

**A MEETING OF THE LICENSING BOARD
WAS HELD ON 5 JANUARY 2010**

The Mayor (Councillor Mrs Searle) (ex-officio), Chairman of the Policy and Organisation Board (Councillor Hook) (P), Councillors Allen (P), Ms Ballard (P), Bradley, Carter (P), Mrs Cully (P), Foster-Reed (P), Langdon (P), Mrs Mudie, Murphy and Ward (P).

It was reported that, in accordance with Standing Orders, notice had been received that Councillors Hook would replace Councillor Murphy for this meeting.

46. ONE MINUTE'S SILENCE

In order to express their sympathy regarding the recent death of Councillor Jackie Carr, Members of the Licensing Board stood in silent tribute for one minute.

47. APOLOGIES

Apologies for inability to attend the meeting were submitted on behalf of The Mayor, Councillor Murphy and Councillor Mrs Mudie.

48. DECLARATIONS OF INTEREST

Councillor Hook declared a personal interest in Agenda Item 6 as he owned a retail outlet on the High Street. However, he confirmed his shop did not sell ice cream or ice lollies.

49. MINUTES

RESOLVED: That the Minutes of the meeting of the Licensing Board held on 17 November 2009 be approved and signed by the Chairman as true and correct records.

50. DEPUTATIONS

There were no deputations.

51. PUBLIC QUESTIONS

There were no public questions.

PART II

52. BOARD UPDATE – REVIEW OF HACKNEY TARIFF

By reason of special circumstances, the Chairman determined that this item be considered at this meeting notwithstanding the fact that it had not been available for public inspection in accordance with the provisions of Section 100(4)(a) of the Local Government Act 1985.

The special circumstances were created as the Licensing Board had resolved on 8th June 2009 that a further review of Hackney Tariff be carried out in six months time if there had

been a significant increase in the costs incurred in operating a Hackney Carriage vehicle.

Members were advised the Board that the six month period had now elapsed and the Financial Services Manager had investigated whether there had been a significant increase in the costs incurred in operating a Hackney Carriage Vehicle. The Financial Services Manager advised that there had been a 0.39% increase in costs from February 2008 to October 2009. There had been no request from Hackney Carriage owners in the Borough to increase the tariff.

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.

The meeting ended at 6.28pm

CHAIRMAN