

Crawley Borough Council

Minutes of Licensing Committee

7 June 2006 at 7.30pm

Present:

Councillor B Clay (Vice Chair - in the Chair)
Councillors A G Brown, D G Crow, C C Lloyd, B McCrow,
J L Millar-Smith, C J Redmayne, L A Seekings and D J Shreeves

Officers Present:

T Baldock	Group Manager for Food, Licensing and Occupational Health
L Nwoye	Assistant Lawyer for Environment and Housing Directorate
L White	Licensing Officer
C Pedlow	Democratic Services Officer
M Shopland	Democratic Services Officer

Apologies for Absence:

Councillors B K Blake, S A Blake, B M Brockwell, B J Burgess, R J Hull and B J Quinn

1. Minutes

The minutes of the meeting of the Committee held on 5th April 2006 were approved as a correct record and signed by the Chair.

2. Street Trading on the High Street

The Committee considered the report of the Head of Environmental Service ES165 on Street Trading Consent on the High Street with regard to Farmers Markets or Continental Markets. The report sought approval to rescind or amend resolutions adopted by the Licensing Committee on 5th April 2006, due to the fact that, on further reflection, there appeared to be loopholes in the resolution previously adopted and that no deviation from the current policy was required.

Members were informed that the granting of a consent for the proposed continental and farmers markets did not deviate from the present street trading policy (i.e. which allows for street trading to take place in the High Street only in exceptional circumstances and normally for charitable purposes). This was because the policy did not restrict against trading for commercial purposes.

It was proposed that the Head of Environmental Services, using powers delegated under the Constitution, determine applications for the proposed continental and farmers markets, attaching any conditions that she considered reasonable and necessary, to those granted.

In response to Members' queries regarding the necessity or otherwise, of a review of the current street trading policy during 2006/07, the Group Manager for Food, Licensing and Occupational Health advised the Committee that a review was required as the existing policy was old and out of step with the way the town was developing. He emphasised that street markets were an essential part of this development process.

RESOLVED

- (1) That parts 1 and 2 of the resolution adopted at the meeting on 5th April 2006 shall be amended to read as follows:-
 - (i) To allow street trading to take place in the High Street in the form of a 'Farmers' Market' on the first and third Wednesday in each month.
 - (ii) To allow street trading to take place in the High Street in the form of a 'Continental Market' on five occasions per year.
- (2) That the remaining parts of the resolution adopted by the Licensing Committee on 5th April 2006 (parts 3, 4 and 5) be rescinded.
- (3) That on receipt of an application for a street trading consent on the proposed days in the High Street for either a Farmers Market or a Continental Market, the Head of Environmental Services shall, under delegated powers, determine the application and, if granted, attach to the consent any terms and conditions considered to be reasonable and necessary to control street trading in accordance with Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982.
- (4) That, subject to the granting of any consent as described in (3) above, the Council's Street Trading 'Town Centre' policy (i.e. whereby consent will only be granted in exceptional circumstances which will most commonly be when such trading activities are associated with the holding of special events like street fairs and carnivals and particularly where the proceeds are for charities) shall continue to be applied in order to control street trading in sensitive and vulnerable areas of Crawley.
- (5) That a comprehensive review of the Council's Street Trading policies be carried out by the Committee during 2006/07.

3. Closure of Meeting

With the business of the Committee concluded, the Chair declared the meeting closed at 7.34pm

B CLAY
Chair