

Licensing Sub-Committee Report

Subject of hearing: La Farina, 183 Haydons Road, London, SW19 8TB

Date: Tuesday 31st August 2021

Time: 14:00

Venue: Virtual meeting via Zoom/Youtube

Special Policy Area (premises licences and club certificates)

1.1 The premises are not in a 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 premises described as a pizza & pasta takeaway for both food collection and delivery.

5.2 The Applicant has applied for the provision of late night refreshment - Monday to Sunday from 23:00 to 02:30 the following day and

- 5.3 The supply of alcohol for consumption off the premises – Monday to Sunday from 16:00 to 02:30 the following day.
- 5.4 The opening hours stated on the application are Monday to Sunday 16:00 to 02:30 the following day.
- 5.5 The operating schedule of the application sets out steps that the Applicant will take to promote the four licensing objectives. Conditions could be created from some of these steps should the Sub-Committee decide to grant the application. For your assistance, a draft of possible conditions taken from here is produced as an annex to this report.
- 5.6 On the 24 June 2021 an email was received from the Applicant's agent stating the Applicant's agreement to conditions proposed by Trading Standards. This email is attached to this report. These conditions are repeated in the document showing possible conditions.
- 5.7 An email dated 21 July 2021 was received from the application's agent stating the Applicant's agreement to conditions requested by the Metropolitan Police. Four conditions were contained in an email dated 15 July 2021 and three further conditions in an email dated 21 July 2021. The email stating this and the conditions is attached to the report. The conditions are also repeated in the document showing possible licence conditions attached to this report.
- 5.8 There is some duplication of conditions on the document showing possible licence conditions.
- 5.9 We have received eight representations regarding this application.

For enquiries about this hearing please contact

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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	
Vijay Valacha	
Statutory Authorities	
None	
Interested Parties	
Councillor Paul Kohler	
Dr. Paul Came	
Diana Carolina	
Grant De'Ath & Helen Hamer	
Robin Goodchild	
Phil Ling and Kirsten Galea	
Jonathan Sadler	
Suren Sorathia	

