

SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 19 November 2013

PRESENT: Councillors Clive Skelton (Chair), Jillian Creasy and Roger Davison

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1. APOLOGIES FOR ABSENCE

1.1 No apologies for absence were received.

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 - CITY CENTRE SMALL TRADING STALLS

4.1 The Chief Licensing Officer submitted a report to consider an application, under the Local Government (Miscellaneous Provisions) Act 1982, for a street trading consent to trade in the city centre (Ref No.63/13).

4.2 Present at the meeting were Stephen Harrison (Applicant), Steve Cooper (City Centre Resources Manager), Andy Ruston (Senior Licensing Officer), Kavita Ladva (Solicitor to the Sub-Committee) and Jennie Skiba (Democratic Services).

4.3 Kavita Ladva outlined the procedure which would be followed during the hearing.

4.4 Andy Ruston presented the report to the Sub-Committee and it was noted that objections to the application had been received from the City Centre Management Team, the Highways Service, South Yorkshire Police and South Yorkshire Fire and Rescue and were attached at Appendices "C", "D", "E" and "F" to the report.

4.5 Steve Cooper stated that the application to site the mobile catering van in Devonshire Green fails to meet the qualitative criteria that have been agreed by the City Council for static street trading pitches in the City Centre. Steve Cooper added that the main objection therefore was that the vehicle did not fit the desired criteria.

4.6 In response to questions from Members of the Sub-Committee, Steve Cooper stated that vehicular access onto the site is via the removable bollards off Fitzwilliam Street, which are key operated by members of the City Centre Management Team and vehicle movement would be restricted between the hours of 10.00 a.m. to 6.00 p.m. daily. He went on to add that the applicant would be

responsible for providing his own electricity and water supply, and for ensuring that adequate waste receptacles were provided and subsequently removed from the site on a daily basis.

- 4.7 Stephen Harrison stated that the vehicle was brand new and was fitted with its own generator and running water. He added that the project was going to be run on a voluntary, non-profit making basis and was aimed at trying to promote healthy eating to prevent people developing Type 2 Diabetes. Stephen Harrison went on to inform Members that he had, in the past, obtained funding from different areas of the City Council i.e. Community Assemblies, Area Panels, etc. but due to financial constraints, the funding had now ceased.
- 4.8 Stephen Harrison said that he had been advised initially to apply for a licence on Barkers Pool, which was subsequently refused and then to apply for a licence at Devonshire Green.
- 4.9 In response to questions from Members of, and the Solicitor to, the Sub-Committee, Stephen Harrison stated that he needed to get the project up and running as he was making a loss and was willing to operate wherever footfall was the greatest in order to cover the costs of initially buying the vehicle and the ongoing costs since its purchase. He added that Diabetes UK was hoping to be involved with the project by handing out flyers and giving information regarding Diabetes.
- 4.10 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.
- 4.11 Kavita Ladva reported orally, giving legal advice on various aspects of the application.
- 4.12 At this stage in the proceedings, the meeting was re-opened to the public and press and attendees.
- 4.13 RESOLVED: That, following consideration of the information contained in the report now submitted, and the representations now made, the application for a city centre small trading stall consent to trade at Devonshire Green (Ref No.63/13), be granted.