

# Minutes

## Public Protection Committee



<b>Date:</b>	Wednesday, 19 March 2014
<b>Venue:</b>	Town Hall, St Annes
<b>Committee members:</b>	Councillor Angela Jacques (Chairman) Councillor Dawn Prestwich (Vice-Chairman) Councillors Frank Andrews, Susan Ashton, Keith Beckett, Alan Clayton, John Davies, Tony Ford, Ken Hopwood, Barbara Nash.
<b>Other councillors:</b>	Councillor Christine Akeroyd
<b>Officers:</b>	Ian Curtis, Chris Hambly, Sharon Wadsworth
<b>Other attendees:</b>	AM and two other members of the public and press.

### 1. Declarations of interest

Members were reminded that any disclosable pecuniary interests should be declared as required by the Localism Act 2011 and any personal or prejudicial interests should be declared as required by the Council's Code of Conduct for Members. Councillor Angela Jacques declared a personal interest in Item 4 on the agenda, in that she was a member of the Lytham St Annes Art Society.

### 2. Confirmation of minutes

RESOLVED: To approve the minutes of the Public Protection Committee meeting held on 11 December 2013 as a correct record for signature by the Chairman.

### 3. Substitute members

The following substitutions were reported under Council procedure rule 23(c):

Councillor Susan Ashton for Councillor Christine Akeroyd.

### 4. Street Trading Consent.

Chris Hambly, Principal Licensing Officer, advised members that the Licensing team had received an application submitted by Lytham St Annes Art Society for a Street Trading consent for the area in front of Ashton Gardens/St Georges Road Gates on the 14th and 15th June 2014. The application

related to an open air art exhibition in which paintings by local artists were displayed and offered for sale.

Similar applications had been granted in 2012 and 2013 and no issues had arisen as a result of the exhibitions.

The application fell to be considered against the following policy adopted in January 2010:

- i) Consents would only be issued for specific events which had a tangible and measurable benefit to the Fylde, its residents and businesses.
- ii) Applications for consents should not be for the financial benefit of individuals at the expense of local residents or businesses. Priority should be given to local traders.
- iii) No consent should be granted for a type of trading which the Committee consider would detract from the Borough's "classic resort" status.

Councillor Ford asked whether future similar applications could be dealt with under delegated powers instead of coming to the committee each year. Ian Curtis, Head of Governance, confirmed that they could be if the committee wished.

It was RESOLVED to approve the application and to delegate authority to approve future applications for street trading consent made by the Lytham St Annes Art Society in relation to their annual art exhibition at Ashton Gardens/St Georges Road gates to the Director of Resources.

#### 5. Appointment of Hackney Carriage Stands.

Mr Hambly presented the report regarding the existing night time hackney carriage stand on Henry Street, Lytham. Since its introduction, this rank had become the busiest stand in the Borough. Due to the number of persons attending licensed premises on Henry Street the stand was no longer suitable as sufficient vehicles could not be accommodated leading to double parking and obstruction of Dicconson Terrace. An alternative to the existing stand had been identified and the Committee was requested to consider the options.

Mr Hambly confirmed that a public notice would be issued and that occupier of the residential property at number 2 Dicconson Terrace would be consulted separately as a matter of courtesy.

After discussion, it was RESOLVED to recommend to the Portfolio Holder, Councillor Cheryl Little, as follows:

- a) to establish a stand on the south side of Henry Street, Lytham for 21m in a westerly direction for 3 vehicles between 1800 and 0300.
- b) to establish a stand on the west side of Dicconson Terrance, Lytham for 33m in a southerly direction for 6 vehicles between 1800 and 0300.
- c) to remove the existing stand located on the north side of Henry Street.
- d) to remove the existing stand on Park Street, Lytham.

#### 6. Exclusion of the Public

Members of the committee were invited to consider passing a resolution to exclude the public from the meeting in accordance with the provisions of section 100A (4) of the Local Government Act 1972, on the grounds that the business to be discussed was exempt information defined in paragraph 1 of Schedule 12A of the Act (information relating to any individual).

It was RESOLVED to exclude the public.

#### 7. Hackney Carriage Driver.

The meeting was adjourned for a short period of time in order for the committee members to review the interview transcripts relating to the complaint.

Following the adjournment AM re-entered the room accompanied by a friend and Councillor Akeroyd.

Mr Hambly reported that AM currently held a Hackney Carriage drivers licence, due to expire on the 29th May 2014 and was also the proprietor of a hackney carriage vehicle licence.

AM addressed the committee and answered questions from members in relation to the complaint.

The committee considered the matter and RESOLVED to issue AM with a warning letter.

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