

Please ask for:

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28 March 2011

S U M M O N S

MEETING: Licensing Board
DATE: 5 April 2011
TIME: 6.00pm
PLACE: Council Chamber, Town Hall, Gosport
Democratic Services contact: Lisa Young

LINDA EDWARDS
BOROUGH SOLICITOR

MEMBERS OF THE BOARD

The Mayor (Councillor Allen) (ex officio)
Chairman of P & O Board (Councillor Hook) (ex officio)

Councillor Beavis (Chairman)
Councillor Murphy (Vice Chairman)

Councillor Bradley	Councillor Mrs Cully
Councillor Carter C K	Councillor Foster-Reed
Councillor Carter C R	Councillor Jacobs
Councillor Chegwyn	Councillor Scard

FIRE PRECAUTIONS

(To be read from the Chair if members of the public are present)

**In the event of the fire alarm sounding, please leave the room immediately.
Proceed downstairs by way of the main stairs or as directed by GBC staff, following any of the
emergency exit signs. People with disability or mobility issues please identify yourself to GBC
staff who will assist in your evacuation of the building.**

IMPORTANT NOTICE:

- If you are in a wheelchair or have difficulty in walking and require access to the Committee Room on the First Floor of the Town Hall for this meeting, assistance can be provided by Town Hall staff on request

If you require any of the services detailed above please ring the Direct Line for the Democratic Services Officer listed on the Summons (first page).

NOTE:

- i. Councillors are requested to note that, if any Councillor who is not a Member of the Board wishes to speak at the Board meeting then the Borough Solicitor is required to receive not less than 24 hours prior notice in writing or electronically and such notice shall indicate the agenda item or items on which the member wishes to speak.
- ii. Please note that mobile phones should be switched off for the duration of the meeting.

AGENDA

RECOMMENDED
MINUTE
FORMAT

PART A ITEMS

1. APOLOGIES FOR NON-ATTENDANCE
2. DECLARATIONS OF INTEREST

All Members present are required to declare, at this point in the meeting or as soon as possible thereafter, any personal or personal and prejudicial interest in any item(s) being considered at this meeting.

3. MINUTES OF THE MEETING OF THE BOARD HELD ON 22 FEBRUARY 2011 [copy herewith].
4. DEPUTATIONS – STANDING ORDER 3.5

(NOTE: The Board is required to receive a deputation(s) on a matter which is before the meeting of the Board provided that notice of the intended deputation and its object shall have been received by the Borough Solicitor by 12 noon on Friday 1 April 2011. The total time for deputations in favour and against a proposal shall not exceed 10 minutes).

5. PUBLIC QUESTIONS – STANDING ORDER 3.6

(NOTE: The Board is required to allow a total of 15 minutes for questions from Members of the public on matters within the terms of reference of the Board provided that notice of such Question(s) shall have been submitted to the Borough Solicitor by 12 noon on Friday 1 April 2011).

6. APPLICATION FOR STREET TRADING CONSENT FOR GOSPORT HIGH STREET

To determine an application for a Street Trading Consent to allow for the provision of ice creams and frozen confectionary in Gosport High Street.

PART II
Contact Officer
Russell Bray
Ext 5553

7. ANY OTHER ITEMS

Which by reason of special circumstances the Chairman determines should be considered as a matter of urgency

Licensing Board
5 April 2011

8. EXCLUSION OF PUBLIC

To consider the following motion:

That in relation to the following item the public be excluded from the meeting, as it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that if members of the public were present during this item there would be disclosure to them of exempt information within Paragraph 1 of Part 1 of Schedule 12A to the Local Government Act 1972, and further that in all circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information, for the reasons set out.

PART B ITEM
FOLLOWING THE EXCLUSION OF PRESS AND PUBLIC

Item No.	Item	Paragraph no. of Part I of Schedule 12A of the Act	
9.	APPLICATION FOR THE GRANT OF A PRIVATE HIRE DRIVERS LICENCE	Paragraph 1 The report contains personal data which is identified as sensitive material.	PART II Contact Officer Clive Tizard Ext 5609

AGENDA ITEM NO. 6

Board/Committee:	Licensing Board
Date of Meeting:	Tuesday 5 th April 2011
Title:	Application for Street Trading Consent for Gosport High Street.
Author:	Environmental Services Manager
Status:	FOR DECISION

Purpose

The purpose of this report is to request the Licensing Board to determine an application for a Street Trading Consent to allow for the provision of ice creams and frozen confectionary in Gosport High Street.

Recommendation

That the Licensing Board determine whether the application for a Street Trading consent should be granted

1 Background

- 1.1 The Local Government (Miscellaneous Provisions) Act 1982 makes provision for Local Authorities, having adopted the Act, to designate consent streets for the purposes of street trading.
- 1.2 Following the necessary statutory notice procedure the Council resolved, on 2 September 1998, that under the Local Government (Miscellaneous Provisions) Act 1982, all streets in the Borough of Gosport (including all forecourts, roads, footways or other areas adjacent to such streets for a distance of 100 metres) would be designated as Consent Streets for the purpose of street trading as from 5 October 1998. The effect of the designation was that street trading would be prohibited without the consent of the Council.
- 1.3 In January 2000, following a report to the Health and Leisure Committee, this Council adopted a policy on street trading to be applied throughout the Borough. The policy permitted the granting of Street Trading Consents, provided they were in compliance with that policy. This report and the adopted policy are attached as **Appendix A**. At paragraph 2.8 below makes reference to the conditions that may be considered to apply to this application.
- 1.4 In recent years Mr Christopher Goulding has been operating his Ice Cream Van in the High Street at the proposed location at the eastern end of the High Street on the Gosport Saturday Market. He operates mainly during the summer months by paying a Saturday Market pitch fee.
- 1.5 On 7th July 2009 the Licensing Board considered Mr Christopher Goulding's application for the grant of a street trading consent. The Licensing Board refused the application for ice cream sales from a trailer which was a departure from the previous novelty of ice cream sales from a tricycle. The Minutes of the Licensing Board are attached as **Appendix B**.

- 1.6 On the 5th January 2010 the Licensing Board considered Mr Christopher Goulding's application to allow for the provision of ice cream and frozen confectionary to be sold from either a traditional ice cream tricycle or a classic Bedford Van in Gosport High Street. The Licensing Board considered the matter and gave its consent to operate a traditional ice cream sales tricycle in the High Street on Monday, Wednesday, Thursday, and Friday of any week between the hours of 11:00 and 18:00 and on Saturdays from 09:00 to 17:30 hours. The Minutes of the Licensing Board is attached as **Appendix C**.
- 1.7 On Tuesday 30th November 2010 the Licensing Board considered Mr. Christopher Goulding's application for the grant of a street trading consent for the provision of ice cream and frozen confectionary to be sold from a classic Bedford Van in Gosport High Street in the vicinity of the fountain situated at the east end of the High Street. The Licensing Board refused the application for a Street Trading Consent in the High Street due to the proposed siting of the ice cream van. The Minutes of the Licensing Board are attached as **Appendix D**.

2 Report

- 2.1 An application for a six month Street Trading Consent for Gosport High Street has been received from Mr Christopher Goulding trading as "Georgia's Ices". The application for approval to operate one vehicle being either a traditional Ice-Cream Van or an approved Ice -Cream Trailer in Gosport High Street for the provision of ice cream and frozen confectionary. The application requests permission to trade five days a week avoiding the Market Days from 12:00 hours to 18:00 hours each day. **See Appendix E**
- 2.2 A plan showing the proposed trading location of Mr Goulding's Ice Cream sales operation is outside Burtons Menswear as shown on the attached plan as **Appendix F**. A photograph of Mr Goulding's Ice Cream van is attached as **Appendix G**. A photograph of the Ice-Cream Trailer that Mr. Goulding has acquired for this site is attached as **Appendix H**
- 2.3 Hampshire Constabulary, the Highways Authority, Development Control and other Council departments have been consulted on this application. Hampshire Constabulary has submitted a letter which suggests the grant of the consent to be at a location with direct vehicle access. The police do request that any granted Street Trading Consent is conditioned to require Mr. Goulding to remove the trading vehicle from the pitch in the High Street at the end of trading each day. See **Appendix I**
- 2.4 The Head of Development Control replied to the consultation by advising that the Local Planning Authority do not wish to make any representation in connection with the application. See **Appendix J**
- 2.5 The Council's Access Officer has been consulted on this application and he in turn consulted the Access Group. The Council's Access Officer has replied to the consultation by advising that he does not wish to make any representation in connection with the application. See **Appendix K**
- 2.6 Hampshire Highways have been consulted and have expressed. The following observations:-

- Time restrictions should apply to the consent and highway (and other) maintenance requirements will need access to the area from time to time. There is a need to ensure that the van /trailer are not permanently parked in the High Street.
- No waste to be disposed into the highway drains.

2.7 The Manager of Burtons Menswear has been advised of the application and he does not wish to make any representation to the Licensing Board over the proposed siting of the applicants vehicle outside Burtons Menswear premises in the High Street.

2.8 The Council has adopted a Street Trading Policy **Appendix A**. Set out below are conditions within that policy that have a direct relevance to this application:-

Condition 1. That where appropriate, street traders be encouraged to obtain and occupy retail premises in the Borough, or to trade within the street maker held in Gosport High Street.

Condition 4. That no new street trading consents (except by way of renewal of existing consents) will be given to individual traders in respect of Gosport High Street in market days.

Condition 6. Street trading consents will only be issued where it can be shown that trader will be providing a service that is of benefit to the public and is compatible with the character of the area.

Condition 7. Street trading consents will not be issued where there is concern in regarding direct competition with existing nearby retail premises.

Condition 9. Street Trading consents will not be issued where there are concerns regarding problems of highway safety, obstruction of users of the highways or conflict with the requirements of emergency vehicles.

2.8 By the application of Condition 4. The days Mr. Goudling can be consented to trade are restricted to Monday, Wednesday, Thursday, Friday and Sunday as requested in his application.

2.3 At present there are thirteen premises in Gosport High Street (including Bemisters Lane) where ice creams etc. may be purchased. Ten of which are for sales for immediate consumption and two where ice creams may be purchased for home consumption. These are:

- Morrissons (home consumption)
- Iceland (home consumption)
- Burger King (immediate consumption)
- Newsround (immediate consumption)
- Lu Chinos (immediate consumption)
- McDonalds (immediate consumption)
- Poppins Restaurant (immediate consumption)
- Sweet Delights Bemisters Lane (immediate consumption)
- Harbour News (immediate consumption)
- Harveys (immediate consumption)
- Sweet Talk (immediate consumption)

- Star (Wetherspoons) (immediate consumption)
- Nelson & Emmas (immediate consumption)

2.4 Mr Goulding has paid the required fee of £530 for the application for a six month Street Trading Consent to commence 1 April 2011 and has provided proof of public liability insurance. Should the Licensing Board refuse Mr Goulding's request, there would be a requirement to refund the fee paid.

3 Risk Assessment

3.1 No additional risks have been identified with this application

4 Conclusion

4.1 Following the designation of the whole of Gosport as a "street trading consent zone" from 5 October 1998, it is requirement for any person wishing to trade on or adjacent to the highway to obtain a street trading consent.

4.4 The Street Trading Policy states that no new street trading consents (except by way of renewal of existing consents) will be granted to individual traders in respect if Gosport High Street on market days

4.3 Mr Goulding has applied for a street trading consent to operate on five days of the week from 12:00 to 18:00 hours and avoids the two Gosport Market days.

Financial Services comments:	
Legal Services comments:	The Board in determining the application must have regard to the Council's Street Trading Policy and give reasons for reaching its decision. A person aggrieved by the refusal of an application for the grant of a Street Trading Consent does not have a statutory right of appeal but may bring a judicial review if the decision is unlawful or irrational.
Service Improvement Plan implications:	
Corporate Plan:	
Risk Assessment:	No additional risks have been identified
Background papers:	Minutes of Licensing Board Meeting 07 July 2009 (Item 21) See Appendix B. Minutes of Licensing Board 05 January 2010 See Appendix C. Minutes of the Licensing Board 30 th November 2010. See Appendix D.
Appendices/Enclosures:	
Appendix 'A'	Health and Leisure Committee Report and Policy Document.
Appendix 'B'	Minutes of Licensing Board 7 July 2009
Appendix 'C'	Minutes of Licensing Board 5 January 2010
Appendix 'D'	Minutes of the Licensing Board 30 th November

	2010
Appendix 'E'	Street Trading Application from Mr Goulding.
Appendix 'F'	Plan of proposed Site Location in High Street.
Appendix 'G'	Photograph of Mr Goulding's Ice Cream Van
Appendix 'H'	Photograph of Mr Goulding's Ice Cream Trailer
Appendix 'I'	Hampshire Constabulary Letter dated 2 March 2011
Appendix 'J'	Head of Development Control Memorandum dated 3 March 2011.
Appendix 'K'	Council's Access Officer's email dated 9 March 2011
Report author/ Lead Officer:	Russell Bray, Senior Licensing Officer, ext. 5553

APPENDIX A - HEALTH AND LEISURE COMMITTEE REPORT AND POLICY DOCUMENT.

APPENDIX A

AGENDA NO.

GOSPORT BOROUGH COUNCIL

COMMITTEE REPORT

TO THE MEETING OF: THE HEALTH & LEISURE COMMITTEE
ON: MONDAY, 10th JANUARY, 2000 REF: DJB/BMT
REPORT OF: LEISURE & HEALTH SERVICES MANAGER
TITLE: STREET TRADING POLICY

1. PURPOSE OF REPORT

- 1.1 For the Committee to consider a draft Street Trading Policy.

2. INFORMATION

- 2.1 The Committee will recall considering a report at their meeting on 1st November 1999 on proposals for a street trading policy.
- 2.2 A draft street trading policy has therefore been produced and is attached as Appendix 1, together with a set of draft standard conditions, which are attached as Appendix 2.

3. FINANCIAL IMPLICATIONS

- 3.1 The Council may charge such fees as they consider reasonable for the grant or renewal of street trading consents. Different fees may be charged according to the duration of the consent, to the street in which trading takes place and the nature of articles sold.
- 3.2 Currently different fees are charged in respect of the existing street trading consents for Gosport High Street. It is suggested that the basis for charging these fees continue.
- 3.3 As regards any new consents, it is suggested that an annual fee of £700 be charged for food traders and £500 for non food traders, reduced by £200 in each case where trading is for a seasonal period of less than 6 months or where trading is for less than 5 days per week..

APPENDIX A (Cont) - HEALTH AND LEISURE COMMITTEE REPORT AND POLICY DOCUMENT.

4. RECOMMENDATIONS

- 4.1 That the draft Street Trading Policy and Standard Conditions for Street Trading Consents be approved.
- 4.2 That (with the exception of existing consents) the annual fee for street trading consents be £700 for food traders and £500 for non food traders, reduced by £200 in each case where trading is for a seasonal period of less than 6 months or where trading is for less than 5 days per week.

Background Papers:

Report to Health & Leisure Committee, 1st November 1999
"Proposed Street Trading Policy".

APPENDIX A (Cont) - HEALTH AND LEISURE COMMITTEE REPORT AND POLICY DOCUMENT.

STREET TRADING POLICY

1. That where appropriate, street traders be encouraged to obtain and occupy retail premises in the Borough, or to trade within the street market held in Gosport High Street
2. That additional street trading consent will not be required where the Council has already given its consent by way of a licence, lease or agreement as regards any trading concessions.
3. That where consent has been given to hold a street market, additional street trading consents will not required for individual traders.
4. That no new street trading consents (except by way of renewal of existing consents) will be given to individual traders in respect of Gosport High Street on Market days.
5. Street trading consents will not be required for fairs, fetes and similar events.
6. Street trading consents will only be issued where it can be shown that trader will be providing a service that is of benefit to the public and is compatible with the character of the area.
7. Street trading consents will not be issued where there is concern in regarding direct competition with existing nearby retail premises.
8. The number of street trading consents issued for any one street will be limited in order to avoid any undue concentration.
9. Street trading consents will not be issued where there are concerns regarding problems of highway safety, obstruction to users of the highway or conflict with the requirements of emergency vehicles.
10. Street trading consents will not be issued where there are concerns regarding problems of noise, smell or late night disturbance, especially in residential streets.
11. The issuing of a street trading consent is subject to the prior inspection and approval of any stall, vehicle and associated equipment.
12. Street trading consents will not be issued for the sale of cars.
13. Street trading is prohibited in Ann's Hill Road between Leesland Road and Carnarvon Road. Street trading will be prohibited along the length of the A32 from Hoeford to Fort Brockhurst.

APPENDIX B - MINUTES OF BOARD 7 JULY 2009

PART II

21. APPLICATION FOR STREET TRADING CONSENT

Note: Councillor Hook declared a personal interest in this item, remained in the meeting room and took part in the discussion and voting thereon.

Consideration was given to a report of the Environmental Services Manager which requested the Board to determine an application for a Street Trading Consent to allow for the provision of ice cream and ice lolly sales in Gosport High Street.

The figure of 3 premises selling ice creams in the High Street noted in paragraph 2.3 of the report was questioned by Members who advised that there were 8 premises where ice creams and ice lollies could be purchased. It was confirmed that the 3 premises referred to in the report were those where ice creams were sold for immediate consumption, as opposed to those that sold ice cream for home consumption, such as the supermarkets.

It was confirmed that the Street Trading Policy did not allow for a consent to be granted for use on Tuesdays and Saturdays when the market was in operation. A Member queried the relevance of the Policy now that the Council was operating the market.

Mr Dell was invited to speak on behalf of the applicant. He confirmed that Mr Goulding was a well known Street Trader in Gosport, having owned the baked potato stall for 19 years. This stall was allowed to operate on market days as the licence had been granted before the Policy came into force. He did not consider that a street trader selling ice creams would compete with retail outlets in the High Street as they catered for a different market, ie those who bought on impulse during hot weather, as opposed to those who went into a shop for other purchases and decided to buy ice cream as well. The application was for a licence for 6 months as there would only be seasonal demand for ice creams and ice lollies.

It was pointed out that the Street Trader Licence held by Mr Lightowler was for a bicycle from which he sold ice creams, which had been an attractive addition to the street scene in the High Street. The current application was to sell ice creams from a trailer which would be parked at the Ferry end of the High Street, as indicated in the plan at Appendix E to the report. The applicant confirmed that he wished to use a trailer as it would provide better refrigeration and increased capacity compared with a unit that could be attached to a bicycle.

Members expressed concern that the use of a trailer was a departure from the novelty of ice cream sales from a bicycle. There was also concern at the number of outlets on the High Street where ice creams and ice lollies could be purchased and the additional competition that sales from a trailer would create.

RESOLVED: That the application for Street Trading Consent to allow for the provision of ice cream and ice lolly sales in the High Street be refused.

APPENDIX C – MINUTES OF BOARD 5 JANUARY 2010

53. APPLICATION FOR STREET TRADING CONSENT

Note: Councillor Hook declared a personal interest in this item, remained in the meeting room and took part in the discussion and voting thereon.

Consideration was given to a report of the Environmental Services Manager which requested the Board to determine an application for a Street Trading Consent to allow for the provision of ice cream and ice lolly sales in Gosport High Street.

The application was for a Street Trading Consent for the provision of ice creams and other frozen confectionary in Gosport High Street on a Monday, Wednesday, Thursday, and Friday in any week between the hours of 11:00 and 17:00 from either a traditional 1968 Bedford Ice Cream van service, or in the alternative, a traditional ice cream tricycle.

In answer to a Member's question, the Board were advised that the proposed trading hours to be considered were those detailed on the application for Street Trading Consent 11am until 5pm, not 11am-6pm as detailed in Mr Goulding's letter.

Clarification was sought concerning the required fee paid by Mr Goulding; the Board were advised that the amount charged would cover the period 1st April - 31st September at the current rate. The Board were advised that mobile Ice Cream vendors were defined as food traders and were subject to food hygiene inspections by Environmental Health Officers.

It was confirmed that Mr Goulding traded as a stall holder at the Saturday market from an Ice Cream van and had never caused an obstruction to emergency vehicles.

Mr Goulding advised the Board that his Ice Cream van was pitched adjacent to the fountain at the east end of the high street and that the High Street was accessible to both emergency vehicles and traders with 7.5 Tonne vehicles when it was in place.

He advised the Board that he had acknowledged the concerns of Members in relation to his previous application and had addressed these by proposing two different vending options within the application.

Mr Goulding advised the Board that he hoped to continue to trade from the eastern end of the High Street adjacent to the fountain as it produced a large uptake in passing trade from ferry passengers. He also advised that he maintained a good working relationship with other traders.

In answer to a Member's question, Mr Goulding advised that, in order to take advantage of summer evenings, he would prefer a Street Trading Consent to allow him to trade from 11am until 6pm.

RESOLVED: That the following be approved:

a Street Trading Consent be granted to allow for the provision of ice cream and frozen confectionary sales from a traditional ice cream tricycle in Gosport High Street on Monday, Wednesday, Thursday, and Friday of any week between the hours of 11:00 and 18:00.

APPENDIX D – MINUTES OF BOARD 30 NOVEMBER 2010

PART II

51. APPLICATION FOR A STREET TRADING CONSENT FOR GOSPORT HIGH STREET

Consideration was given to a report of the Environmental Services Manager requesting the determination of an application for a Street Trading Consent to allow for the provision of ice creams and frozen confectionary from an ice cream van in Gosport High Street on non-market days.

Members were advised that Mr Goulding currently held a six month trading consent to allow for the provision of the sale of ice creams and frozen confectionary from a tricycle on the High Street.

In answer to a Member's question, the Board were advised that there had been no complaints from any other frozen confectionary retailers regarding Mr Goulding.

Mr Goulding advised the Board that he had requested to be allowed to trade from an ice cream van as it would allow him to sell a greater range of products. In addition, he advised that the freezer plates on the tricycle were limited to 6 hours use; a van could run for 8/10 hours.

Concern had been expressed by the Local Highway Authority at the proposed siting of the ice cream van. Mr Goulding advised he had requested the location as it would capitalise on the footfall from the ferry.

Mr Goulding confirmed that there was no water waste from the van and that he provided a litter bin for confectionary wrappers.

RESOLVED: That the application for Street Trading Consent to allow for the provision of ice cream and ice lolly sales in the High Street be refused due to the proposed siting of the ice cream van.

APPENDIX E – APPLICATION FORM PAGE 1

APPLICATION FOR STREET TRADING CONSENT

I wish to apply for the grant or renewal of a street trading consent in Gosport. I have personally completed the application below and have been honest in giving this information.

Signature of applicant

Date

25-2-11

About yourself

Title MR First Name(s) CHRIS
Surname GOULDING
Birth Date 22/6/64 Age 46
Home Address Number 15
Street WESTCROFT Rd
District LEESLAND
Town GOSPORT
County HAUTS Postcode PO12 3CR
Telephone 92 509955 Mobile —

Company details

If the applicant is applying on behalf of a company, please tell us:

Name of Company GEORGIA'S ICE'S
Address Number 11
Street 11
District 11
Town 11
County 11 Postcode 11
Telephone 11 Fax —
Applicant's position in company OWNER

Trading location details

Your Trade Name GEORGIA'S ICE'S
Name of Street HIGH ST
Proposed Months of Trading or Annual 1st April
31st Sept

APPENDIX E (Cont) – APPLICATION FORM PAGE 2

Proposed Days of Trading - tick appropriate boxes
☒ Mon ☐ Tue ☒ Wed ☒ Thu ☒ Fri ☐ Sat ☒ Sun
Proposed Hours of Trading 12am 6pm
Type of Trade - tick as appropriate:
☐ Posters ☒ Ice Cream ☐ News Kiosk ☐ Burger Van
☐ Donuts ☐ Fish ☐ Flowers ☐ Hot Potato
☐ Balloons ☐ Jewellery ☐ General
☐ Other
Describe trade ICE CREAM
Fee as attached

Public liability insurance details

Name of Insurer AMTF
Policy Number 17 6 967
Insurance Start Date 31/5/10
Insurance Finish Date 31/5/11

Convictions

Are there any convictions that have not been spent or that are pending prosecutions recorded against the applicant or officers of the company? (tick as appropriate)

☐ Yes ☒ No

If YES please tell us:

Date of Conviction (or next hearing) / /

Offence

Sentence (if applicable)

Please return to Environmental Health, Environmental Services Unit, Gosport Borough Council, Town Hall, High Street, Gosport, PO12 1EB

For office use

Date received 15/2/11
Date consent approved / /
Consent serial number
Fee £ 530.00
Receipt no. 63886

APPENDIX F – PLAN OF PROPOSED SITE



SITE OF PROPOSED TRADING LOCATION DRAWN ON A HIGH STREET PLAN

APPENDIX G – PHOTOGRAPH OF ICE CREAM VAN



APPENDIX H – PHOTOGRAPH OF ICE CREAM TRAILER



Trailer Dimensions

Length: 8 Feet / 2.44 metres

Hitch: 4 Feet / 1.22 metres

Combined Length: 12 Feet / 3.66 metres

Width: 6 Feet / 1.83 metres

APPENDIX I – HAMPSHIRE CONSTABULARY LETTER



Hampshire Constabulary Chief Constable Alex Marshall

Mr Russell Bray
Senior Licensing Officer
Gosport Borough Council
Town Hall
Gosport
PO12 1EB

Gosport Police Station
South Street
Gosport
Hampshire
PO12 1ES

Our ref: JC/TC/1964/2011
Your ref: 10/00853/STF6LI

Telephone: 0845 045 45 45

Direct dial: 02392893226

Fax No: 023 9289 1750

Deaf/speech impaired minicom: 01962 875000

Email: john.connelly@hampshire.pnn.police.uk

March 02, 2011

Dear Russell,

This letter is a response to the notification for the application for the grant of a street trading consent for an Ice Cream van by Mr Goulding.

I have consulted the Town Centre Sergeant PS Lesley Meenaghan and although there are no incidents relating to the current siting of Mr Gouldings hot potato van it has been previously raised as an issue when the current trailer has not been removed from the High Street area following each days trading. This still occurs and regularly remains on the High Street for significant lengths of time.

This has caused issues in the past when additional street furniture including trees causes obstructions of views for CCTV controllers and patrolling Police Officers.

It would be fair to say that although the Police do not object to the application it would be preferred that the location of the ice cream van be kept separate from the potato van to keep this areas obstructions to a minimum.

This whole area of the Town centre is a pedestrian precinct and on a regular basis other than market days is frequented by heavy vehicles delivering to many of the shops who have rear loading access.

It is suggested that a suitable area for this van to be located would be either the top end of the High Street near to Morrisons or on the junctions of the High Street/North Cross Street/South Cross Street which would simplify access to and from the High Street for Mr Gouldings vehicle.

Submitted for your attention.

John Connelly
PC 1964
Licensing Officer
Gosport District.

www.hampshire.police.uk



APPENDIX J – HEAD OF DEVELOPMENT CONTROL MEMORANDUM OF REPLY

M E M O R A N D U M

FROM: Head of Development Control **MY REF:** RRS

TO: Licensing Officer **YOUR REF:** 10/00853/STF6LI
 Fao Russell Bray

DATE: 3 March 2011

**Application for a Street Trading Consent for an Ice Cream Van in the
High Street Precinct outside Burtons Outfitters**

I refer to your consultation dated 1 March 2011 regarding the above.

I am able to confirm that the Local Planning Authority do not wish to make any representation in connection with this application.

The Local Planning Authority has no objection to the proposal.



Debbie Gore
HEAD OF DEVELOPMENT CONTROL

APPENDIX K – ACCESS OFFICER'S EMAIL

Bray, Russell

From: Sturgess, Richard [RSturgess@Fareham Gov UK]
Sent: 09 March 2011 10:45
To: Bray, Russell
Subject: RE: Application for a Street Trading Consent for an Ice-Cream Van in the High Street Precinct outside Burtons Outfitters

Russell,
I have also shown this application to members of the Gosport Access Group and Disability Forum asking for their comments.
Like me they have no adverse comment to make about the application.
Regards
Richard

From: Bray, Russell [mailto:russell.bray@gosport.gov.uk]
Sent: 01 March 2011 16:11
To: Sturgess, Richard
Subject: Application for a Street Trading Consent for an Ice-Cream Van in the High Street Precinct outside Burtons Outfitters

Hello Richard,

Please see the attached letter and scanned documents. Would you be kind enough to give your consideration to this application for the grant of a Street trading Consent to place an Ice – Cream Van or Trailer on the Pedestrian Precinct on the High Street Gosport outside Burtons Outfitters? Mr Goulding has made previous applications but the chosen locations on the High Street have been deemed to be unsuitable by the Licensing Board. Would you please return your reply with any comments by the 14th March 2011 to enable the matter to be reported to the next Licensing Board?

Thank you for your assistance in this matter.

Russell Bray

Russell Bray,
Senior Licensing Officer,
Gosport Borough Council
Tel: 02392 545505 Email ehs@gosport.gov.uk