

LICENSING COMMITTEE

Meeting held on Wednesday 18th November 2015 at 6:30pm in the Council Chamber, the Town Hall, Croydon

MINUTES - PART A

Present: Councillor Jane Avis (Chair), Councillor Sue Bennett, Councillor Margaret Bird (Vice Chair), Councillor Carole Bonner, Councillor Richard Chatterjee, Councillor Pat Clouder, Councillor Maddie Henson, Councillor Karen Jewitt (Vice Chair), Councillor Sue Winborn and Councillor David Wood

Absent: Councillor Matthew Kyeremeh, Councillor Steve O'Connell, Councillor Andrew Pelling (Reserve Councillor Carole Bonner).

Apologies: Councillor Matthew Kyeremeh, Councillor Steve O'Connell and Councillor Andrew Pelling. Councillor Richard Chatterjee apologised that he would need to leave the meeting at 7:30pm.

Councillor Jane Avis welcomed Members, applicants and members of the public to the meeting.

A24/15 MINUTES

RESOLVED: that the minutes of the Licensing Committee meeting held on Wednesday 9th September 2015 be agreed and signed by the Chair.

A25/15 DISCLOSURE OF INTEREST

No disclosures of interest were made during the meeting. However, in the interests of transparency, Councillors Pat Clouder and Karen Jewitt declared that in relation to Agenda Item 7D they served as local councillors.

A26/15 URGENT BUSINESS (IF ANY)

None.

A27/15 EXEMPT ITEMS

RESOLVED: to confirm the allocation of business between Part A and Part B of the agenda as printed.

A28/15 MINUTES OF THE LICENSING SUB-COMMITTEE MEETINGS HELD ON 7 OCTOBER, 15 OCTOBER, 20 OCTOBER, 22 OCTOBER, 6 NOVEMBER AND 10 NOVEMBER 2015 AND NOTES OF HEARINGS TO CONSIDER APPLICATIONS FOR SUMMARY LICENCE REVIEWS ON 23 SEPTEMBER, 12 OCTOBER AND 15 OCTOBER 2015 (Agenda item 6).

The Committee **RESOLVED** that the Minutes of the Licensing Sub-Committee meetings held on the following dates be agreed that signed by the Chair:

7 October 2015
15 October 2015
20 October 2015
22 October 2015
6 November 2015
10 November 2015

The Committee further **RESOLVED** to agree the notes of hearings to consider applications for summary licence reviews on 23 September, 12 October and 15 October 2015.

A29/15 LONDON LOCAL AUTHORITIES ACT 1990: APPLICATION FOR 3 STREET DESIGNATION ORDERS AND 1 VARIATION TO A STREET TRADING LICENCE (Agenda Item 7)

A On the footway outside 443 Purley Way, Croydon CR0 4RG

The applicant was present to assist the Committee with any queries.

The Members of the Committee considered the application and thanked him for providing information relating to doors and fire exits.

The Committee **RESOLVED** that the site on the footway outside 443 Purley Way, Croydon CR0 4RG be designated for the purposes of street trading, as set out in Appendix A, and that a street trading licence be **GRANTED** with the Council's standard conditions.

B On the footway outside 1064 London Road, Thornton Heath CR7 6HP

The Licensing Manager confirmed that the applicant had been informed about the meeting although he was not present.

In the applicant's absence the Licensing Manager provided more information about the location of the premises, the London Road saturation policy and confirmed that the licensing team had not received any complaints or reports since the temporary licence had been granted. He also confirmed that no representations had been received with regard to the application.

The Legal Advisor informed the Committee that although there is a street trading saturation policy in place for London Road, the Committee is entitled to step outside it and to consider each case on its merits. She added that the aim of the policy was to cover areas of significant intensity which might have a detrimental impact on the same and convenient passage of pedestrians.

The Committee noted that there only three nearby premises currently hold streets trading licences and that these were for flowers and plants and household goods. The Committee therefore **RESOLVED** that the site on the footway outside 1064 London Road, Thornton Heath CR7 6HP be designated for the purposes of street trading, as set out in Appendix B, and that a street trading licence be **GRANTED** with the Council's standard conditions.

C On the footway outside 23 Norfolk House, George Street, Croydon CR0 1LG

The Licensing Manager informed the Committee that the applicant, Mcdonald's, had withdrawn its application for a designation order earlier in the day and that this item had therefore been withdrawn from the agenda.

D Variation to a street trading licence at Prince George 2 High Street Thornton Heath Surrey CR7 8LE

The applicant was present to assist the Committee with any queries.

The Licensing Manager and applicant provided additional information to the Committee relating to the positioning and location of the chuck wagon and its potential impact on sight lines for passing vehicles and the flow of pedestrians on busy football match days. Members also noted that the chuck wagon would need to be manoeuvred into place and out again at the beginning and end of each match day and that this could cause some obstruction. The Licensing Manager confirmed that Police licensing officers and planning and highways teams had been invited to comment on the application and that no objections had been received.

The applicant confirmed that the chuck wagon would only sell cold food such as sandwiches and wraps and soft drinks.

The Committee **RESOLVED** that the Licensing Manager be delegated authority to grant the application to vary the street trading licence at Prince George 2 High Street Thornton Heath Surrey CR7 8LE, subject to the agreement of the Council as highway authority to the specific placement of the chuck wagon within the designated site to ensure sight lines of passing vehicles at the junction of High Street and Grange Road, Thornton Heath are not compromised but that if this could not be agreed, the application come back to a meeting of the Licensing Committee for further consideration.

A30/15 THE GAMBLING ACT 2005 – REVIEW OF LONDON BOROUGH OF CROYDON STATEMENT OF PRINCIPLES (Agenda Item 8)

The Licensing Manager introduced the report and during provided Members with information relating to the background to the review, a summary of the comments received and accepted and the inclusion of technical, prescribed changed to the Statement of Principles.

During questions, the Licensing Manager also provided information about the role of the Gambling Commission, its guidance and the new requirement for applicants for a new premises licence, or variation to an existing premises licence, to prepare local risk assessments in relation to their licensed premises including local area profile information. He confirmed that the council will assist applicants by providing local area profile information, probably based on ward boundaries.

The Licensing Manager confirmed that all the comments received had been included in the information circulated, and that none of the residents associations contacted as part of the process had commented. The Licensing Committee read and noted the comments received by email earlier this week from a member of the Norbury Village Residents Association.

The Legal Advisor informed the Committee that the Gambling Commission Guidance provided advice on who should be consulted and where comments are received, the weight they should be given. She also informed Members that the Guidance provides assistance relating to the active engagement Local Authorities will need to undertake to produce the local area profiles and that the information included should be empirical. The Licensing Manager stated that he would welcome the involvement of the Committee and ward councillors in this process.

The Licensing Manager commented that there were national concerns about proliferation and clustering and that both tend to be linked to commercial need.

The Licensing Committee considered the report of the Executive Director 'Place' and agreed to amend the wording on page 9 of the Statement of Principles (Appendix 4) to read:

“... by the provision of gambling facilities at the application premises and address **any** factors that may have a negative impact on the licensing objectives.”

Subject to this amendment, the Committee **RESOLVED** to recommend the reviewed Statement of Principles for adoption by the full Council at its meeting on 7 December 2015.

MINUTES - PART B

None

The meeting ended at 7:50pm