

LICENSING COMMITTEE

19 November 2013

Present:

Councillor Catherine Dawson (Chair)

Councillors Laws, Clark, Denham, Macdonald, Payne, Pearson, Ruffle, Shiel, Tippins and Winterbottom

Apologies:

Councillors Choules, D J Henson and Newby

Also present:

Assistant Director Environment, Licensing Solicitor, Principal Licensing Officer, Environmental Health Manager, Solicitor and Democratic Services Officer (Committees) (HB)

26 **Minutes**

The minutes of the meetings held on 23 July and 24 September 2013 were taken as read and signed by the Chair as correct records.

27 **Declarations of Interest**

No declarations of disclosable pecuniary interest were made by Members.

28 **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 items on the grounds that they involved the likely disclosure of exempt information as defined in Paragraphs 1 and 2 of Part I, Schedule 12A of the Act.

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

29 **Application for a Street Trading Consent (Mr TG)**

The Principal Licensing Officer reported that Mr TG had applied for consent to street trade for a period of twelve months in Apple Lane opposite the "Original Style" Tiles entrance, a consent street under the provisions of the Local Government (Miscellaneous Provisions) Act 1982.

Mr TG proposed to use a six metre mobile catering van and to trade Monday to Saturday 07.30hours to 15.30hours. He would be selling fast food.

Mr TG did not attend the meeting.

An objection had been received from Mr RG, Acting Estate Manager for the Sowton Management Company, stating that the van brought no amenity value to the estate, was a nuisance and constituted a hazard to road vehicle users as vehicles had been damaged in minor collisions. It also restricted access to the estate for large delivery vehicles and would impede access for fire vehicles in the event of an emergency.

Mr RG had been asked to canvass the views of the Sowton traders further but had not responded to date. The Environmental Health Manager advised that the Devon and Somerset Fire and Rescue Service had no objection to the location of the vehicle.

RESOLVED that consent be granted for a period of twelve months, subject to the conditions as set out in the report.

(Report circulated to Members)

TRANSPORT ACT 1985

TOWN POLICE CLAUSES ACT 1847/TRANSPORT ACT 1985, SECTION 16

30 **Application for a Hackney Carriage Vehicle Licence (Mr SH)**

RESOLVED that Mr SH's application be refused.

(Report circulated to Members)

31 **Application for a Hackney Carriage Vehicle Licence (Mr MK)**

RESOLVED that Mr and Mrs MK's application be refused.

(Report circulated to Members)

32 **Local Alcohol Action Areas**

The Assistant Director Environment reported that Exeter had submitted an expression of interest to become a pilot authority for the Home Office Local Alcohol Action Area project. Twenty local authorities would be selected to receive help over a 15 month period with local initiatives including advice and support in formulating action plans but not funding. The deadline for submission had been 15 November. Projects had to be in line with the key aims of:-

- tackling alcohol crime and disorder;
- reducing alcohol related health harms; and
- promoting growth by establishing diverse and vibrant night time economies especially in areas that have a night time economy that offers little beyond drinking alcohol.

The bid was in line with the following initiatives in Exeter:-

- the newly established Exeter Health and Wellbeing Board – one of the four key priorities;

- this Committee's current examination of licensing polices through a number of working groups; and
- the work of the Alcohol, Violence and Night Time Economy Working Group.

The bid was supported by the Police, Devon County Council Public Health Directorate, the Chief Executive of the RD&E Trust, the Chair of the local Clinical Commissioning Group and the Devon and Cornwall Police and Crime Commissioner.

RESOLVED that the bid be endorsed by this Committee.

33 **Licensing Committee Training Programme 2014**

The Environmental Health Manager tabled the schedule of training events for Licensing Committee Members for 2014. As well as providing on-going training for current Committee Members, it would also apply to any new Members joining the Council after the May Elections and appointed to this Committee. It was noted that the first training session listed for 23 January 2014 related to decision making for Sex Establishment Licence Applications.

The Chair urged Members to attend as many of the sessions as possible.

RESOLVED that the schedule be noted.

The meeting commenced at 5.30 pm and closed at 6.40 pm

Chair