

WAVERLEY BOROUGH COUNCIL

MINUTES OF THE LICENSING AND REGULATORY COMMITTEE - 10 DECEMBER
2020

SUBMITTED TO THE COUNCIL MEETING – 23 FEBRUARY 2021

(To be read in conjunction with the Agenda for the Meeting)

Present

Cllr Robert Knowles (Chairman)	Cllr Patricia Ellis
Cllr Michael Goodridge (Vice Chairman)	Cllr Jerry Hyman
Cllr Roger Blishen	Cllr Peter Isherwood
Cllr Martin D'Arcy	Cllr Jacquie Keen
Cllr Jerome Davidson	Cllr Ruth Reed

Cllr Jenny Else (Substitute)

Apologies

Cllr Anna James and Cllr Michaela Martin

Also Present

LIC24/20 MINUTES (Agenda item 1.)

The minutes of the last meeting held on 9th November were agreed as a correct record.

LIC25/20 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS (Agenda item 2.)

Apologies for absence were received from Cllrs Anna James and Michaela Martin. Cllr Jenny Else attended as substitute.

LIC26/20 DECLARATIONS OF INTEREST (Agenda item 3.)

There were no declarations of interest made for this meeting , however, the committee membersT were reminded by the Chairman that they were attending the meeting as Waverley Borough Councillors and not Parish/Town Councillors.

LIC27/20 QUESTIONS FROM MEMBERS OF THE PUBLIC (Agenda item 4.)

There were none.T

LIC28/20 QUESTIONS FROM MEMBERS (Agenda item 5.)

There were none.

LIC29/20 ACTION AUTHORISED (Agenda item 6.)

No action had been taken by the Executive Director after consultation with the Chairman and Vice-Chairman since the last meeting.

LIC30/20 STREET TRADING REVIEW (Agenda item 7.)

Richard Homewood, Head of Environmental & Regulatory Services, outlined the report set out in the agenda. He explained there had been an increase of complaints regarding street traders in non-prohibited roads. The proposal was that once the committee have agreed the review of the policy it would go out for public consultation. Richard Homewood suggested that the consultation be held for 6 weeks rather than the required 4 weeks to take into consideration the Christmas period. He would then report back in February to the committee.

It was advised that there may be confusion in the report regarding Park Drive and Mead Drive, Cranleigh and officers were asked to review pages 40,45 and 50 in this matter.

The committee discussed the report and made the following comments:

- Contradiction between 4.10 and 8.1 regarding option to do nothing –
It was clarified that 'do nothing' was an option but due to complaints not an option officers would recommend.
- If a street is not prohibited does that mean no control?
No as consent streets means the trader still needed consent to trade.
- Does this policy interact with the pavement licensing?
No they are two separate policies.
- Definition of Itinerant Traders?
No legal definition.
- How does this relate to door-to-door salesman?
Door-to-door are not classed as street traders they have to have a pedlars licence from police.
- Officers were asked to ensure the condition regarding animals excluded assistance dogs.
- Officers were asked what the definition of 'living things' related to as plants were living?
It was agreed this condition may need to be revisited and amended.
- Page 8 – 4 needs amended to read Cranleigh Parish Council.
- The committee were concerned that 'offensive weapons' would include knives but this could also be interpreted as cutlery.
- 4.17 should have 'for the duration of the closure' added for clarity.
- It was asked why we did not just use licensing for street trading instead of 'Prohibited and Consent' streets.
This was following the previous decision by this committee.
- Would this policy effect the selling of a private vehicle o/s a residents property?
No this is under separate legislation.
- Enforcement Policy is mentioned in the report but it is not available to view.
Council have corporately adopted an enforcement policy. This would be circulated.

The committee were advised this was a review of an existing policy, therefore, many of the conditions were already in existence and working well.

Concern was raised regarding the raise in the fees that was proposed. It was explained that these covered the authorities cost and very little more. The fees had not been reviewed for 5 years and were not proportionate to the number of traders.

The Committee **NOTED** the report and asked that the feedback be considered,

Subject to the amendments suggested, it was **AGREED** that the revised policy should go out to consultation.

LIC31/20 EXCLUSION OF PRESS AND PUBLIC (Agenda item 8.)

There were no items to discuss in exempt session so the Chairman closed the meeting.

The meeting commenced at 10.00 am and concluded at 11.38 am

Chairman