

Licensing Committee

Tuesday 5 December 2017

PRESENT:

Councillor Dr Mahony, in the Chair.
Councillor Churchill, Vice Chair.
Councillors Morris, Parker-Delaz-Ajete, Rennie, Singh and Winter.

Apologies for absence: Councillor Drean

Also in attendance: Frederick Prout (Licensing), Sharon Day (Lawyer) and Jamie Sheldon (Democratic Advisor).

The meeting started at 10.00 am and finished at 10.50 am.

Note: At a future meeting, the committee will consider the accuracy of these draft minutes, so they may be subject to change. Please check the minutes of that meeting to confirm whether these minutes have been amended.

13. **Declarations of Interest**

There were no declarations of interest made by Members, in accordance with the Code of Conduct.

14. **Minutes**

The Committee confirmed the minutes of the Licensing Sub Committee meetings held on the following dates:

- 20 December 2016
- 04 April 2017
- 09 May 2017
- 30 May 2017
- 04 July 2017
- 18 July 2017
- 01 August 2017
- 12 September 2017
- 10 October 2017
- 7 November 2017

Also confirmed the minutes of the Licensing Committee meeting held on the following dates:

- 06 December 2016 subject to an amendment to a typographical error at point (g) which should read 'slabs' not 'slaps'.

15. **Chair's Urgent Business**

There were no items of Chair's urgent business.

16. **Street Trading Report 2018 / 2019**

The Strategic Director for Place submitted the street trading report providing an overview of the process for issuing consents for the 2018/19 trading year.

Emily Bullimore (BID Street Operation Manager) highlighted the following main areas –

- Duration of Consents for 2018 / 2019
- Consent fees for 2018 / 2019 background
- Allocation Procedure
- Street Trading during City Centre Events
- Ad hoc Street Trading
- Pier Street Terms and Conditions

The main areas of questioning from Members related to the following:

- (a) The fact that there was a small error at paragraph 4.2 which should have had the words 'and lead opposition member' added to the end of that paragraph. This was noted by the committee.
- (b) The current occupation of sites, the types of activities carried out and expressions of interest for the next years trading period.

Cllr Morris arrived part way through this item

The committee agreed the recommendations within the report with the exception of recommendation 10 which was agreed as set out below:

Agreed recommendations:

1. The Consent dates for 2018 / 2019 are approved of 1 April 2018 – 31 March 2019.
2. The Consent fees set out in Appendix 1, for 2018 / 2019 are approved.
3. The Assistant Director for Economic Development has delegated authority to approve, within Committee policy the issuing of Consents to existing city centre traders seeking to continue trading 2018 / 2019.
4. The Assistant Director for Economic Development has delegated authority to approve within Committee policy the issuing of Consents to new traders or contested sites for city centre sites in consultation with the chair of the

licensing committee and lead opposition member.

5. The Assistant Director for Economic Development has delegated authority to approve within Committee policy short-term street trading consents in association with other city centre events and commercial activity.
6. The Assistant Director for Economic Development has delegated authority to approve and set fees for ad hoc street trading applications, within Committee policy.
7. The Assistant Director for Economic Development has delegated authority to approve, within Committee policy the issuing of Consents to existing ice cream traders seeking to continue trading 2018 / 2019.
8. The Assistant Director for Economic Development has delegated authority to approve within Committee policy the issuing of Consents to new traders or contested sites for vacant ice cream sites in consultation with the chair of the licensing committee and lead opposition member.
9. The Assistant Director for Economic Development has delegated authority to approve within Committee policy the issuing of Consents to existing Hoe and Madeira Road Waterfront trading sites seeking to continue trading in 2018 / 2019.
10. For Hoe and Madeira Road Waterfront trading sites the licensing committee delegate authority to the licensing sub committee to decide upon all new applications.
11. To agree new Terms and Conditions for the Pier Street Ice Cream pitch following the addition of an electrical hook up installation on site.

17. **Licensing Activity Report**

The Director of Public Health submitted the licensing activity report which provided an overview of aspects of the work undertaken in relation to the various licensing regime within the remit of the Licensing Committee. The report further provided a legislative update for the committee's information.

The main areas of questioning from members related to the following:

- (a) Whether taxi marshalls were SIA approved;
- (b) Enforcement action in relation to underage sales;
- (c) Gambling establishments profiling, risk assessments and safeguarding considerations.

The Committee noted the report.

18. **Information regarding delegated decisions for applications for the grant / variation of premises licences**

Frederick Prout (Senior Licensing Officer) provided the Committee an update on Information regarding the delegated decisions for applications for the grant/variation of premises licenses.

The committee discussed the importance of having at least two Licensing Committee meetings a year, one in June and the other in December.

The Committee noted the report.

19. **Exempt business**

Agreed that under Section 100A(4) of the Local Government Act 1972, to exclude the press and public from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraphs 1 and 2 of Part I of Schedule 12A of the Act, as amended by the Freedom of Information Act 2000.

20. **Confidential minutes**

The Committee approved the confidential minutes:

- 20 December 2016 Licensing Sub Committee