

# Committee Agenda



**Epping Forest  
District Council**

## **Licensing Sub-Committee Thursday, 8th June, 2006**

**Place:** Civic Offices, High Street, Epping  
**Room:** Council Chamber  
**Time:** 10.00 am  
**Democratic Services Officer:** A Hendry (Direct Line 01992 564246)  
Email: ahendry@eppingforestdc.gov.uk

**Members:**

Councillors Mrs R Gadsby, Mrs M McEwen, Mrs P K Rush and Mrs P Smith

**PLEASE NOTE THE START TIME OF THE MEETING**

**1. ELECTION OF CHAIRMAN**

Under the terms of reference for the Licensing Committee each Sub-Committee is required to elect a Chairman on an ad hoc basis for the duration of the meeting.

**2. APOLOGIES FOR ABSENCE**

**3. DECLARATIONS OF INTEREST**

(Head of Research and Democratic Services) To declare interests in any item on this agenda.

**4. PROCEDURE FOR THE CONDUCT OF BUSINESS (Pages 5 - 10)**

**5. EXCLUSION OF PUBLIC AND PRESS**

**Exclusion:** To consider whether, under Section 100(A)(4) of the Local Government Act 1972, the public and press should be excluded from the meeting for the items of business set out below on grounds that they will involve the likely disclosure of exempt information as defined in the following paragraph(s) of Part 1 of Schedule 12A of the Act (as amended) or are confidential under Section 100(A)(2):

| <b>Agenda Item No</b> | <b>Subject</b> | <b>Exempt Paragraph Number</b> | <b>Information</b> |
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|---|--|---|
| 6 | Hackney Carriage Driver's Licence Application – Mr S G Smith | 4 |
| 7 | Hackney Carriage Driver's Licence Application – Mr G Morse   | 4 |

The Local Government (Access to Information) (Variation) Order 2006, which came into effect on 1 March 2006, requires the Council to consider whether maintaining the exemption listed above outweighs the potential public interest in disclosing the information. Any member who considers that this test should be applied to any currently exempted matter on this agenda should contact the proper officer at least 24 hours prior to the meeting.

**Confidential Items Commencement:** Paragraph 9 of the Council Procedure Rules contained in the Constitution require:

- (1) All business of the Council requiring to be transacted in the presence of the press and public to be completed by 10.00 p.m. at the latest.
- (2) At the time appointed under (1) above, the Chairman shall permit the completion of debate on any item still under consideration, and at his or her discretion, any other remaining business whereupon the Council shall proceed to exclude the public and press.
- (3) Any public business remaining to be dealt with shall be deferred until after the completion of the private part of the meeting, including items submitted for report rather than decision.

**Background Papers:** Paragraph 8 of the Access to Information Procedure Rules of the Constitution define background papers as being documents relating to the subject matter of the report which in the Proper Officer's opinion:

- (a) disclose any facts or matters on which the report or an important part of the report is based; and
- (b) have been relied on to a material extent in preparing the report and does not include published works or those which disclose exempt or confidential information (as defined in Rule 10) and in respect of executive reports, the advice of any political advisor.

Inspection of background papers may be arranged by contacting the officer responsible for the item.

**6. LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976  
APPLICATION FOR A HACKNEY CARRIAGE DRIVERS' LICENCE (Pages 11 - 14)**

**Recommendation:**

**To consider an application to renew a Hackney Carriage Drivers' Licence from Mr S G Smith**

1. (Head of Environmental Services) An application to renew a Hackney Carriage Drivers' Licence was received from Mr Smith.
2. Mr Smith's DVLA licence shows an offence, which has required officers to refuse the application in accordance with the Delegated Authority Rules.
3. A copy of Mr Smith's DVLA driving licence is attached.
4. A copy of Mr Smith's appeal form is attached.

**7. LOCAL GOVERNMENT (MISCELLANEOUS PROVISION) ACT 1976 APPLICATION FOR A HACKNEY CARRIAGE DRIVERS LICENCE (Pages 15 - 18)**

**Recommendation:**

**To consider an application to renew a Hackney Carriage Drivers' Licence from Mr G Morse**

1. (Head of Environmental Services) An application to renew a Hackney Carriage Drivers' Licence was received from Mr Morse.
3. Mr Morse's DVLA licence shows an accumulation of points, which has required officers to refuse the application in accordance with the Delegated Authority Rules.
3. A copy of Mr Morse's DVLA driving licence is attached.
4. A copy of Mr Morse's appeal form is attached.

**8. LICENSING ACT 2003 - APPLICATION - PREMISES LICENCES (Pages 19 - 70)**

**Decision Required:**

**To consider the application for The Three Colts, 54 Princes Road, Buckhurst Hill**

1. (Head of Environmental Services) The application is attached.
2. A representation has been received from the responsible authority for Planning together with a letter of objection signed by 33 people and individual letters from 26 interested parties some of whom are signatories to the aforementioned petition.
3. In addition officers have received 2 letters from interested parties supporting

the application.

**9. LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 -  
APPLICATION TO RENEW A STREET TRADING LICENCE (Pages 71 - 86)**

**Recommendation:**

**To consider an application from Mr Roger Anthony Holland to renew a street trading consent to sell fast food from a site in Honey Lane, Waltham Abbey, the food to be sold from a towed burger van.**

1. For the purposes of street trading, all streets within the district have been designated consent streets, which means that anyone wishing to trade must obtain a consent from the Council.
2. An application to renew such a consent (attached) has been received from Mr Holland who trades as Rebels Diner in Honey Lane, Waltham Abbey.
3. Objections to the application have been received from:
  - District Councillors McMillan, Spinks and Stavrou;
  - County Councillor Webster;
  - 4 local residents;
  - The Highways Authority; and
  - Waltham Abbey Town Council.
4. Copies of the objections are attached.
5. Objections having been received, officers do not have delegated authority to grant the consent.
6. If the application is granted officers request that it be subject to the current conditions.