

LICENSING COMMITTEE

2 June 2015

Present:

Councillor Greg Sheldon (Chair)

Councillors Laws, Brimble, Choules, George, Hannan, Harvey, Henson, Pearson, Shiel and Spackman

Apologies:

Councillors Branston, Crew and Holland

Also present:

Senior Licensing Officer and Democratic Services Officer (Committees) (HB)

7 Minutes

The minutes of the meetings held on 3 February and 16 March 2015 were taken as read and signed by the Chair as correct records.

8 Declarations of Interest

No declarations of interest were made by Members.

9 Street Trading Policy - New Psychoactive Substances

The Senior Licensing Officer presented the report seeing to introduce an additional condition to prevent the sale of New Psychoactive Substances (commonly referred to as "legal highs") by those issued with street trading consents and Licenses and to amend an existing condition relating to food safety compliance.

RESOLVED that:-

- (1) the following sentence be added to Appendix A of the Street Trading Policy and to all street trading licenses and consents:

The consent holder or any assistant shall not sell New Psychoactive Substances; and

- (2) the following addendum be added to condition 8 Appendix A of the Street Trading Policy and to all street trading licenses and consents:

Compliance with food safety legislation will be indicated by a food hygiene rating of 3, 4 or 5 under the national Food Hygiene Rating System, as issued by Environmental Health, Exeter City Council.

10 Sex Establishment Licensing Policy - New Psychoactive Substances

The Senior Licensing Officer presented the report seeking to introduce an additional condition to Appendix C of the policy to prevent the sale of New Psychoactive Substances at premises holding Sex Establishment Licences.

RESOLVED that the following sentence be added to the standard conditions contained within Appendix 3 (13) of the Sex Establishment Licensing Policy, to come into effect from 1 August 2015:

1. The premises shall not sell New Psychoactive Substances.

11 **Hackney Carriage Vehicle Licences - Change in Policy**

The Senior Licensing Officer presented the report seeking to introduce an amendment to the current policy relating to hackney carriage wheelchair accessible vehicles being issued a plate on the first occasion by the Licensing Authority.

The Licensing Committee on 16 March 2015 resolved that the Council ends its current policy of restricting the number of hackney carriage vehicles with effect from 17 June 2015, and to couple this with the introduction of an enhanced set of quality controls in order to prevent any negative impact (if any) which may arise as a result of any potential growth in the number of Hackney carriage licences, and to improve standards of the Hackney taxi fleet further.

One of the key quality objectives was to lower emissions from vehicles in order to improve air quality which would be achieved through the condition for attaining either Euro 6 standard or above. However, due to the absence of any Euro 6 side accessible Wheelchair Accessible Vehicles (WAV's) until Autumn 2015, it was necessary to accept the use of Euro 5 side accessible WAVs in the interim. In order to close a potential loophole it was necessary to discourage any prospective applications taking advantage of this interim period to introduce older Euro 5 side accessible WAVs of up to four years old and which would not be required to be upgraded to Euro 6 until 2020 (by which time they would be nine years old).

RESOLVED that, from 17 June 2015, the following provisional conditions be adopted:-

- Any Euro 5 wheelchair accessible vehicle (WAV) presented for licensing to the Council on the first occasion as either a new application or as a transfer, shall have no more than 3,000 miles recorded upon the vehicle's milometer; and
- This requirement does not apply to any ultra low emission vehicle (ULEV).

The meeting commenced at 5.30 pm and closed at 5.52 pm

Chair