

GENERAL PURPOSES LICENSING COMMITTEE

**Monday 8th February 2010
in the Town Hall, St Aldate's, Oxford**

This meeting will follow immediately after the Licensing and Gambling Acts Committee, which starts at 5.00 pm. It is anticipated that General Purposes Licensing is unlikely to start before 5.30 pm

Members of the General Purposes Licensing Committee:-

Councillors Sareva (Chair), Cook (Vice Chair), Brundin, Darke, Goddard, Humberstone, Keen, Lygo, Rundle and Williams

A G E N D A

PUBLIC BUSINESS

1. APOLOGIES FOR ABSENCE

2. DECLARATIONS OF INTEREST

A guidance note is circulated on page D of this agenda.

3. MINUTES

Minutes of the meeting held on 12th October 2009

4. GOVERNEMENT CONSULTATION ON MODERNISING STREET TRADING AND PEDLAR LEGISLATION, AND ON DRAFT GUIDANCE ON THE CURRENT REGIME

Contact officer: Tony Payne Tel: 01865 252062, E-mail: tpayne@oxford.gov.uk

The Head of Environmental Development has submitted a report which seeks Members' views of the Government consultation on Street Trading and Pedlary Laws.

The Committee is asked to:

- (a) Note the contents of the report;
- (b) Comment on the consultation document;

- (c) Resolve whether to respond to the consultation;
- (d) Ask the Head of Environmental Development to draft a response in consultation with the Chair of the General Purposes Licensing Committee.

5. REVIEW OF THE STREET TRADING SCHEME AND POLICY – CONSULTATION RESPONSES.

Contact officer: Tony Payne Tel: 01865 252062, E-mail: tpayne@oxford.gov.uk

The Head of Environmental Development has submitted a report that reports back to the Committee on the responses to the public consultation on the Street Trading Scheme and Draft Policy. It seeks the Committee's agreement to amendments to the draft policy and recommends further adoption by Council. It also seeks the Committee's agreement to further actions.

The Committee is recommended to:-

- (a) Amend the proposed Street Trading Policy and refer this to Council for consideration and adoption, and for the policy to come into effect on publication for new Street Trading Consent applications and from 1st April 2011 for current Street Trading Consents;
- (b) Authorise the Head of Environmental Development and Head of Law and Governance to make textual changes to the policy in consultation with the Chair of the General Purposes Licensing Committee;
- (c) Request Council to consider and delegate subsequent revisions of the Street Trading Policy to the General Purposes Licensing Committee;
- (d) Agree to change in principle the Street Trading designation of streets in the City, and request a further report outlining the proposed changes;
- (e) Ask the Head of Environmental Development to explore the feasibility of the new approach for street trading in the northern part of St. Ebbe's Street in conjunction with any plans to regenerate the area;
- (f) Decide on the status of street trading sites that have been brought into question by the street trading review as set out in paragraphs 25-37 of this report;

- (g) Agree to delegate authority to the Head of Environmental Development to determine Street Trading Consent applications as set out in paragraphs 14 – 16 of this report;
- (h) Receive a further report on the apportionment of Street Trading Fees and resolve that the Council shall not lose money on the Street Trading Scheme and will ensure fees are set to recover the costs, and;
- (i) Decide whether to ask the Head of Environmental Development to explore the feasibility of Councillor Morton's proposal for Dawson Street and report back to Committee.

6. FEES AND CHARGES 2010/11

Contact officer: Tony Payne Tel: 01865 252062, E-mail: tpayne@oxford.gov.uk

The Head of Environmental Development has submitted a report, which seeks agreement of the Licence Fees for 2010/11 where the Council has discretion over the level of fee charges.

The Committee is asked to:

- (a) Not the Licence Fees set by statute;
- (b) Agree the Licence Fees for 2010/11 as laid out in the report.

7. CRITERIA FOR LICENSED PRIVATE HIRE VEHICLE LICENCE

Contact officer: Tony Payne Tel: 01865 252062, E-mail: tpayne@oxford.gov.uk

The Head of Environmental Development has submitted a report which asks the Committee to consider a request to amend the criteria for licensed Private Hire Vehicles.

The Committee is asked to consider:

- (a) Not to amend the current criteria for private hire vehicles as requested at this time;
- (b) Whether or not to request officers to report further on the possibility of a policy for low emission vehicles;
- (c) To amend the current criteria in relation to rear seat leg room in accordance with paragraph 11 of the report.

8. DATE OF NEXT MEETING

Thursday 20th May 2010

Any enquiries on this agenda should be addressed to:-

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How to obtain agenda for the General Purposes Licensing Committee

In order to reduce our use of resources, our carbon footprint and our costs we will no longer be producing paper copies of agenda over and above our minimum internal and Council member requirement. Paper copies may be looked at in our Town Hall and Ramsay House (St. Ebbe's Street) reception areas, and at public libraries.

A copy of the agenda may be:-

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- Downloaded from our website
- Subscribed to electronically by registering online at www.oxford.gov.uk/ebulletins
- Sent to you in hard copy form upon payment of an annual subscription. The subscription to this agenda for one year is £5.00

DECLARING INTERESTS

What is a personal interest?

You have a personal interest in a matter if that matter affects the well-being or financial position of you, your relatives or people with whom you have a close association more than it would affect the majority of other people in the ward(s) to which the matter relates.

A personal interest can affect you, your relatives or people with whom you have a close personal association positively or negatively. If you or they would stand to gain or lose by the decision, you should also declare it.

You also have a personal interest in a matter if it relates to any interest, which you must register.

What do I need to do if I have a personal interest?

You must declare it when you get to the item on the agenda headed "Declarations of Interest" or as soon as it becomes apparent to you. You may still speak and vote unless it is a prejudicial interest.

If a matter affects a body to which you have been appointed by the authority, or a body exercising functions of a public nature, you only need declare the interest if you are going to speak on the matter.

What is a prejudicial interest?

You have a prejudicial interest in a matter if;

- a) a member of the public, who knows the relevant facts, would reasonably think your personal interest is so significant that it is likely to prejudice your judgment of the public interest; and
- b) the matter affects your financial interests or relates to a licensing or regulatory matter; and
- c) the interest does not fall within one of the exempt categories at paragraph 10(2)(c) of the Code of Conduct.

What do I need to do if I have a prejudicial interest?

You must withdraw from the meeting. However, under paragraph 12(2) of the Code of Conduct, if members of the public are allowed to make representations, give evidence or answer questions about that matter, you may also make representations as if you were a member of the public. However, you must withdraw from the meeting once you have made your representations and before any debate starts.