

Licensing Sub-Committee Report

Subject of hearing: **The Old Frizzle, 74-78 The Broadway, Wimbledon, SW19 1RQ**

Date: **20 June 2016**

Time: **2.00 pm**

Venue: **Council Chamber**

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 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 to vary an existing premises licence.

5.2 The licensable activities and opening hours to be varied are as follows:

THE SALE BY RETAIL OF ALCOHOL

Existing Hours

(on the premises)

Mon to Wed 10:00 – 23:00

Thurs to Sat 10:00 – 00:00

Sun 12:00 – 22:30

Variation

(on and off the premises)

Mon to Wed: 10:00 – 23:00

Thurs: 10:00 – 00:00

Fri & Sat: 09:00 – 01:00

Sun: 10:00 – 22:30

RECORDED MUSIC/DANCE/ SIMILAR ACTIVITIES

Existing Hours

Mon to Wed 10:00 – 23:00

Thurs to Sat 10:00 – 00:00

Sun 12:00 – 22:30

Variation

Mon to Wed: 10:00 – 23:00

Thurs: 10:00 – 00:00

Fri & Sat: 10:00 – 01:00

Sun: 10:00 – 22:30

LIVE MUSIC

Existing Hours

Mon to Wed 10:00 – 23:00

Thurs to Sat 10:00 – 00:00

Sun 12:00 – 22:30

Variation

Mon to Wed: 10:00 – 23:00

Thurs to Sat: 10:00 – 00:00

Sun: 10:00 – 22:30

OPENING TIMES

Existing Hours

Mon to Wed 10:00 – 23:30

Thurs to Sat 10:00 – 00:30

Sun 12:00 – 23:00

Variation

Mon to Wed: 10:00 – 23:30

Thurs: 10:00 – 00:30

Fri & Sat: 09:00 – 01:30

Sun: 10:00 – 23:00

- 5.3 A number of non-standard timings that differ from those in the existing licence are detailed in the application.
- 5.4 The hours for late night refreshment remain unchanged from those in the existing licence: Thurs to Sat 23:00 to 00:00.

5.5 Ten representations have been received, nine opposing the application, one supporting it.

For enquiries about this hearing please contact

Democratic Services

Civic Centre

London Road

Morden

SM4 5DX

Telephone: 020 8545 3616

Email: democratic.services@merton.gov.uk

Parties to the hearing

This document forms part of the notice of hearing.

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

Applicant	
Livelyhood Venues Ltd, 231 Putney Bridge Road, Putney, SW15 2PU	
Craig Barwell, Popleston Allen Solicitors, 37 Stoney Street, Nottingham, NG1 1LS	
Statutory Authorities	
LBM Public Health	Metropolitan Police
LBM Licensing	
Interested Parties	
Councillor Chirico on behalf of Trinity Councillors, Cllrs Holmes and Latif and Trinity Ward	
Jeff Gunn Secretary SPERA	
Mr and Mrs J. Seckington	
Richard & Susan Warner	
M. Moussa	