

BRISTOL CITY COUNCIL

**MINUTES OF A MEETING OF THE
PUBLIC SAFETY AND PROTECTION SUB-COMMITTEE A
HELD ON 24TH AUGUST 2010 AT 10.00 A.M.**

P Councillor Muriel Cole
P Councillor Brenda Hugill (in the Chair)
P Councillor Jay Jethwa
P Councillor Tim Leaman
P Councillor Guy Poultney

PSP

46.8/10

**APOLOGIES FOR ABSENCE AND SUBSTITUTIONS AND
DECLARATIONS OF INTEREST**

(i) Apologies

There were no apologies or substitutions.

(ii) Declarations of Interest

Councillor Jethwa declared that she holds a premises license for her business on St Michael's Hill.

PSP

47.8/10

PUBLIC FORUM

The following Public Forum Statements were received:

1. Dr Rowland Dye in respect of Sakir Yildirim's trading license in Bristol number 10/02185/STCON.
2. Shafiq Ahmed in respect of Managed Growth of Hackney Carriage Vehicle Licenses.

Copies of both statements are contained in the Minute Book.

**RESOLVED - that both statements be referred to the
Licensing Manager for appropriate responses
to be sent.**

PSP

48.8/10

**CONSIDERATION OF THE SUSPENSION OF COMMITTEE
PROCEDURE RULES (CMR 10 AND 11) RELATING TO THE**

MOVING OF MOTIONS AND RULES OF DEBATE FOR THE DURATION OF THE MEETING

RESOLVED - that having regard to the quasi judicial nature of the business on the agenda, those Committee Rules relating to the moving of motions and the rules of debate (CMR 10 and 11) be suspended for the duration of the meeting.

PSP

49.8/10

APPLICATION FOR THE GRANT OF A STREET TRADING CONSENT AT CORNER OF ELTON ROAD AND GLOUCESTER ROAD, BISHOPSTON, BRISTOL
APPLICANT: DAVID DONGUZASHVILI
PROPOSED TRADING NAME: SUPER GRILL CHICKENS

The sub-committee considered a report of the Director of Neighbourhoods (agenda item no. 4) determining an application for the grant of a Street Trading Consent at the following location: Corner of Elton Road and Gloucester Road.

The Applicant and his Business Partner were in attendance.

Two Interested Parties were also in attendance.

The Chair explained the procedure that would be followed and everyone introduced themselves.

The Applicant confirmed that he had understood and considered the conditions presented by John Barrow the Principal Environmental Health Officer.

The Licensing Officer introduced the report and summarised it.

The Applicant's Business Partner then made the case for the application and answered questions highlighting the following:

- His father has run a similar type of business for over 25 years in Latvia and he now wants to run a similar business in Bristol.
- The trailers are specialist machines containing all of the required equipment including a fridge, gas grill, electric sockets and a sink.
- The trailers are produced in Germany and will be properly

serviced and maintained

- They will only be using fresh chickens which will have spices applied to them before they are cooked; this is different to the types of chicken offered elsewhere
- They only intend to sell cooked chickens, nothing else
- They accept and understand the conditions proposed by the Food Safety Section
- If they are required to move the trailer at the end of each day by Bristol City Council they will do so
- The Chicken will not be delivered on site but will be collected from the factory where it is mixed with spices.

In response to a question concerning the application being in a Cumulative Impact Area, the Representative of the Service Director, Legal Services explained that Members could not apply the CIA policy to the street trading application, and should turn to their own Street Trading Policy.

Interested Party One then made a statement highlighting the following:

- He runs an adjacent take away business
- He has spent a lot of money on the business
- He sells whole chickens as well as kebabs and pizza, etc.
- Their chicken is bought from fresh
- He opens from 2.00 pm until 12.00 midnight
- He operates a takeaway and has no chairs in the premises

Interested Party Two then made a statement highlighting the following:

- He also runs an adjacent take away and has been trading since 2003
- His sales also include different types of chicken
- His business has been struggling during the recession and

fears that another adjacent take away may have disastrous consequences for his business

- His opening hours vary depending on the day of the week

The Applicant's Business Partner then summed up their case and also added that they will be preparing the chicken differently to the Interested Parties.

All parties and the representatives of the Director of Neighbourhoods left the room.

Details of the Committee's findings and reasons for the decision are set out in Appendix 1.

All parties and the representatives of the Director of Neighbourhoods returned to the room to hear the decision of the Committee.

RESOLVED - that the Application for a Street Trading Consent at the corner of Elton Road and Gloucester Road be refused.

**PSP
50.8/10**

**APPLICATION FOR THE GRANT OF A STREET TRADING
CONSENT AT WINE STREET, BRISTOL
APPLICANT: DAVID DONGUZASHVILI
PROPOSED TRADING NAME: SUPER GRILL CHICKENS**

The sub-committee considered a report of the Director of Neighbourhoods (agenda item no. 5) determining an application for the grant of a Street Trading Consent at the following location: Wine Street.

The Applicant and his Business Partner were in attendance.

The Licensing Officer introduced the report and summarised it.

The Applicant's Business Partner then made the case for the application and answered questions highlighting the following:

- His father has run a similar type of business for over 25 years
- The trailers are specialist machines containing all of the required equipment including a fridge and a gas grill

- The trailers are produced in Germany and will be properly serviced and maintained
- They will only be using fresh chickens which will have spices applied to them before they are cooked; this is different the types of chicken offered elsewhere
- It will not be a burger van
- They only intend to sell cooked chickens, nothing else
- There will be 1 sink, all equipment is washed in a factory.

There were two written objections from Cllr Mark Wright and Cllr Alex Woodman.

All parties and the representatives of the Director of Neighbourhoods left the room.

Details of the Committee's findings and reasons for the decision are set out in Appendix 2.

All parties and the representatives of the Director of Neighbourhoods returned to the room to hear the decision of the Committee.

RESOLVED - (voting 3 for, 2 against)

that the application for a Street Trading Consent be granted to David Donguzashvili in respect of a stationary van or trailer at Wine Street, Bristol to trade between the hours of 1000 and 2300 from Mondays to Sundays. The Consent shall be subject to the following Conditions:

The General Conditions numbered 1 to 19 of the Council's Street Trading Policy detailed at Appendix A of the report.

**PSP
51.8/10**

APPLICATION FOR THE GRANT OF A STREET TRADING CONSENT AT CORNER OF 231 HILLSIDE ROAD, BRISTOL BS5 7PU

APPLICANT: SAMANTHA STONE

PROPOSED TRADING NAME: MATKAZNIC CATERING

The Applicant did not attend the Meeting.

It was therefore

RESOLVED - that consideration of this application be deferred until a future Meeting of the Committee.

**PSP
52.8/10**

**APPLICATION FOR THE GRANT OF A STREET TRADING CONSENT AT PAVED AREA, PARK STREET ENTRANCE TO COUNCIL HOUSE, COLLEGE GREEN, BRISTOL
APPLICANT: MR. UMUT SAVAS
PROPOSED TRADING NAME: HUBBLE BUBBLE**

The Applicant did not attend the Meeting.

It was therefore

RESOLVED - that consideration of this application be deferred until a future Meeting of the Committee.

**PSP
53.8/10**

**APPLICATION FOR THE GRANT OF A STREET TRADING CONSENT AT EASTON ROAD, BRISTOL
APPLICANT: MEHMET CANDEMIR
PROPOSED TRADING NAME: YUMMY TUMMY**

The sub-committee considered a report of the Director of Neighbourhoods (agenda item no. 8) determining an application for the grant of a Street Trading Consent at the following location: Easton Road.

The Applicant was in attendance accompanied by his girlfriend.

The Chair explained the procedure that would be followed and everyone introduced themselves.

The Licensing Officer introduced the report and summarised it.

The Applicant's Business Partner then made the case for the application and answered questions highlighting the following:

- He has worked in the catering industry for over 10 years in a variety of positions including take away operations

- He has wanted to start his own business for some time and as a large operation is too expensive to start he wants to try this sort of operation
- He is already the holder of a personal license and a Health and Safety Certificate
- He is aware of how to run a business and has chosen a commercial area for his operation where there are few other take aways in the area
- There are also no pubs nearby so the possibility of bad behaviour by customers is reduced; he hopes that locals will use his business
- He noted that there were no objections from the Police
- He intends to have waste disposal facilities and will install two CCTV cameras on the trailer to cover the area along with a sign asking customers to respect local residents and the neighbourhood
- He will have a waste disposal contract and will also dispose of litter himself.
- Waste will be disposed of on a daily basis
- He intends to run a professional operation and provide a good food outlet
- He tabled a sample menu a copy of which is contained in the Minute Book
- He may ask an adjacent business to provide electricity or he may use a generator
- The trailer will be removed from the site each day
- He summed up his case
- He would want to set up the business as soon as possible.

His girlfriend added that she knows the area well and they wanted to move away from the usual burger van offerings.

All parties and the representatives of the Director of Neighbourhoods left the room.

Details of the Committee's findings and reasons for the decision are set out in Appendix 3.

All parties and the representatives of the Director of Neighbourhoods returned to the room to hear the decision of the Committee.

RESOLVED - that the application for a Street Trading Consent be granted to Mehmet Candemir in respect of a stationary van or trailer at Easton Road, Bristol to trade between the hours of 1700 and 2300 from Mondays to Sundays. The Consent shall be subject to the following Conditions:

The General Conditions numbered 1 to 19 of the Council's Street Trading Policy detailed at Appendix A of the report.

**PSP
54.8/10**

**APPLICATION FOR THE GRANT OF A STREET TRADING CONSENT AT REDCLIFFE WAY, BRISTOL
APPLICANT: SEDAT DURGUT
PROPOSED TRADING NAME: SNACK BAR**

The sub-committee considered a report of the Director of Neighbourhoods (agenda item no. 9) determining an application for the grant of a Street Trading Consent at the following location: Redcliffe Way.

The Applicant was in attendance.

An Interested Party was also in attendance.

The Chair explained the procedure that would be followed and everyone introduced themselves.

The Licensing Officer introduced the report and summarised it.

The Applicant then made the case for the application and answered questions highlighting the following:

- He will use gas for all power, there will be no generator
- He will provide a litter bin and clean the area at the end of each day

- He will be serving burgers, hot dogs, bacon, soft drinks etc. and will trade from 7.00 am until around 3.30 pm Monday to Saturday
- He does not know who owns the land
- The trailer will be removed from the site each day
- He says that he will not be noisy
- The size of the trailer is about 2.5m by 1.5m
- He has confirmed that the van he will use is the one in the picture submitted.

The Interested Party then put his case highlighting the following:

- He strongly objects to the application
- He has concerns about litter including cans and paper, attracting rats etc.
- He has concerns about the smell from the cooking
- He has concerns about vehicle and pedestrian safety and considers that the trailer will be an obstruction to the entrance to Redcliffe Wharf
- Concerns about pedestrian safety, as the van would force pedestrians onto the road.
- It will obstruct the entrance at Redcliffe Wharf
- The trailer will detract from the visual amenity of the area

The applicant summed up his case.

It was confirmed that consultation letters were sent out.

All parties and the representatives of the Director of Neighbourhoods left the room.

Details of the Committee's findings and reasons for the decision are set out in Appendix 4.

All parties and the representatives of the Director of

Neighbourhoods returned to the room to hear the decision of the Committee.

RESOLVED - (voting 4 for, 0 against, 1 abstention)

that the Application for a Street Trading Consent at Redcliffe Way be refused.

(Councillor Leaman left the Meeting at the end of this item.)

PSP

55.8/10

**APPLICATION FOR THE GRANT OF A STREET TRADING CONSENT AT OUTSIDE ALLMEAD WASTE MANAGEMENT, ALBERT ROAD, BRISTOL
APPLICANT: MICHAEL DINHAM
PROPOSED TRADING NAME: SIZZLERS**

The Applicant did not attend the Meeting.

It was therefore

RESOLVED - that consideration of this application be deferred until a future Meeting of the Committee.

PSP

56.8/10

DATE OF NEXT MEETING

RESOLVED - that the next meeting be held on Tuesday 21st September 2010 at 10.00 a.m. and is likely to a meeting of the Full Committee followed by a meeting Sub-Committee B.

(The meeting ended at 3.35 pm.)

CHAIR

BRISTOL CITY COUNCIL

**MINUTES OF MEETING OF THE
PUBLIC SAFETY AND PROTECTION SUB-COMMITTEE B
HELD ON 24th AUGUST 2010 AT 10.00 A.M.**

PSP 49.8/10

Agenda item no: 4

Agenda title

**APPLICATION FOR THE GRANT OF STREET TRADING CONSENT
AT CORNER OF ELTON ROAD AND GLOUCESTER ROAD
APPLICANT: DAVID DONGUZASHVILI
PROPOSED TRADING NAME: SUPER GRILL CHICKENS**

Decision

That the Application for a Street Trading Consent at the corner of Elton Road and Gloucester Road be refused.

Reasons for Decision

Members considered very carefully all of the written and verbal evidence presented to them.

They had considered their policy and balanced concerns raised by Interested Parties against its policy and representations made by the applicant, including responses to the objections. Noting the objections that were received in particular those from Highways and the Police, Members agreed that the consent should be refused for reasons of public safety; increased traffic and parking; anti social behaviour as set out in the police objections; public nuisance; noise, fumes and smells; crime and disorder; and the noise generated by customers, the site was at a very busy junction.

The Members concerns above were made out.

The application was therefore refused.

Chair's Signature

BRISTOL CITY COUNCIL

**MINUTES OF MEETING OF THE
PUBLIC SAFETY AND PROTECTION SUB-COMMITTEE B
HELD ON 24th AUGUST 2010 AT 10.00 A.M.**

PSP 50.8/10

Agenda item no: 5

Agenda title

**APPLICATION FOR THE GRANT OF STREET TRADING CONSENT
AT WINE STREET**

APPLICANT: DAVID DONGUZASHVILI

PROPOSED TRADING NAME: SUPER GRILL CHICKENS

Decision

That the application for a Street Trading Consent be granted to David Donguzashvili in respect of a stationary van or trailer at Wine Street, Bristol to trade between the hours of 1000 and 2300 from Mondays to Sundays. The Consent shall be subject to the following Conditions:

The General Conditions numbered 1 to 19 of the Council's Street Trading Policy detailed at Appendix A of the report.

Reasons for Decision

Members considered very carefully all of the written and verbal evidence presented to them.

Although some Members expressed concerns about the location of the consent, the majority considered that no representations had been received from statutory consultees and the consultation period had now closed. Members noted that when purchased, the unit would be inspected by an authorised officer prior to consent being issued and that the unit would comply with legal requirements as set out in the policy. The members considered objections from the two interested parties and did not have the exact information of how many premises there were on the road. However, a site visit was not considered to be necessary.

It was confirmed that the proposed trading site was on highways land. The members took account of the type of product that was offered and no public safety issues were raised.

It was noted that there may be other similar types of vendors in the area, but did not consider it would amount to unfair competition.

The consent was therefore granted.

Chair's Signature

BRISTOL CITY COUNCIL

**MINUTES OF MEETING OF THE
PUBLIC SAFETY AND PROTECTION SUB-COMMITTEE B
HELD ON 24th AUGUST 2010 AT 10.00 A.M.**

PSP 53.8/10

Agenda item no: 8

Agenda title

**APPLICATION FOR THE GRANT OF A STREET TRADING
CONSENT AT EASTON ROAD, BRISTOL
APPLICANT: MEHMET CANDEMIR
PROPOSED TRADING NAME: YUMMY TUMMY**

Decision

That the application for a Street Trading Consent be granted to Mehmet Candemir in respect of a stationary van or trailer at Easton Road, Bristol to trade between the hours of 1700 and 2300 from Mondays to Sundays. The Consent shall be subject to the following Conditions:

The General Conditions numbered 1 to 19 of the Council's Street Trading Policy detailed at Appendix A of the report.

Reasons for Decision

Members considered very carefully all of the written and verbal evidence presented to them.

Members noted that there no objections from any the statutory consultees.

Members showed concern about the noise to nearby residents, however the application site was not directly next to the houses and flats and was in a large space.

The proposed site was also near to the cycle track so people may want to stop for food. The Members considered the smells but noted that the entrance to the business site would provide separation from the trading unit. They also noted that there may be noise from the generator however the applicant may have a low noise emitting generator, further the site in a large space of land.

They also considered that the Applicant had made a good case granting the consent. The consent was therefore granted.

Chair's Signature

BRISTOL CITY COUNCIL

**MINUTES OF MEETING OF THE
PUBLIC SAFETY AND PROTECTION SUB-COMMITTEE B
HELD ON 24th AUGUST 2010 AT 10.00 A.M.**

PSP 54.8/10

Agenda item no: 9

Agenda title

**APPLICATION FOR THE GRANT OF A STREET TRADING CONSENT
AT REDCLIFFE WAY, BRISTOL
APPLICANT: SEDAT DURGUT
PROPOSED TRADING NAME: SNACK BAR**

Decision

That the Application for a Street Trading Consent at Redcliffe Way be refused.

Reasons for Decision

Members considered very carefully all of the written and verbal evidence presented to them.

Most Members did not consider the location to be suitable due to concerns about highway safety; they were concerned that .

The Members could see from the photos that the size of the location appeared too small for a unit of the proposed size. Members had real concerns about public safety. It appeared that the unit would obstruct sight lines, and it would force pedestrians to make a detour into the road. The application was therefore refused.

Chair's Signature