

Licensing Sub-Committee Report

Subject of hearing: **Empanadas Tucumanas Ltd T/A Chango, 12 High Street, Wembleon, SW19 5DX**

Date: **17 July**

Time: **13:30**

Venue:

Merton Civic Centre, London Road, Morden, Surrey, SM4 5DX

1. Special Policy Area (premises licences and club certificates)

- 1.1 The premises are in the special policy area. Accordingly the relevant section of Merton's Licensing Policy is particularly relevant to this application though the sub-committee is to have regard to the policy as a whole.

2. Type of hearing and powers of the sub-committee

- 2.1 The sub-committee is required to determine the application by taking such of the steps set out below as it considers necessary for the promotion of the licensing objectives.
- 2.2 In making their determination the sub-committee must have regard to the Licensing Act 2003, the licensing objectives, guidance issued by the Secretary of State and Merton's Licensing Policy.
- 2.3 Variation of premises licence: s35
 - (i) To modify the conditions on the licence
 - (ii) To reject the whole or part of the application.

3. Hearing papers

- 3.1 The applications, notices and representations for determination by the sub-committee are contained in the hearing 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 a variation application.
- 5.2 The changes to licensable activities are as follows:
 - 5.3 recorded music – reduction to the terminal hour of 30 minutes Sunday to Thursday and extension of 30 minutes to the terminal hour Friday and Saturday
- 5.4 Alcohol sales on and off the premises (presently just on sales) 10:30am to 22:30 Sunday to Thursday and 10:30 to 23:30 Friday and Saturday.

- 5.5 There is information in the operating schedule of the application that the can be converted into conditions to add to the licence.
- 5.6 Should the application be granted, some of the conditions already attached to the licence would need to be looked at as they may contradict the variation.
- 5.7 We have received two representations regarding this application.

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	
Empanadas Tucumanas Ltd T/A Chango Restaurant	
Statutory Authorities	
None	
Interested Parties	
Sonia Elkin	
Mrs S Cooke on behalf of Parkside Residents Association	

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