

BRIGHTON & HOVE CITY COUNCIL
LICENSING PANEL (NON LICENSING ACT 2003 FUNCTIONS)

10.00am 15 MARCH 2012

COMMITTEE ROOM 1, HOVE TOWN HALL

MINUTES

Present: Councillors: Deane (Chair), Marsh and Simson

Officers: Jim Whitelegg, Senior Environmental Health Officer, Rebecca Sidell, Lawyer and Penny Jennings, Democratic Services Officer

PART ONE

4. TO APPOINT A CHAIR FOR THE MEETING

4.1 Councillor Deane was appointed Chair for the meeting.

5. PROCEDURAL BUSINESS

5a Declaration of Substitutes

5.1 There were none.

5b Declarations of Interest

5.2 There were none.

5c Exclusion of the Press and Public

5.3 To consider whether, in view of the nature of the business to be transacted, or the nature of the proceedings, the press and public should be excluded from the meeting during consideration of any item on the agenda.

5.4 **RESOLVED** – That the public be excluded from the meeting during consideration of Item 6 on the agenda, Appeal against Street Trading Consent, Refusal as the report contained information which was exempt as defined in Paragraphs 1, 2, 3 and 7 of schedule 12a of the Local Government Act 1972 (as amended)

6. APPEAL AGAINST STREET TRADING CONSENT : REFUSAL**Summary of Matters Considered in Non-Public Session**

The Panel considered a report of the Head of Regulatory Services which requested that they hear and determine an appeal against refusal to grant a Street Artist Licence for a pitch in East Street. Members were informed of the regulations governing street trading consent and of the particulars of this case. A detailed presentation was given by the Senior Environmental Health Officer

Having given very careful consideration to the information set out in the report and having heard the detailed presentation given by the Senior Environmental Health Officer and having listened to the submissions by all interested parties, the submission given by the Police and by the applicant in support of his application, the Panel decided to grant the application subject to conditions. It was noted that the applicant although currently under investigation by the Metropolitan Police had not been charged or found guilty of any criminal offence. The Panel considered that the activities proposed i.e., the sale of cartoon caricatures to the public in the street would not pose a risk to the public. The Panel were therefore minded to grant the licence with the following additional conditions:

RESOLVED - (1) That only cartoon caricatures produced on site may be sold; and

(2) All cartoon caricatures sold on site are to be signed in the artist's own name or his recognised tag/"nickname".

The meeting concluded at 11.30am

Signed

Chair

Dated this

day of