

# Minutes

Name of meeting	<b>LICENSING (DETERMINATIONS) SUB COMMITTEE</b>
Date and time	<b>THURSDAY, 13 DECEMBER 2007 COMMENCING AT 10.00 AM</b>
Venue	<b>COMMITTEE ROOM TWO, COUNTY HALL, NEWPORT, ISLE OF WIGHT</b>
Present	Cllrs Susan Scoccia (Chairman), Ivan Bulwer, George Cameron
Officers Present	Andrea Bull, Warren Haynes, Julie Martin, Justin Thorne

55. **Minutes**

RESOLVED :

THAT the Minutes of the meeting held on [28 November 2007](#) be confirmed.

56. **Declarations of Interest**

There were no declarations received at this stage.

57. **Report of the Head of Consumer Protection**

Consideration was given to the report of the Head of Consumer Protection, providing details of applications for the Grant of Street Trading Consent in accordance with the Local Government (Miscellaneous Provisions) Act 1982, Schedule 4 Street Trading.

The Sub Committee followed the agreed procedure, which had previously been circulated to all parties prior to the meeting. After hearing the application, the Sub Committee presented the following decision and the reasons for that decision.

RESOLVED:

THAT upon receiving the reports of the Licensing section, oral and written evidence from the applicant, interested parties and responsible authorities and having regard to the Local Government (Miscellaneous Provisions) Act 1982, Schedule 4, Street Trading, the application be determined as detailed below:

**Decision Ref** 14 (07/08)

**Application:** An application for the grant of a Street Trading Consent submitted by Mr Mark Karl Weldon, trading as M Weldon Florists, 1 Knights Cross Cottages, Briddlesford Road, Wootton, Isle of Wight.

**Resolution:** Upon receiving the report of the licensing section, oral and written evidence from the applicant and objectors, the sub committee hereby grant the Street Trading Consent but modified to such an extent as members have considered necessary and as proposed and agreed by the applicant, namely by requiring the following additional conditions :

**Conditions:**

- (i) No vehicular access shall be permitted by this consent to the site. Loading and unloading of stock shall be restricted to the loading bay adjacent the memorial in St James Square only.
- (ii) Consent shall be restricted to Monday, Wednesday, Thursday and Saturday's only.
- (iii) No advertisement shall be permitted by this consent on or near the site unless with the prior written approval of the local Licensing Authority.

**Reasons for Decision:** In reaching the decision the Sub Committee had regard to the Human Rights Act 1998, and in particular Article 1 of the First Protocol, Article 8 and Article 6.

All parties were advised there was no direct right of appeal against the decision but if anyone was dissatisfied they did have the right to judicially review the decision.

**Details:** The proposed dates of trading are Monday, Wednesday, Thursday and Saturday's for three months from the date of the consent.

Setting up from: 07:15 hrs  
 To start trading from: 08:00 hrs  
 End of trading: 18:00 hrs  
 Cleared up by: 18:45 hrs

The site requested is a stall of 8' x 6' in St James Square, Newport to be situated on the pavement adjacent to the cycle posts between the Age Concern shop and Millets and opposite Johnson's dry cleaners. The open side of the stall to face the monument in the Square.

**Public  
Participants:**

---

Mr Mark Weldon (Applicant)

CHAIRMAN