50 out there shouting etc till 1am in the morning.

Many regards

Mrs J Bond

Sent from my iPad

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**From:** Rene and Simon  
**Sent:** 05 July 2018 10:29  
**To:** Licensing  
**Subject:** Re: ref WK/201802748

Dear Elizabeth Mcdonald,  
Thankyou for your email  
Please find my address and postcode at the bottom of my letter as requested

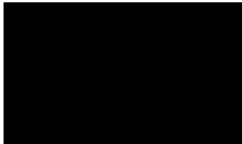
We are writing to say we object to the Lidl application to sell alcohol ,as we just cannot sustain another alcohol outlet opposite Figges Marsh,and within such close proximity to the school. As you'll all be aware, we already have huge antisocial behaviour problems caused by street drinkers – fuelled by the presence of cheap alcohol outlets nearby.

The glass bottles and rubbish left behind each evening, on Figges Marsh by street drinkers, is also dangerous and could cause series injury to the schools and young people who use the Marsh daily.

Users and residents of Figges Marsh are daily subjected to exposure of people urinating out in public because of all the alcohol consumed.

We strongly urge you listen to your constituents who will be most effected if the licence is issued

Yours  
Sincerely  
Rene Metcalfe



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**From:** L.butcher

**Sent:** 09 July 2018 05:35

**To:** Licensing

**Subject:** Support objection for alcohol licence to Lidl 23 Streatham Road see below.

I support the objection mention below: -

See below message from Russ re alcohol licence being applied for by Lidl.

We have discussed this – and we realise that Lidl are a responsible retailer who operate strict policies for the sale of alcohol.

In spite of this we feel we should object to this application, as we just cannot sustain another alcohol outlet opposite Figges Marsh, where, as you'll all be aware, we already have problems with antisocial behaviour problems caused by street drinkers – fuelled by the presence of cheap alcohol outlets nearby.

So as Russ says, we'd be grateful for your support in this.

Contact [licensing@merton.gov.uk](mailto:licensing@merton.gov.uk) quoting ref WK/201802748 – the closing date is [11<sup>th</sup> July](#)

I've copied in nearby residents and would be grateful if you could send round to your network also.

All the best,

Geraldine

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**From:** Maggie  
**Sent:** 01 July 2018 10:57  
**To:** Licensing  
**Subject:** WK/201802748

Sir,

I wish to register my opposition to the granting of the above referenced alcohol license application.

I support our local Councillors and Police who are also against this application, with good reason. The new store is very close to Figges Marsh, an open space much used by local residents for all kinds of recreation.

There are ongoing problems here with antisocial behaviour (largely as a result of street drinking) and I feel that a source of cheap liquor right on the doorstep, as it were, will only exacerbate that situation.

Lidl already have two stores within a few hundred yards of this new one, and several others just a short distance away, all selling alcohol.

Enough, surely ?

Yours faithfully,  
Mrs M Mills, (FYI - resident here for over 50 years!)

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**From:** Helen Martyr  
**Sent:** 29 June 2018 07:46  
**To:** Licensing  
**Subject:** Re: Lidl Figges Marsh WK/201802748

reference no above

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**From:** Helen Martyr  
**Sent:** 29 June 2018 07:45  
**To:** [licensing@merton.gov.uk](mailto:licensing@merton.gov.uk)  
**Subject:** Lidl Figges Marsh

To Whom it May concern

This is to register my concerns about the alcohol license for Lidl (Figges Marsh/Streatham). I realise most Lidl's sell alcohol, however there is a perennial problem with street drinkers using Figges Marsh, Streatham Road side and surrounding areas to drink, and a cheap retail outlet selling more alcohol all day will add to the problem.

I live on Graham Avenue and the top end of the road has been littered with empty bottles, cans and general litter, much from drinkers for years. Lidl will not take responsibility for this, leaving residents and the council to clear up the mess and bear the cost of doing so.

Please can this be considered when any licenses are granted. Can the licence be declined or very limited times if that is possible.

Thank you.

Helen Martyr

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**From:** Sylvia Morris  
**Sent:** 29 June 2018 10:15  
**To:** Licensing  
**Subject:** Licence application Lidl's

Re Application WK/201802748

I am writing to object to the application for an alcohol licence at Lidl's due to the unacceptable antisocial behaviour problems caused by street drinkers already in the area .

Due to data protection issues I would ask that you kindly Please DO NOT publish my email address nor where I live other than the road itself . Thank you

Dame Sylvia Morris  
**Dame Sylvia Morris DBE,MoID,ISoBL**

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**From:** James Steel  
**Sent:** 29 June 2018 09:02  
**To:** Licensing  
**Cc:** Councillor Geraldine Stanford  
**Subject:** ref WK/201802748

Dear Sirs,

I live on Graham Avenue and I am seriously concerned that another cheap Alcohol shop is now opening at the bottom of my road. We already have serious issues with the amount of places that serve alcohol in the area, adding another into the area is a joke. Lidl are only responsible until the produce has left the shop. We already have issues with the alleyway behind Fernlea Road, with numbers of people buying drink in the corner shop and then drinking it in the alleyway. In the winter, it is quite intimidating, my partner and I use Eastfields Station, she won't walk back home that way due to the people drinking there as she has been propositioned there a number of times. There is supposed to be a no alcohol drunk on the streets in the area, but this is never enforced. Just words, and no action

This will only increase further as Lidl will be open to late in the evening.

Regards

James Steel

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**From:** laid nourdine  
**Sent:** 29 June 2018 12:55  
**To:** Licensing  
**Subject:** Re: Objection to Lidl alcohol license

Hi Stephen Beedell

I would object to the license even though LIDL has a good alcohol policy we have enough problems alcohol related and cheap alcohol can get more people drinking down the alleyway

Kind regards

Birthe Dahl Andersen

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---

**From:** laid nourdine  
**Sent:** 29 June 2018 10:15  
**To:** Licensing  
**Subject:** Objection to Lidl alcohol license

I would object to the license even though LIDL has a good alcohol policy we have enough problems alcohol related and cheap alcohol can get more people drinking down the alleyway

Kind regards

Birthe Andersen

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