

**MINUTES OF A MEETING OF THE
LICENSING COMMITTEE
HELD AT NELSON TOWN HALL
ON 13TH NOVEMBER, 2018**

PRESENT –

Councillor K. Turner – Chairman (In the Chair)

Councillors

*Nawaz Ahmed
P. A. McCormick
B. Newman
J. Purcell
K. E. Shore
S. Wicks*

Officers in attendance

<i>H. Culshaw</i>	<i>Head of Legal Services</i>
<i>A. Smith</i>	<i>Licensing Officer</i>
<i>L. Rowland</i>	<i>Committee Administrator</i>

(Apologies for absence were received from Councillor L. Crossley.)



12. DECLARATION OF INTERESTS

Members were reminded of the legal requirements concerning the declaration of interests.

13. MINUTES

RESOLVED

That the Minutes of the meeting held on 23rd October, 2018 be approved as a correct record and signed by the Chairman.

14. STREET TRADING – PROPOSED AMENDMENTS TO THE COUNCIL'S POLICY

The Planning, Building Control and Licensing Services Manager submitted a report which advised of proposed changes to the Council's Street Trading Policy. The proposed amendments sought to tighten up provisions in relation to trading in moving vehicles and also to deal with more recent national concerns regarding child sexual exploitation.

The amendments, which were submitted as an appendix to the report, provided guidance for applicants with convictions. They also sought to ensure that the Council's commitment to its Strategic Plan to reduce obesity in children and young people was adhered to.

A six week consultation on the proposals had been carried out in early 2018. Eleven responses had been received, details of which were submitted for information.

These responses had previously been considered at a meeting of the Taxi and Other Licensing Committee in March this year where, as part of the resolution, it was agreed that a condition be applied to ensure that a distance of 50 metres from the main school gate be used for the restriction of trade around schools and other educational establishments.

The Committee was advised that, since that meeting, information had come to light with regard to a previous case law in which a similar condition had been judged to be outside the scope of this legislation. Members were therefore asked to consider removing it from the amended policy to reduce possible challenge to Council policy in future.

RESOLVED

- (1) That a distance of 50 metres from the main school gate be used for the restriction of trade around schools and other educational establishments.
- (2) That, subject to the inclusion of resolution (1) above, the proposed amendments to the Council's Street Trading Policy as shown in appendix 2 to the report be agreed.
- (3) That the Council be recommended to approve the new Street Trading Policy.

Chairman _____