

## Licensing Sub-Committee Report

Subject of hearing: **Wafflemeister, 28 The Broadway, Wimbledon, SW19 1RE**

Date: **6 March 2018**

Time: **1:30pm**

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 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 a new premises licence application and was for the supply of alcohol both on and off the premises from an applicant already trading from this address.

5.2 The applicant has amended their application to just on sales. An email to this effect is attached to the report.

- 5.3 The applicant has also agreed to amend their operating schedule to attach several conditions after discussion with the Police. These are stated in an email dated 1<sup>st</sup> February 2018 which is attached to this report.
- 5.4 There is other information in the operating schedule that conditions may be formed from.
- 5.5 We have received three representations regarding this application, none of which are from Responsible Authorities.

**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>	
Mr Eric Chemla and Mrs Pascale Chemla	
<b>Statutory Authorities</b>	
None	
<b>Interested Parties</b>	
Jayesh Chauhan	
D.K Ray	
Leigh Terrafranca for Wimbledon E Hillside Residents Association (WEHRA)	

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