

APPEALS PANEL

Meeting: 26 November 2002

At: 6.00 pm

PRESENT

Councillor Mike Wilson (Chair) in the chair; Councillor Mary Loftus (Vice-Chair); Councillors Philip Harrison, Joan Kidd and Mark Weldon.

1. MINUTES

The minutes (copies of which had been circulated) of the meeting held on 26 June 2002 were approved as a correct record and signed by the Chair.

2. DECLARATIONS OF INTEREST

No declarations were made.

3. EXCLUSION OF THE PUBLIC

RESOLVED - That in order to prevent the disclosure of information not for publication relating to a particular applicant for services provided by the Council, the public be excluded from the meeting during consideration of Agenda Items 5 and 6.

4. PROCEDURE - APPLICATION FOR STREET TRADING CONSENT APPEALS.

The Chief Executive submitted a report (copies of which had been circulated) suggesting a proposed procedure to be followed in dealing with street trading consent appeals.

RESOLVED - That the procedure now submitted be approved and adopted in connection with future street trading consent appeals.

Items not for publication

NOTE: The Committee was of the view that as the appeals in item 5 and 6 were to some extent inter-related, it would be fairer to hear both appellants before reaching any decision.

5. APPEAL AGAINST THE REVOCATION OF STREET TRADING CONSENT

The appellant and her husband attended the meeting and presented their case.

The appeal was against the decision to revoke the street trading consent made by Stepping Hill Area Committee on 16 September 2002.

RESOLVED - (1) That without prejudice to further applications from the appellant for street trading consent elsewhere in the borough, the appeal be dismissed on the following grounds:-

The Committee was satisfied there had been unacceptable behaviour, including actual assault for which the registered assistant had been convicted, which demonstrated the appellant could not be allowed to continue trading at the location.

(2) That all Area Committees be informed that this Committee express concern over more than one trader being given consent to sell similar goods on a single site.

6. APPEAL AGAINST THE REVOCATION OF STREET TRADING CONSENT

The appellant and his partner attended the meeting and presented their case.

The appeal was against the decision to revoke the street trading consent made by Stepping Hill Area Committee on 16 September 2002.

Appeals Panel - 26 November 2002

RESOLVED - (1) That without prejudice to further applications from the appellant for street trading consent elsewhere in the borough, the appeal be dismissed on the following grounds:-

The Committee was satisfied there had been unacceptable behaviour, causing nuisance to the other permitted trader, which demonstrated the appellant could not be allowed to continue trading at the location.

(2) That all Area Committees be informed that this Committee express concern over more than one trader being given consent to sell similar goods on a single site.

The meeting closed at 9.27 pm.