

# SHEFFIELD CITY COUNCIL

## Licensing Sub-Committee

### Meeting held 16 April 2019

**PRESENT:** Councillors David Barker (Chair), Mike Levery and George Lindars-Hammond

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#### **1. APOLOGIES FOR ABSENCE**

1.1 No apologies for absence were received. Councillor Andy Bainbridge attended the meeting as a reserve Member, but was not required to stay.

#### **2. EXCLUSION OF PUBLIC AND PRESS**

2.1 No items were identified where resolutions may be moved to exclude the public and press.

#### **3. DECLARATIONS OF INTEREST**

3.1 There were no declarations of interest.

#### **4. LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 - STREET TRADING - STATIC STREET TRADING CONSENT - DIXON LANE, SHEFFIELD CITY CENTRE**

4.1 RESOLVED: That, in the light of the non-attendance of the applicant, who had made an application for the grant of a Static Street Trading Consent to trade at Dixon Lane, Sheffield City Centre (Case No.37/19), the Sub-Committee agreed to defer consideration of the application, to allow the applicant a further opportunity to attend and present his case.

#### **5. LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 - STREET TRADING - STATIC STREET TRADING CONSENT - TUDOR SQUARE, SHEFFIELD CITY CENTRE**

5.1 The Chief Licensing Officer submitted a report to consider an application, under the Local Government (Miscellaneous Provisions) Act 1982, for the grant of a Static Street Trading Consent for Tudor Square, Sheffield City Centre (Case No.38/19).

5.2 Present at the meeting were Daniel Teng (Applicant), Clive Stephenson (Licensing Strategy and Policy Officer), Samantha Bond (Legal Adviser to the Sub-Committee) and John Turner (Democratic Services).

5.3 Samantha Bond outlined the procedure which would be followed during the hearing.

5.4 Clive Stephenson presented the report, and it was noted that representations had

been received from the City Centre Management Team, and were attached at Appendix "B" to the report.

- 5.5 In terms of the representations, the City Centre Management Team was requesting that, given that a number of events were held on Tudor Square, if consent was granted, a condition be attached to the consent to the effect that the applicant would not be able to trade anywhere on Tudor Square during the World Snooker Championships and that, when other events were being held, such as Doc.Fest and Out of this World, the applicant should use the existing pitch, by the brick planter at the Norfolk Street end of Tudor Square.
- 5.6 Daniel Teng stated that he accepted the comments made by the City Centre Management Team, and that would be happy to either trade at an alternative site, or move to a different position on Tudor Square, depending on the nature of the events to be held there. He added that his preferred location would be at the Surrey Street end of Tudor Square, as he wanted to target students walking to and from Hallam University, as well as people walking to and from the railway station.
- 5.7 In response to questions from Members of the Sub-Committee and Clive Stephenson, Mr. Teng stated that he was aware of the requirements, in the Council's policy, with regard to the appearance of the food trailer, and that, although he had not purchased a food trailer yet, he would be happy to discuss details, such as colour and signage, with the Authority. Mr. Teng indicated that he would be using his own vehicle to transport the trailer to and from the trading site, and that it was a new business venture for him. In terms of the power supply to the trailer, Mr. Teng confirmed that he was planning to use a small generator for the fridge, the location of which he had not yet decided, and that he would be using small gas canisters to power the cooker, which would be contained within the trailer.
- 5.8 Clive Stephenson presented the options available to the Sub-Committee.
- 5.9 RESOLVED: That the public and press and attendees involved in the application be excluded from the meeting before further discussion takes place on the grounds that, in view of the nature of the business to be transacted, if those persons were present, there would be a disclosure to them of exempt information as described in paragraph 5 of Schedule 12A to the Local Government Act 1972, as amended.
- 5.10 Samantha Bond reported orally, giving legal advice on various aspects of the application.
- 5.11 At this stage in the proceedings, the meeting was re-opened to the public and press and attendees.
- 5.12 RESOLVED: That, following consideration of the information contained in the report now submitted, together with the representations now made, the application for the grant of a Static Street Trading Consent at Tudor Square, Sheffield City Centre (Case No.38/19) be granted, as applied for, subject to the applicant liaising

with the City Centre Management Team with regard to finding an alternative trading site, either elsewhere on Tudor Square, or elsewhere in the City Centre, depending on the nature of the events being held in the Square.