

LICENSING SUB-COMMITTEE

Thursday 12 June 2025

Present:

Councillors Snow, Holland and Wood

Also Present:

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

5 **APPOINTMENT OF CHAIR**

Councillor Peter Holland was appointed as Chair for this meeting.

6 **DECLARATIONS OF INTEREST**

No declarations of interest were made by Members.

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

The press and public were not excluded from the meeting.

8 **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 with a representative from Devon Wildlife Trust, confirmed that the procedure was understood.

In response to a question from the Apprentice Solicitor the Licensing Officer advised in respect of the use of a petrol generator and how the Assessment Framework Matrix had been completed.

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 for a roaming horsebox trailer in the Valley Parks and one other site in Prince Charles Road. The Applicant had applied for a 3-month licence to trade Monday to Sunday, between 06:00 and 19:00 hours, giving the applicant scope to test the best location and trading times daily.

The Applicant had submitted photographs of their trailer, generator, and the proposed pitch areas, which were included in the report papers.

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

- her previous experience within the hospitality and catering industry;
- the community surrounding Mincinglake Valley Park; and
- how this would be a provision of a much-wanted service within Mincinglake Valley Park.

In response to questions from the Members, the Apprentice Solicitor and the

Licensing Officer, the Applicant clarified that: -

- a new low operational noise generator would be used and would not be running constantly;
- water would be brought from home in large 25 litre containers;
- a bin would be provided outside the trailer, and a waste contract is in place that separates the waste;
- the Applicant would offer a discount for any members of the public that provide their own reusable coffee cup;
- none of the cakes and snack provided would be wrapped in single use plastic;
- there would be a trial of both sides of Mincinglake Valley Park to identify the best location with minimal disruption to other users; and
- if a comfort break is needed, the Applicant would close the trailer and use their own facilities at home as they lived locally.

Members, having considered the Application, noted that the application was for three months only to provide an opportunity to scope out the best trading times and locations, and that any future application for an extension should set out a more specific location.

RESOLVED that the application would be approved, subject to the conditions set out in section 15 of Exeter City Council's Street Trading Policy 2024.

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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.

In response to a question from the Apprentice Solicitor the Licensing Officer advised in respect of the use of a diesel generator and how the Assessment Framework Matrix had been completed.

The Licensing Officer, presented the report which advised the Applicants were 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 Sunday, between 06:30 and 16:00 hours.

The Applicant submitted photographs of their van and generator, as well as a list of proposed pitch areas, which were included in the report papers.

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

- his previous experience working in the hospitality industry for 24 years; and
- trading as set out in the Application would enable him to spend more time with his family.

In response to questions from the Members, the Apprentice Solicitor, and the Licensing Officer, the Applicant clarified that:-

- there was an established, repeat customer base;
- an app can be used by his customers to track his arrival at certain locations, meaning that he does not have to wait for long periods of time at the same site;
- the sandwiches provided are made by a company in Bristol; and
- he is registered as a lower tier waste carrier already, and gives his coffee

grounds to a local farm as compost.

Members, having considered the application, noted that use of a generator would cause limited nuisance due to the short time at each location within the car parks of commercial units on industrial estates.

RESOLVED that the application would be approved, subject to conditions set out in section 15 of Exeter City Council's Street Trading Policy 2024.

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APPLICATIONS FOR CONSENT TO ENGAGE IN STREET TRADING

Both applicants for Item 6 on the agenda were present to hear the legislation and procedure as more than one application had been received for the same site at Castle Street. The Chair introduced the Licensing Sub-Committee Members and Officers. The Apprentice Solicitor set out the legislation and procedure for the hearing, and both Applicants confirmed that the procedure was understood.

The second Applicant withdrew from the room whilst the first application was heard.

First Application

The Licensing Officer presented the application which sought the approval of the Licensing Sub-Committee for a street trading consent for Castle Street, Exeter, to sell a range of Greek food from a gazebo staff. The Applicant had applied for a consent to trade for 12 months, Monday to Sunday between 9:00 and 16:00.

The Applicant had submitted photographs of their gazebo, food packaging, menu, and proposed pitch area which were included at Appendices B and D.

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

- his experience with his current Greek takeaway in Buddle Lane; and
- the satisfaction of his existing customers.

In response to questions from the Members, the Apprentice Solicitor, and the Licensing officer, the Applicant clarified that: -

- a covered bin would be used to deter seagulls;
- all food apart from chicken and fries would be pre-prepared in the Buddle Lane shop and then stored in thermal bags with ice within the gazebo;
- vegetarian options would be available, but not currently vegan, but it is being seriously considered due to customer demand; and
- it was confirmed that the gazebo would be secured with four large weights.
- He had no concerns regarding the Assessment Framework Matrix prepared by the Licensing Officer

The first Applicant withdrew from the room and the Second Applicant returned.

Second Application

The Licensing Officer presented the application which sought the approval for a stationary trailer, to sell falafel, salad, and wraps on Castle Street. The Applicant had applied for a 12-month licence to trade Monday to Sunday between 10:00 and 18:00.

The Applicant provided photographs of their trailer, and the proposed pitch area was included in the report papers.

The Applicant spoke in support of the application, making reference to his experience with catering, and that he was confident with this particular trade as he had worked in a similar role with his father for a long time.

In response to questions from the Members, the Apprentice Solicitor and the Licensing Officer, the Applicant clarified that:

- he had completed his Level 2 Food Hygiene in May 2025;
- the food would be prepared at home and an application to register with Environmental Health as a food business would be submitted if the licence was granted and will not trade until inspected;
- public Liability Insurance will be obtained if the licence was granted;
- a bin with a secure lid would be used, and the area would be kept tidy;
- he was confident with the amount of custom he would receive, as he had worked at a similar food trailer in London;
- that all food would be vegetarian; and
- He had no concerns regarding the Assessment Framework Matrix prepared by the Licensing Officer.

Both applicants were informed of the following resolutions.

RESOLVED that the second application be refused as the Licensing Sub-Committee considered that the first applicant had more experience in street trading and was ready to trade as soon as possible. A written notice setting out the reasons would be issued to the applicant.

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

(The meeting commenced at 10.00 am and closed at 1.15 pm)

Chair