

‘LICENSING SUB-COMMITTEE (SENSITIVE CASES)

MEETING, 17th DECEMBER, 2020

Present – Councillors Dean (as deputy for Councillor Fletcher), Mrs. Fairclough, Khurram, Morris and Newall.

18. APPOINTMENT OF CHAIRMAN

Resolved – That Councillor Dean be appointed as Chairman for this meeting.

Councillor Dean here took the Chair.

(An apology for absence was received from Councillor Fletcher)

19. MINUTES OF PREVIOUS MEETING

The minutes of the proceedings of the meeting of the Sub-Committee held on 29th October, 2019 were submitted.

Resolved – That the minutes be agreed and signed as a correct record.

20. EXCLUSION OF PRESS AND PUBLIC

Resolved – That, under Section 100A(4) of the Local Government Act 1972, the public be excluded from the meeting for the following items of business on the grounds that it involves the likely disclosure of exempt information as specified in paragraph 3 (financial and business affairs) of Part 1 of Schedule 12A to the Act; and that it be deemed that, in all the circumstances of the case, the public interest in its exemption outweighs the public interest in its disclosure.

21. APPLICATION FOR A LICENCE TO DRIVE PRIVATE HIRE VEHICLES LERSCS/02/20

The Director of Place submitted a report which set out details

of an application to drive private hire vehicles.

The meeting was informed that the applicant had requested deferral of the matter for family reasons.

Resolved – That consideration of the application be deferred until a future meeting of this Sub-Committee.

22. APPLICATION FOR A STREET TRADING CONSENT LERSCS/03/20

The Director of Place submitted a report which gave details of an application for a Street Trading Consent

The report outlined the full details of alleged misconduct in relation to the applicant.

The applicant and his sister attended the meeting and gave verbal evidence.

The Licensing Officer gave verbal evidence and as did witness referenced, C.

Resolved - That the application for the grant of a Street Trading Consent be refused.

The Sub-Committee also took account of –

- The nature of the alleged incident and the two witness statements from parents which included that the applicant wanted the children to get into the ice cream van and subsequently chased the children whilst holding a black baton in his hand;
- The Sub-Committee found the witness statements to be credible;
- The matter was reported to Greater Manchester Police at the time; and

- The applicant admitted in his signed written statement that he got out of the van to remonstrate with the children and also that he had a stick in his hand, which he had got from his vehicle. He said that he did chase them but only to find out where they lived so he could tell their parents what they had been doing in terms of allegedly throwing stones at his vehicle. In the meeting the applicant denied elements of his written statement by saying he did not chase them and did not have a weapon.

The Committee's primary duty is of concern for the safety and well-being of the public and there is reasonable cause to refuse to grant the Street Trading Consent.

(The meeting started at 12.00 Noon and finished at 12.51pm)