

Licensing Sub-Committee Report

Subject of hearing: **Cost Savers, 25 Upper Green East, Mitcham, CR4 2PE**

Date: **14 March 2022**

Time: **3:00 pm**

Venue: **Virtual Meeting**

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

1.1 The premises are 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, for a premises described in the application as a convenience store.

5.2 The applicant has applied for the supply of alcohol for consumption off the premises, Monday to Sunday from 10am to 6pm.

5.3 The opening hours are stated in the application as Monday to Sunday 5.30am to 9pm.

- 5.4 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.
- 5.5 We received two representations regarding this application, one from Councillor Stanford and the other from Trading Standards.
- 5.6 After consultation with the applicant, Trading Standards withdrew their representation as the applicant has agreed to add conditions to their application. This email agreement, with the agreed conditions stated and the subsequent withdrawal of the representation is included in this report.
- 5.7 For ease, we have put the applicants proposed conditions from the application and the agreed conditions with Trading Standards as an annex to this report. The Sub-Committee may choose to form some conditions on the licence from these should they decide to grant the licence.
- 5.8 Condition 2 of the Trading Standards conditions would amend the condition listed at number 16 on the extracted conditions document and Trading Standards condition 3 would refer to part of condition 15 as listed in this document.

For enquiries about this hearing please contact

Democratic Services
 Civic Centre
 London Road
 Morden
 SM4 5DX

Telephone: 020 8545 3356

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	
Luxman Krunanth Mariyanayagam	
Statutory Authorities	
None	
Interested Parties	
Councillor Stanford	