

Licensing Sub-Committee Report

Subject of hearing: **14 Leopold Road, SW19 7BD**

Date: **31 July 2017**

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 not in the special policy area.

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

5.2 The sale by retail of alcohol (for consumption on the premises) is the sole licensable activity applied for.

5.3 The requested times when licensable activities will take place are as follows:
Mon to Sat: 10:00-23:00
Sun: 10:00-22:30

- 5.4 The requested opening hours are as follows:
Mon to Sat: 10:00-00:00
Sun 10:00-23:30
- 5.5 One representation has been received from a member of the public
- 5.6 The following conditions have been agreed, as the applicant has amended their operating schedule, following a negotiation with the Public Health Team:

Drinkaware will be promoted through the business website and drinking sensibly and appropriately will feature on any menus and marketing literature.

A log shall be kept at the premises and record all refused sales of alcohol for reasons that the person is, or appears to be, under 18 years of age or the person is intoxicated. The log shall record the date and time of the refusal and the name of the member of staff who refused the sale. The log will be made available on request by the Police or an authorised officer of the local authority.

A 'Challenge 25' Scheme shall operate to ensure that any person attempting to purchase alcohol who appears to be under the age of 25 shall provide documented proof that he/she is over 18+ years of age.

The Premises Licence Holder shall ensure that full training is provided to all staff on commencement of employment on their Challenge 25 policy and the law relating to the sale of alcoholic products and any system or procedures that they are expected to follow in the course of dealing with these goods.

For enquiries about this hearing please contact

Democratic Services
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London Road
Morden
SM4 5DX

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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	
Mr Ersan Ozdemir, Mr Hasan Ozdemir, Mr Enver Ozdemir and Mr Ramadan Ozdemir	
Statutory Authorities	
Interested Parties	
Ms Leigh Terrafranca for WEHRA	

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