

## **LICENSING SUB-COMMITTEE**

Thursday 22 June 2023

**Present:**

Councillors Holland, Snow and Wood

**Also Present:**

Legal Advisor, Apprentice Solicitor, Licensing Officer (GP) and Democratic Services Officer (SLS)

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### **APPOINTMENT OF CHAIR**

Councillor Wood was appointed as Chair for this meeting.

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### **DECLARATIONS OF INTEREST**

No declarations of interest were made by Members.

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### **LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985 EXCLUSION OF PRESS AND PUBLIC**

**RESOLVED** that, under Section 100A (4) of the Local Government Act 1972, the press and public be excluded from the meeting for the consideration of the following item on the ground that they involved the likely disclosure of exempt information as defined in Paragraph 1 of Part I, Schedule 12A of the Act.

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### **APPLICATION FOR CONSENT TO ENGAGE IN STREET TRADING**

The Chair introduced the Licensing Sub Committee Members and Officers.

The Legal Apprentice set out the legislation and procedure for the hearing and the Applicant who was in attendance, confirmed that the procedure was understood. The Legal Advisor also sought confirmation that the applicant had received and read a copy of the Street Trading policy.

The Licensing Officer, presented the details of the application. The Applicant confirmed that although they had not specified in their application, three separate street trading consents for Roving Consent for three Jiffy vans was required for operation in Exeter.

Members agreed to hear the application for three Roving Street trading consents.

The applicant had applied to trade for a 12 month period for the following:-

- Monday to Friday between 08.00 hours and 13:00 hours only

The Applicant was proposing to sell a range of hot and cold food and cold drinks. He had submitted a supporting menu and photographs of the van model which were included in the agenda. The business was registered with Environmental Health at Exeter City Council, achieving a five out of five rating at their last inspection. Details of the original application had been circulated in line with the Street Trading Policy and no representations had been received.

Due to a misunderstanding by the applicant, a Street Trading Consent had not

been applied for at the appropriate time. This was the first time that the application had been considered.

The Applicant spoke in support of the application. The business had been established for over 18 years with an emphasis on corporate catering. Post Covid, there had been the opportunity to develop a roving catering business. The Applicant advised that the business had been trading primarily on trading estates within Exeter and used locally sourced produce and suppliers, serving the local community and businesses in the area. They also operated a similar business in Newton Abbot. The Applicant explained that they continued to reduce their reliance on plastic and polystyrene packaging. The Applicant also gave an undertaking that he would pay the required fee for the three licences now required.

**RESOLVED** that the application be approved for Roving Consent for three Jiffy vans with a separate Street Trading Consent for each van with the following conditions:

- a) all of the conditions contained within Appendix A of the Street Trading Policy dated 2015 should be included in the consent;
- b) the consent holder will provide a bin for customer use and that the consent holder will ensure that any rubbish in the vicinity (within 100m of the business), emanating from the business is cleared away at regular intervals;
- c) the use of A boards and flags be prohibited;
- d) the consent holder will not conduct fly posting;
- e) in the event that issues do arise from this consent, then this consent should be referred back to the Licensing Committee for consideration;
- f) in line with the Council's resolution of 24th April 2018, any cutlery, food and drink containers, and drinking straws used should not be made from single use plastics.

(The meeting commenced at 10.00 am and closed at 10.45 am)

Chair