

## EPPING FOREST DISTRICT COUNCIL COMMITTEE MINUTES

**Committee:** Licensing Sub-Committee                      **Date:** 4 April 2017

**Place:** Council Chamber, Civic Offices,                      **Time:** 10.00 am - 12.05 pm  
High Street, Epping

**Members Present:** P Keska (Chairman), D Dorrell, B Rolfe and M Sartin (Chairman)

**Other Councillors:**

**Apologies:**

**Officers Present:** R Ferriera (Assistant Solicitor), J Leither (Democratic Services Officer),  
K Tuckey (Licensing Manager) and N Clark (Licensing Compliance Officer)

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### 62. DECLARATIONS OF INTEREST

There were no declarations of interest pursuant to the Council's Member Code of Conduct.

### 63. PROCEDURE FOR THE CONDUCT OF BUSINESS

The Sub-Committee noted the agreed procedure for the conduct of business.

### 64. EXCLUSION OF PUBLIC AND PRESS

#### **Resolved:**

(1) That, in accordance with Section 100(A)(4) of the Local Government Act 1972, the public and press be excluded from the meeting for the items of business set out below as they would involve the likely disclosure of exempt information as defined in the relevant paragraphs of Part 1 of Schedule 12(A) of the Act indicated and the exemption was considered to outweigh the potential public interest in disclosing the information:

<u>Agenda Item</u>	<u>Subject</u>	<u>Paragraph Number</u>
5	Local Government (Miscellaneous Provisions) Act 1976 as amended & Town & Police Clauses Act 1847 -Application for a Hackney Carriage Driver's Licence – Mr C Smith	1
6	Local Government (Miscellaneous Provisions) Act 1976 as amended & Town & Police Clauses Act 1847 -Application for a Hackney Carriage Driver's Licence – Mr H Elnegouli	1

**65. LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 AS AMENDED & TOWN & POLICE CLAUSES ACT 1847 - APPLICATION FOR A HACKNEY CARRIAGE DRIVER'S LICENCE - MR C SMITH**

The Sub-Committee considered an application for a Hackney Carriage Driver's Licence by Mr C Smith. The three Councillors that presided over this item were Councillor P Keska (Chairman), Councillor B Rolfe and Councillor M Sartin. Members noted that Officers did not have delegated powers to grant this application and, as a result, the application had to be considered by the Sub-Committee.

The Chairman welcomed the Applicant and introduced the Members and Officers present. The Licensing Manager informed the Sub-Committee of the circumstances under which the Licence could not be issued under delegated authority.

The Applicant made a short statement in support of his application before answering a number of questions from Members of the Sub-Committee. The Applicant then made a short closing statement to the Sub-Committee before the Chairman requested that the Applicant leave the Chamber whilst the Sub-Committee considered the application.

The Chairman invited the Applicant back into the Chamber and informed him of the Sub-Committee's decision.

**Resolved:**

(1) That the application for a Hackney Carriage Driver's Licence by Mr C Smith be granted for a period of three years, subject to the applicant passing the Council's knowledge test.

**66. LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 AS AMENDED & TOWN & POLICE CLAUSES ACT 1847 - APPLICATION FOR A HACKNEY CARRIAGE DRIVER'S LICENCE - MR H ELNEGOULI**

The Sub-Committee considered an application for a Hackney Carriage Driver's Licence by Mr H Elnegouli. The three Councillors that presided over this item were Councillor P Keska (Chairman), Councillor D Dorrell and Councillor M Sartin. Members noted that Officers did not have delegated powers to grant this application and, as a result, the application had to be considered by the Sub-Committee.

The Chairman welcomed the Applicant and introduced the Members and Officers present. The Licensing Manager informed the Sub-Committee of the circumstances under which the Licence could not be issued under delegated authority.

The Applicant made a short statement in support of his application before answering a number of questions from Members of the Sub-Committee. The Applicant then made a short closing statement to the Sub-Committee before the Chairman requested that the Applicant leave the Chamber whilst the Sub-Committee considered the application.

The Chairman invited the Applicant back into the Chamber and informed him of the Sub-Committee's decision.

**Resolved:**

(1) That the application for a Hackney Carriage Driver's Licence by Mr H Elnegouli be granted for a period up to 16 December 2019, by reason of the

applicant's driving licence only being valid until such date and subject to the applicant passing the Council's knowledge test.

**67. INCLUSION OF PUBLIC AND PRESS**

To invite the public and press back into the meeting for the next item.

**68. STREET TRADING CONSENT - MILLS ON WHEELS, WICKES CAR PARK, LANGSTON ROAD, LOUGHTON, ESSEX IG10 3TQ**

The three Councillors that presided over this item were Councillors P Keska (Chairman), D Dorrell and B Rolfe. The Chairman welcomed the participant and requested that she introduce herself to the Sub-Committee. In attendance on behalf of the application was Leanne Baker, the applicant. The Chairman then introduced the Members and Officers present, and outlined the procedure that would be followed for the determination of the application.

The Application before the Sub-Committee

The Licensing Compliance Officer informed the Sub-Committee that an application for a Street Trading Consent had been received from Ms Leanne Baker for a burger van at Wickes Car Park, Langston Road, Loughton IG10 3TQ. The application requested permission to sell hot and cold food and drink from 7.00am to 4.00pm on Monday to Friday and 7.00am to 2.00pm on Saturday. Following a public consultation exercise on the application no objections were received.

Presentation of the Applicant's Case

The Applicant, Ms Baker, made a short presentation in support of her application. The Applicant stated that she had contacted Wickes to ask about trading from their car park in Langston Road. Wickes had put her in touch with an agency, Access Point who had checked that all the relevant certificates for trading were in place. The Applicant highlighted to the Committee that no objections had been received regarding her application.

Questions for the Applicant from the Sub-Committee

In response to questions from the Sub-Committee, Ms Baker stated that she had been trading in Wickes Car Park since December 2016 and that she had the use of two car parking bays.

Applicants Closing Statement

The Applicant made a short statement in support of her application and requested that the Committee grants her application for a Street Trading Consent in Wickes Car Park.

Consideration of the Application by the Sub-Committee

The Chairman requested that the Applicant leave the Chamber whilst the Sub-Committee considered the application in private. The Sub-Committee received no further advice from the Officers present, and noted that there had been no objections received in relation to the application.

The Chairman invited the Applicant back into the Chamber and informed her of the Sub-Committee's decision.

**Resolved:**

(1) That the application for a Street Trading Consent by Ms Leanne Baker for a Mobile Burger Van in Wickes Car Park, Langston Road, Loughton IG10 3TQ be granted, subject to the Council's standard conditions for a Street Trading Consent and the following hours of operation:

- (a) Monday to Friday 7.00am to 4.00pm; and
- (b) Saturday 7.00am to 2.00pm.

**69. EXCLUSION OF PUBLIC AND PRESS****Resolved:**

(1) That, in accordance with Section 100(A)(4) of the Local Government Act 1972, the public and press be excluded from the meeting for the items of business set out below as they would involve the likely disclosure of exempt information as defined in the relevant paragraphs of Part 1 of Schedule 12(A) of the Act indicated and the exemption was considered to outweigh the potential public interest in disclosing the information:

<u>Agenda Item</u>	<u>Subject</u>	<u>Paragraph Number</u>
7	Local Government (Miscellaneous Provisions) Act 1976 as amended & Town & Police Clauses Act 1847 -Application for a Hackney Carriage Driver's Licence – Mr A Subhan	1

**70. LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 AS AMENDED & TOWN & POLICE CLAUSES ACT 1847 - APPLICATION FOR A HACKNEY CARRIAGE DRIVER'S LICENCE - MR A SUBHAN**

The Sub-Committee considered an application for a Hackney Carriage Driver's Licence by Mr A Subhan. The three Councillors that presided over this item were Councillor P Keska (Chairman), Councillor D Dorrell and Councillor B Rolfe. Members noted that Officers did not have delegated powers to grant this application and, as a result, the application had to be considered by the Sub-Committee.

The Chairman welcomed the Applicant and introduced the Members and Officers present. The Licensing Manager informed the Sub-Committee of the circumstances under which the Licence could not be issued under delegated authority.

The Applicant made a short statement in support of his application before answering a number of questions from Members of the Sub-Committee. The Applicant then made a short closing statement to the Sub-Committee before the Chairman requested that the Applicant leave the Chamber whilst the Sub-Committee considered the application.

The Chairman invited the Applicant back into the Chamber and informed him of the Sub-Committee's decision.

**Resolved:**

- (1) That the application for a Hackney Carriage Driver's Licence by Mr A Subhan be granted for a period of three years, subject to the applicant passing the Council's knowledge test; and
- (2) That the Applicant be given a strong warning regarding his future conduct in relation to speeding, and to remind him that any future driving offences must be reported to this authority immediately.

**CHAIRMAN**