

**London Borough of Islington**

**LICENSING REGULATORY COMMITTEE – 5 DECEMBER 2007**

Non-exempt minutes of the meeting of the Licensing Regulatory Committee held at the Town Hall, Upper Street, London N1 2UD, on 5 December 2007, at 2.45 pm.

**Present:**                      **Councillors:** Anna Berent, Joan Coupland and Fiona Dunlop

**Councillor Fiona Dunlop in the Chair**

**041 APOLOGIES FOR ABSENCE (Item A1)**

Received from Councillor Kasprzyk. Apologies for lateness received from Councillor Dunlop.

**042 DECLARATION OF SUBSTITUTE MEMBERS (Item A2)**

Councillor Berent declared that she would be substituting for Councillor Kasprzyk.

**043 DECLARATIONS OF INTEREST (Item A3)**

None.

**044 MINUTES OF THE MEETINGS HELD ON 6 MARCH 2007 AND 8 MAY 2007 (Item A4)**

**RESOLVED**

That the minutes of the meetings of the Committee held on 6 March 2007 and 8 May 2007 be confirmed as correct records and the Chair be authorised to sign them

**045 DESIGNATION OF PART OF THE STREET FOR STREET TRADING PURPOSES: CARRIAGEWAY IN ST JOHN'S GROVE AND THE PAVEMENT AREA BETWEEN 619 – 639 HOLLOWAY ROAD (Item B1)**

Paul Richards, the Council's Street Trading Manager, outlined the Council's application for the street designation.

He stated that he was working closely with colleagues in Traffic and Engineering Division to ensure that, if the proposals in the report were approved, the necessary consultation on the suspension of pay and display parking spaces would take place. He confirmed that the responsible authorities had been consulted on the proposals, but had made no objections or representations.

Stephanie Smith, the Manager of the St John's Grove Market, spoke in favour of the market.

Ms Jan Tucker and Mr Gerry Cummings, local residents, spoke against the proposals for a market in the area.

### **RESOLVED**

(a) That, subject to the standard street trading conditions and procedures, and to the necessary consultation for the Traffic Management Orders, the following areas be designated for street trading purposes:

1.a) St John's Grove, in the carriageway within the Pay and Display bays, located outside the Church, every Saturday from 9.00 am to 6.00 pm  
and

b) on the footway, outside nos 619 – 639 Holloway Road, every Thursday from 12.00 pm to 6.00 pm, and every Saturday, from 9.00 am until 6.00 pm

(b) That additional conditions be included on the individual street trading licences, prohibiting the movement of caged market trolleys from the garages/storage area before 9.00 am.

(c) That the Sub-Committee's satisfaction that the Market Manager intends to take all steps to ameliorate noise disturbance be noted.

### **Reasons for decision**

The Sub-Committee has considered all of the written and oral evidence before it.

In line with its Street Trading Strategy, the Council wishes to support a Saturday market in the vicinity of the Archway, for the benefit of local residents and traders and to contribute to the local economy of the area.

The Sub-Committee was satisfied that issues around noise had been addressed in that steps have been taken to minimise the noise nuisance from the trolleys.

The Sub-Committee was satisfied that there is adequate parking provision in the area and that there are adequate toilet facilities in the area for the use of traders.

With regard to health and safety issues, the Sub-Committee were satisfied with current arrangements but encouraged to hear that it is intended to upgrade these in the future.

Furthermore, the Sub-Committee noted that the responsible authorities had not objected to the proposals on the grounds of traffic congestion in the area.

**046 VARIATION OF THE STANDARD STREET TRADING LICENCE CONDITIONS (Item B2)**

**RESOLVED**

(a) That the revisions and additions to the existing street trading licence conditions and procedures, set out in Appendix A to the report by the Assistant Director of Public Protection and Development Management, be approved.

(b) That the proposed variations of the existing street trading licence conditions be approved to take effect from 1 January 2008.

**Reason for decision**

The current street trading conditions were found to be inconsistent with current operational policy and long term objectives for the street trading environment. The revised conditions provide greater clarity of what is expected from traders and an improved regime for enforcement and implement best practice.

**047 STREET TRADING - IMPLEMENTATION OF FIXED PENALTY NOTICES (Item B3)**

Dave Fordham, the Service Manager for Street Trading and Trading Standards, stated that, for Islington, the maximum fine amounts (column 4 of Appendix A) would be:

£100 – contravention of condition of street trading licence or temporary licence

£125 – making false statement in connection with application for street trading licence or temporary licence

£250 – for resisting or obstructing authorised officer

£100 – failure to produce street trading licence on demand

£150 – for unlicensed street trading

**RESOLVED**

(a) That a new system of fixed penalty notices for street trading offences be approved and the schedule of fines (to be) determined by London Councils acting through the Joint Committee, be approved.

(b) That, with effect from 1 January 2008, officers implement a new system of fixed penalty notices as provided for under Part 4 and Schedule 2, London Local Authorities Act 2004.

**Reason for decision**

The new system will provide a simpler process of enforcement, particularly in relation to ensuring compliance with street trading conditions.

The meeting closed at 5.20 pm

CHAIR