

LICENSING SUB-COMMITTEE

Thursday 17 July 2025

Present:-

Councillors Snow, Banyard and Holland

Also Present

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

17

APPOINTMENT OF CHAIR

Councillor Banyard was appointed as Chair for this meeting.

18

DECLARATIONS OF INTEREST

No declarations of interest were made by Members.

19

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

The Sub-Committee decided not to exclude the press and public for any of the items on the agenda.

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976

20

APPLICATION TO RENEW HACKNEY CARRIAGE / PRIVATE HIRE VEHICLE LICENCE OVER 9 YEARS OLD

The Chair introduced the Sub-Committee, and the Apprentice Solicitor set out the procedure for the hearing advising the Council's policy and the requirements under Section 48 Local Government (Miscellaneous Provisions) Act 1976.

The Council's policy states that an application for a first Private Hire vehicle licence where the vehicle in question is more than 10 years old shall not be granted. However, the Applicant can apply to the Licensing Sub-Committee for determination if the Applicant considers their particular circumstances justify a deviation from the policy not to grant licenses for vehicles over 10 years of age.

The Applicant was not in attendance however had provided written apologies and asked that the application be heard in his absence. The Licensing Sub-Committee decided to hear the application in the Applicant's absence.

The Principal Licensing Officer presented the application for a licensed driver to renew a Private Vehicle licence in relation to a Volkswagen Caravelle, which was 10 years old. The vehicle was first registered on 17 April 2015. The Applicant submitted a current vehicle MOT dated 18 March 2025 with a mileage of 139,255. An independent mechanical inspection report, was also submitted, dated 18 April 2025, along with photographs of the vehicle. The vehicle was inspected by a council officer and was found to be in excellent condition for the age.

RESOLVED that the application for the renewal of a Private Hire Vehicle licence be granted for 12 months.

21 **APPLICATION TO RENEW HACKNEY CARRIAGE / PRIVATE HIRE VEHICLE LICENCE OVER 9 YEARS OLD**

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The Council's policy states that an application for a first Private Hire vehicle licence where the vehicle in question is more than 10 years old shall not be granted. However, the Applicant can apply to the Licensing Sub-Committee for determination if the Applicant considers their particular circumstances justify a deviation from the policy not to grant licenses for vehicles over 10 years of age.

The Applicant was not in attendance however had provided written apologies and asked that the application be heard in his absence. The Licensing Sub-Committee decided to hear the application in the Applicant's absence.

The Principal Licensing Officer presented the application for a licensed driver to renew a Private Vehicle licence in relation to a Mercedes E Class, which was over 9 years old. The vehicle was first registered on 20 January 2016. The Applicant submitted a current vehicle MOT dated 9 April 2025 with a mileage of 167,544. An independent mechanical inspection report, was also submitted, dated 15 May 2025, along with photographs of the vehicle. The vehicle was inspected by a council officer and was found to be in excellent condition for the age.

RESOLVED that the application for the renewal of a Private Hire Vehicle licence be granted for 12 months.

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

The Chair introduced the Licensing Sub-Committee Members and Officers. The Apprentice Solicitor set out the legislation and procedure for the hearing and the Applicant who was in attendance, confirmed that the procedure was understood. The Licensing Officer presented the report which advised the Applicant was seeking the approval of the Licensing Sub-Committee for a roving street trading consent applicable to a roving jiffy van. The Applicant had applied for a 12-month licence to trade Monday to Friday between 07:30 and 15:00.

The Applicant had submitted photographs of their van and proposed routes and stops.

The Applicant spoke in support of the application, making reference to: -

- his customer base and the locations that are being traded at currently;
- a pre-order system available for customers through an app;
- the food and drink that is prepared by the Applicant; and
- the hygiene and allergy framework that was followed.

In response to questions from Members, the Applicant clarified that: -

- the franchise sets the trading areas but they were looking to expand into Sowton Industrial Estate, Pynes Hill, and Pinhoe;
- the jiffy van uses diesel but all the appliances inside were powered by LPG and solar panels;

- wastewater was taken home using built-in waste tanks and emptied;
- events attended were typically gym events, such as CrossFit in Woodbury;
- communication took place with other traders in the area to ensure that there was no cross over;
- customer base was established by approaching businesses;
- if a rest break was needed many of his customers had toilets that they would permit him to use; and
- the banners used for events were not attached to the van and were only used when needed.

RESOLVED that the application for a street trading consent would be granted, subject to conditions set out in section 15 of Exeter City Council's Street Trading Policy 2024.

23

APPLICATION FOR CONSENT TO ENGAGE IN STREET TRADING

The Chair introduced the Licensing Sub-Committee Members and Officers. The Apprentice Solicitor set out the legislation and procedure for the hearing and the Applicant who was in attendance, confirmed that the procedure was understood.

The Licensing Officer, presented the report which advised the Applicant was seeking the approval of the Licensing Sub-Committee for a roving street trading consent applicable to a roving jiffy van. The Applicant had applied for a 12-month licence to trade Monday to Friday between 08:30 and 14:30.

The Applicant submitted photographs of their van to support their application.

The Applicant spoke in support of their application, making reference to: -

- the number of years she had been trading already and the substantial client base she had established; and
- that she wished to continue trading as she already was.

In response to questions from Members and Legal, the Applicant clarified that: -

- that there were not many vans dedicated to just coffee in the areas that she wished to trade;
- no jingle was used, but used the horn to alert customers;
- customers allow use of toilets when needed;
- recycling is collected from the warehouse by Mid Devon District Council, and non-recyclable waste is disposed of in commercial waste;
- she had achieved Level 2 Food Hygiene; and
- she had not read the documents in full, but she was happy with the assessment of the Licensing Officer.

RESOLVED that the application for a street trading consent would be granted, subject to conditions set out in section 15 of Exeter City Council's Street Trading Policy 2024.

(The meeting commenced at 10.00 am and closed at 12.13 pm)

Chair