

SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 24 August 2017

PRESENT: Councillors David Barker (Chair), Andy Bainbridge and Andy Nash

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1. APOLOGIES FOR ABSENCE

1.1 There were no apologies for absence.

2. EXCLUSION OF PUBLIC AND PRESS

2.1 No items were identified where resolutions may be moved to exclude the public and press.

3. DECLARATIONS OF INTEREST

3.1 There were no declarations of interest.

4. LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 - STREET TRADING - APPLICATION FOR A STATIC STREET TRADING CONSENT (DEVONSHIRE GREEN)

4.1 The Chief Licensing Officer submitted a report to consider an application, under the Local Government (Miscellaneous Provisions) Act 1982, for the grant of a Static Street Trading Consent for Devonshire Green, Sheffield City Centre (Case No. 103/17).

4.2 Present at the meeting were Edward Bishop (Applicant), Clive Stephenson (Licensing Strategy and Policy Officer), Samantha Bond (Legal Adviser to the Sub-Committee) and Jennie Skiba (Democratic Services).

4.3 Samantha Bond outlined the procedure which would be followed during the hearing.

4.4 Clive Stephenson presented the report to the Sub-Committee and it was noted that the application had been circulated to all the Responsible Authorities, including City Centre Management Team and Traffic, Transport and Parking Services, and no objections had been received.

4.5 Edward Bishop stated that he had been trading as "Coffika" at Meadowhall since November, 2016 and now wanted to build on that brand and extend the business. He circulated copies of photographs showing the 1972 Citroen van which had been converted and was well kitted out for the purpose of travelling around selling coffee and cakes. Mr. Bishop added that all the products used and sold were locally sourced in the Sheffield area.

4.6 In response to questions from Members of the Sub-Committee, Edward Bishop

stated that he had made enquiries of the Licensing Service as to available sites in the City Centre and was informed there was a static pitch available on Devonshire Green. He further stated that he had traded at the recent Tramlines event and would be on Devonshire Green on the forthcoming weekend. Mr. Bishop felt that the business matched the demographics of the clientele in and around the area with plenty of footfall from the University. Until the business gets established, Mr. Bishop was unsure at the present time what the hours of trading would be, but envisaged that he would be there from early mornings to mid- afternoon.

- 4.7 Clive Stephenson outlined the options open to the Sub-Committee in relation to the application.
- 4.8 **RESOLVED:** That the public and press and attendees involved in the application be excluded from the meeting before further discussion takes place on the grounds that, in view of the nature of the business to be transacted, if those persons were present, there would be a disclosure to them of exempt information as described in paragraph 5 of Schedule 12A to the Local Government Act 1972, as amended.
- 4.9 Samantha Bond reported orally, giving legal advice on various aspects of the application.
- 4.10 At this stage in the proceedings, the meeting was re-opened to the public and press and attendees.
- 4.11 **RESOLVED:** That, following consideration of the information contained in the report now submitted, including the representations now made, the application for a Static Street Trading Consent on Devonshire Green be granted (Ref No. 103/17).

5. LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 - STREET TRADING - APPLICATION FOR A STATIC STREET TRADING CONSENT (PEACE GARDENS)

- 5.1 The Chief Licensing Officer submitted a report to consider an application, under the Local Government (Miscellaneous Provisions) Act 1982, for the variation of a Static Street Trading Consent in the Peace Gardens, Sheffield 1 (Ref No. 104/17).
- 5.2 Present at the meeting were Inglanga Saqladi (Applicant), Clive Stephenson (Licensing Strategy and Policy Officer), Samantha Bond (Legal Adviser to the Sub-Committee) and Jennie Skiba (Democratic Services).
- 5.3 Samantha Bond outlined the procedure which would be followed during the hearing.
- 5.4 Clive Stephenson presented the report to the Sub-Committee and it was noted that the application had been circulated to all the Responsible Authorities, including City Centre Management Team and Traffic, Transport and Parking Services, and no objections had been received, although City Centre Management had suggested three minor alterations to the ice cream van. Mr.

Stephenson reported that there was an error on the report which stated that the application was for a period of eight weeks, when in fact, if granted, it was to start at the beginning of November for a period of 12 months from that date.

- 5.5 Inglana Saqladi stated that the reason for the application to vary the Static Street Trading Consent was due to the fact that her partner was still unwell, and not able to undertake any physical work, which meant he was not able to lift and fix the mobile trailer onto the car, to drive it on and off the site. Therefore, Ms. Saqladi and her daughter continued to run the business from the motorised ice cream van.
- 5.6 In response to questions from Members of, and the Legal Adviser to, the Sub-Committee, Ms. Saqladi stated that, at this moment in time, she could not envisage her husband ever being fit enough again to be able to lift and fix the mobile trailer onto the car, to drive it on and off the site. Ms. Saqladi further stated that City Centre Management had contacted her and requested that the ice cream van be resprayed a different colour, an awning be attached to the roof of the van and a skirt be attached around the bottom. She said that the respray would not be a problem and had agreed to it, but to attach the awning to the roof would mean that the roof would have to be taken off to be fitted which would be costly and to fit a skirt around the bottom would have to be something that was detachable as it would be considered hazardous to drive with something around the bottom of the van. Ms. Saqladi said that discussions with City Centre Management were still ongoing. She added that as far as she was aware, there had not been any complaints with regard to the ice cream van being parked at the site as opposed to the mobile trailer.
- 5.7 Clive Stephenson outlined the options open to the Sub-Committee in relation to the application.
- 5.8 RESOLVED: That the public and press and attendees involved in the application be excluded from the meeting before further discussion takes place on the grounds that, in view of the nature of the business to be transacted, if those persons were present, there would be a disclosure to them of exempt information as described in paragraph 5 of Schedule 12A to the Local Government Act 1972, as amended.
- 5.9 Samantha Bond reported orally, giving legal advice on various aspects of the application.
- 5.10 At this stage in the proceedings, the meeting was re-opened to the public and press and attendees.
- 5.11 RESOLVED: That, following consideration of the information contained in the report now submitted, including the representations now made, the application to vary the Static Street Trading Consent in the Peace Gardens, be granted without the need for a skirt or awning on the vehicle as discussed with City Centre Management (Ref No. 104/17).