

## Licensing Sub-Committee Report

Subject of hearing: **Takeaway Van. Grounds of Hotel Du Vin, Cannizaro House, 20 West Side Common. Wimbledon. London. SW19 4UE**

Date: **15<sup>th</sup> June 2021**

Time: **1.30pm**

Venue: **Virtual meeting**

### **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 application is for a new premises licence for a van to be situated on a specific site in the grounds of Hotel Du Vin. The van cannot be moved but must remain on the site as designated by the plan that forms part of this application.

5.2 The premises is described in the applications as a Takeaway Van selling food, hot and cold drinks and alcohol for consumption off the premises. The Van will be sited at the side of The Orangery.

- 5.3 The applicant has applied for the sale and supply of alcohol for consumption off the premises - Monday to Sunday from 12:00 noon to 8:30pm each day.
- 5.4 Should the application be granted, the applicant has offered some possible conditions that could be attached to the licence in the operating schedule of the application.
- 5.5 Pictures of the van have are attached to the report.
- 5.6 The applicant has agreed to amend their operating schedule to add conditions put forward by Trading Standards. This information is included in the hearing papers.
- 5.7 We have received two remaining valid 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](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> Hotel Du Vin Trading Limited	
<b>Statutory Authorities - None</b>	
<b>Interested Parties</b>	
Friends of Cannizaro Park	
Patty Robertson & Struan Robertson	


