

LICENSING ACT 2003 SUB COMMITTEE MEETING

Date: Tuesday 30 March 2021

Time: 10.00 am

Venue: Remote Meeting – The public proceedings of the meeting will be broadcast live and recorded for playback on the Maidstone Borough Council website.

Membership:

Councillors Brindle (Substitute), Hinder, Naghi, J Sams

The Chairman will assume that all Members will read the reports before attending the meeting. Officers are asked to assume the same when introducing reports.

AGENDA

Page No.

1. Apologies for Absence
2. Notification of Substitute Members
3. Election of the Chairman
4. Disclosures by Members and Officers
5. Disclosures of Lobbying
6. To consider whether any items should be taken in private because of the possible disclosure of exempt information
7. Street Trading Appeal

1 - 21

ALTERNATIVE FORMATS

The reports included in Part I of this agenda can be available in **alternative formats**. For further information about this service, or to arrange for special facilities to be provided at the meeting, **please contact Democratic Services on committee@maidstone.gov.uk or 01622 602899.**

To find out more about the work of the Committee, please visit www.maidstone.gov.uk

Issued on Monday 22 March 2021

Alison Broom

Alison Broom, Chief Executive

Licensing Sub Committee

30th March 2021

Street Trading Appeal

Final Decision-Maker	Licensing Sub Committee
Lead Head of Service	John Littlemore, Head of Housing and Community Services
Lead Officer and Report Author	Lorraine Neale
Classification	Non-exempt
Wards affected	Yalding

Executive Summary

In line with our Street Trading Policy an application for Street Trading consent was refused because a representation has been received containing relevant objections. In these circumstances a street trading consent must be refused and the applicant given the option to appeal. The applicant has exercised their right to appeal and so the matter must now be considered by Licensing Sub Committee

Purpose of Report

Members are asked to consider and determine the appeal from Mrs Maria Herriot against the refusal of a street trading consent to trade in a private car park owned by and to the left of Orchard View Garage, Twyford Court, Hampstead Lane, Yalding, ME18 6HG

This report makes the following recommendations to this Committee:

That Members give consideration to the application for a street trading consent by Mrs M. Herriot taking into account the consultation representation (Appendix 4)

Timetable

<i>Meeting</i>	<i>Date</i>
N/A	

Street Trading Appeal

1. CROSS-CUTTING ISSUES AND IMPLICATIONS

Issue	Implications	Sign-off
Impact on Corporate Priorities	<ul style="list-style-type: none"> <i>There is no impact on Corporate Objectives as the matter has been dealt with in accordance with our Street Trading policy. Determination of applications in accordance with policy and merits provides a consistent approach to trading on the streets of the Borough.</i> 	Senior Licensing Officer
Cross Cutting Objectives	<ul style="list-style-type: none"> <i>No implications have been identified</i> 	Senior Licensing Officer
Risk Management	<ul style="list-style-type: none"> <i>Risk Management issues are covered within the approach taken by Street Trading policy and the processing of this application has been in accordance with policy. Any appeal against this decision will be by way of judicial review and a consistent policy should mitigate against success of any such challenge.</i> 	Senior Licensing Officer
Financial	<ul style="list-style-type: none"> <i>A refund will be required in the event of an unsuccessful application.</i> 	Senior Licensing Officer
Staffing	<ul style="list-style-type: none"> <i>No implications have been identified</i> 	Senior Licensing Officer
Legal	<ul style="list-style-type: none"> <i>The Council has adopted the provisions in relation to Street Trading Consent from the Local Government (Miscellaneous) Provisions Act 1982</i> 	Senior Lawyer (Contentious), Mid Kent Legal
Privacy and Data Protection	<ul style="list-style-type: none"> <i>No implications have been identified</i> 	Senior Licensing Officer
Equalities	<ul style="list-style-type: none"> <i>No implications have been identified</i> 	Senior Licensing Officer
Public Health	<ul style="list-style-type: none"> <i>No implications have been identified</i> 	Senior Licensing Officer
Crime and Disorder	<ul style="list-style-type: none"> <i>No implications have been identified</i> 	Senior Licensing Officer
Procurement	<ul style="list-style-type: none"> <i>No implications have been identified.</i> 	Senior Licensing Officer

2. INTRODUCTION AND BACKGROUND

- 2.1 On 18 November 2020 an application for a street trading consent was received from Mrs Maria Herriot to trade in a private car park owned by and to the left of Orchard View Garage, Twyford Court, Hampstead Lane, Yalding, ME18 6HG. The application form is attached as Appendix 1 and the landowners permission as Appendix 2.
- 2.2 The days and hours applied to trade are Monday to Thursday 7am to 9pm, Friday & Saturday 7am to 10pm and Sunday 9am to 4pm. and the goods sold will be hot and cold food including sandwiches, breakfast and meals also hot and cold drinks.
- 2.3 A location map and photos showing the proposed trading site are attached as Appendix 3.
- 2.4 The 14 day consultation period for this application ran from 25th November – 9th December 2020 and 1 objection was received. The main concern is that the location would cause congestion in what is already a busy area for traffic and there is a lack of parking for large vehicles. The full concerns raised can be found at Appendix 4.
- 2.5 Once the consultation period had ended the representation was considered in relation to the criteria for determining street trading applications found at page 11 of the Street Trading Policy. The application was refused by officers because it was felt the objections met the following policy criteria at 7.1:-
- d) the Consent, if granted, will result in nuisance to members of the public, residents or local businesses, due to the likely noise, smell, litter, obstruction, disturbance, or other problems which will be caused by granting the Consent.
 - e) the size, nature or appearance of the proposed stall and any associated equipment is inappropriate for the proposed location in terms of amenity or public or highway safety.
- 2.6 . A copy of the refusal e-mail sent on 10th December 2020 can be seen attached as Appendix 5.
- 2.4 A request for appeal was received on the 10th December 2020 and is attached as Appendix 6.
- 2.7 Mrs Herriot in response to e-mails sent to her on 10th & 16th December 2020 (Appendix 7) gave response to the concerns raised as follows:-

1. There is no off-road parking for larger vehicles.

We don't envisage larger vehicles needing to park an issue, as we aren't aiming our business at lorry drivers. There are also limitations to the size of vehicles able to access the site due to the bridge restrictions at either end of Hampstead Lane. The majority of our

customers are expected to make use of our delivery service. We will be offering a delivery service to lorry drivers parked appropriately outside of the village to help alleviate this potential problem. We will also refuse to serve anyone inappropriately parked, as we have the same concerns and only wish to provide a service to local residents and existing tourism.

2. There is no on-road parking as the frontage abuts double yellow lines and opposite the site is densely parked by residents, customers of The Boathouse, visitors and is in constant use.

We will have a handful of spaces available to us off-road in the Orchard View Garage overflow car park. There is also on-road parking approximately 100m up the road toward Little Venice Country Park & Marina. As a takeaway and delivery service customers would be parked for a limited short amount of time.

3. There is concern that any illegal parking on the double yellow lines will cause congestion at the traffic lights.

We will make it clear to customers that they will not be served if parked illegally and advise them of where to park before serving them. We do not wish to be responsible for any congestion and will work with councils and agencies to ensure no congestion is a direct result of our customers.

4. The Environment Agency require unobscured access to their depot, additional double yellow lines were installed to achieve this.

We will make it clear to customers that they will not be served if parked illegally and advise them of where to park before serving them. We do not wish to be responsible for obscuring any access to any premises and will work with councils and agencies to ensure our customers do not cause any obstructions to The Environment Agency's depot.

5. The use of this site will greatly reduce the overflow parking to the existing business and push existing vehicles onto the very over congested highway.

Mark Newman, owner of Orchard View Garage will address this concern personally. But this overflow car park is never full and I believe a number of the owners of vehicles there pay to use this space to store cars. Once we're there paying a higher rate, these cars will have to find alternative storage/parking somewhere else on private land, not onto the congested highway.

6. It is in close proximity to the traffic lights and vehicles waiting to turn right onto the site will cause a backup onto the single track bridge.

It's very flattering that one would think that we will be so busy as to cause 200 yards of congestion from vehicles turning into the site. But I think this highly unlikely that we would have the number of vehicles visiting us at any one time. However, if such a problem should occur, we will take immediate action and direct the traffic on and stop such a congestion.

7. The hours of working will create light and noise pollution in the open countryside.

We will be using subtle warm lighting, not flashing or bright floodlights. As for noise, we won't be playing music or selling alcohol. It's not a particular noisy environment where voices would need to be raised.

8. The hours of working will have the potential to attract anti-social behaviour.

We are not selling alcohol, which is often associated with anti-social behaviour. Generally speaking anti-social behaviour occurs outside of our intended trading hours of 7 am to 9 pm. However, we will not stand for any anti-social behaviour and should such behaviour occur, we would put an immediate stop to it.

9. The application states only one member of staff; how do they propose deliveries?

As we hadn't finalised who would be working for us at the time the application was submitted, we were advised to just add the one certainty for the time being. We will employ as many people as is necessary to run the business as effectively and efficiently as possible. So there will be at least one locally employed delivery driver and an additional member of staff to help with cooking and serving.

N.B.

We would liked to have been able to include a petition of support from local residents to reinforce the need of the service we would be providing, but unfortunately Covid hasn't made this possible.

We understand Yalding Parish Councils concerns, but can assure them that we will work with them and do our utmost to minimise disruption and maximize the benefits to Yalding and the surrounding community. We are highly supported and respected by many residents who feel this would be highly beneficial to them, especially older residents who can have a traditional, hot, home cooked meal delivered to their door.

2.8 Attached to this report is the procedure that is used for hearing applications with representations the Committee may wish to follow in their considerations, adapted as necessary. Appendix 8

3. AVAILABLE OPTIONS

3.1 To grant the consent as applied for, subject to the standard conditions found at page 13 of the Policy.

3.2 To grant the consent subject to such additional conditions that the Sub - Committee considers appropriate

3.3 To refuse the application.

4. PREFERRED OPTION AND REASONS FOR RECOMMENDATIONS

4.1 Members needs to consider the application in accordance with our Street Trading Policy and consider whether the reasons for refusal were sufficient when determining this application for Street Trading Consent as to fail to do so would not meet our legal requirements and could be challenged

5. RISK

5.1 There are no Risk Management issues as the matter has been dealt with in accordance with our Street Trading policy.

6. CONSULTATION RESULTS AND PREVIOUS COMMITTEE FEEDBACK

6.1 N/A

7. NEXT STEPS: COMMUNICATION AND IMPLEMENTATION OF THE DECISION

7.1 N/A

8. REPORT APPENDICES

8.1 Application Form

8.2 Landowners letter of permission

8.3 Location Map and Photos

8.4 Objection – Yalding Parish Council

- 8.5 Refusal E-mail
 - 8.6 Applicants request to appeal
 - 8.7 Applicants response.
 - 8.8 Hearing Procedure
-

9. BACKGROUND PAPERS

[Street Trading Policy](#)



**Local Government (Miscellaneous Provisions) Act 1982
Application for a Street Trading Consent**

1. Name of Applicant (BLOCK CAPITALS)	a) Surname b) Forenames	MRS HERRIOTT MARIA LOUISE
2. Address of Applicant (BLOCK CAPITALS)		[REDACTED] [REDACTED] [REDACTED] [REDACTED]
3. Telephone Number		[REDACTED]
4. Email Address		[REDACTED]
5. Date of Birth		[REDACTED]
6. National Insurance Number		[REDACTED]
7. Details of the articles/food that you propose to sell		TEA, COFFEE, SOFT DRINKS, JUICES, CAKES, SANDWICHES, PANINIS, ROLLS FRIED BREAKFAST, COTTAGE PIE, LIVER & BACON, SUET PUDDINGS, PASTA DISHES, PIZZAS, CHICKEN NUGGETS, BURGERS (BEEF, CHICKEN), VEGETARIAN MEALS
8. Give details of the exact site from which you intend to trade (enclose plan with site detailed)		PRIVATE CAR PARK OWNED BY AND TO THE LEFT OF ORCHARD VIEW GARAGE, TWYFORD COURT, HAMPSTEAD LANE, YALDING, ME18 6HG
9. State precisely the days of the week and hours that you intend to trade.		MONDAY TO THURSDAY 7AM TO 9PM, FRIDAY/SATURDAY 7AM 10PM, SUNDAY 9AM TO 4PM

10. Give Details:

- | | |
|---|------------------------------|
| a) if a stall/structure/vehicle | TRIPLE AXLE CATERING TRAILER |
| b) of the approximate dimensions of the stall/structure/vehicle | 6M (L), 2.2M (W), 3M (H) |
| c) the vehicle registration number(s) | N/A |
| d) colour of vehicle | FRENCH GREY (GREEN) |
| e) the trading name you use | HOP PICKERS REST |
| f) do you intend to use chimes or a loudspeaker | NO |

11. If selling food or drinks:

- a) you need to be registered with the **Environmental Health Department** in respect of food hygiene. Are you so registered? NO
(if registered elsewhere, please state with which local authority)
- b) state where your goods will be stored when not being offered for sale
FRIDGE, FREEZER, DRY STORAGE AS APPROPRIATE

12. State where trade refuse will be deposited VEOLIA OR BIFFA WILL BE
CONTRACTED TO SUPPLY THE BINS
AND COLLECT REGULARLY

13. If not trading on the highway, state whether consent has been granted for use of land and provide proof of consent

PERMISSION HAS BEEN GRANTED BY MARK NEWMAN (OWNER OF ORCHARD VIEW GARAGE). HE SENT A LETTER OF CONSENT TO KERRY WATSON (MBC LICENSING TEAM) 04/11/20. I WILL ENCLOSE A COPY

14. a) State whether an application for a street trading licence or consent has previously been made by you (or your assistant(s) if any) to any other local authority. NO

b) If yes, state whether such licence or consent (i) Granted has been: (ii) Refused (iii) Revoked

c) If any licence or consent has been refused or revoked give details of the local authority and a brief outline of the circumstances

15. Have you been convicted of any of the following offences involving:

Violence	NO
Dishonesty/theft/handling/burglary	NO
Consumer protection or fair trading	NO
Public health or food hygiene	
Contraventions	NO
Prohibited from running a food business	NO

If yes, please specify details giving date and place of conviction and sentence imposed.....

16. State the number of assistants that will be used (including their names and addresses, dates of birth and National Insurance Numbers). If none, please write "none".

Please note that assistants must be accompanied and supervised by the consent holder at all times.

NONE AT PRESENT

17. Any other information that you think is relevant to this application

WE WILL ALSO BE OFFERING A DELIVERY SERVICE DURING THE EVENINGS

18. If a consent is granted and you have a mobile vehicle (not a trailer), do you wish to be included on the Kent County Council's Emergency Plan list? Yes/No **N/A**

(In the event of an emergency you may be contacted at short notice to provide food and drink to stranded lorry drivers parked on the M20 motorway in Maidstone. This would be supervised by the police)

I, MARIA HERRIOTT, hereby apply for the grant of a street trading consent under Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 and make the following declaration:

DECLARATION

- a) That if a consent is granted, I undertake to comply with the terms and conditions relating to the consent. I understand that failure by me or any of my assistants employed by me, with or without payment, will render both me and my assistants liable to prosecution and may also result in the revocation of my consent
- b) That I am over 17 years of age
- c) That the answers to the questions are true and complete in every way d) That the police may make enquiries into this application and may divulge the results to the Maidstone Borough Council
- e) That I have read and understood the notes attached to this application form.

Maidstone Borough Council takes its obligations under the data protection legislation very seriously and will not disclose information to any unauthorised person. Information may be shared with other services within the council or disclosed to other local and public authorities or government agencies that have a legitimate reason to request the disclosure e.g. the prevention and detection of fraud. For further information please see the following link or contact Lorraine Neale on 01622 602528 or view the website at

http://www.maidstone.gov.uk/home/primary-services/council-and-democracy/primary-areas/information-and-data/tier-3-primary-areas/data-protection#national_fraud_initiative

SIGNED .. [REDACTED] DATED [REDACTED]

PLEASE CHECK THAT YOU HAVE PROVIDED THE FOLLOWING:

- i) A detailed plan showing the exact location on the highway/road where you intend to trade, one for each location
- ii) The correct fee up to 12 days £32.00
up to 30 days £69.00
up to 90 days £189.00
full year consent £405.00

*Please note the 12/30/90 days do not need to be consecutive days. These can be any time during the period of the Consent, but you must state the days and times on the form

*All cheques should be made payable to Maidstone Borough Council

*Alternatively you may pay over the phone by calling 01622 602888 stating your name and the expenditure code 961-CL00C207

- iii) 2 x passport photos

- iv) If you are unable to provide a National Insurance Number you will need to provide proof of right to work, i.e. passport, residence permit

Please bring the completed form and fee to: The Licensing Team, Maidstone Link Reception, King Street, Maidstone, ME15 6JQ – **You will need to make an appointment by telephoning 01622 602255.**

Appointments are on Mondays and Wednesdays 10am – 2pm.

Any assistants you propose to employ should accompany you to the appointment

Orchard View Garage Ltd

Twyford Court, Hampstead Lane, Yalding, Kent ME18 6HG

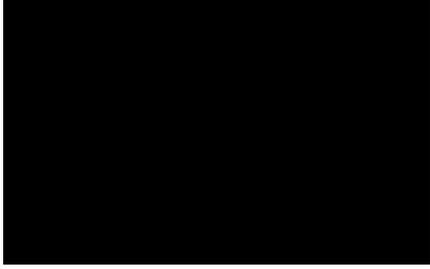


Dear Kerry Watson

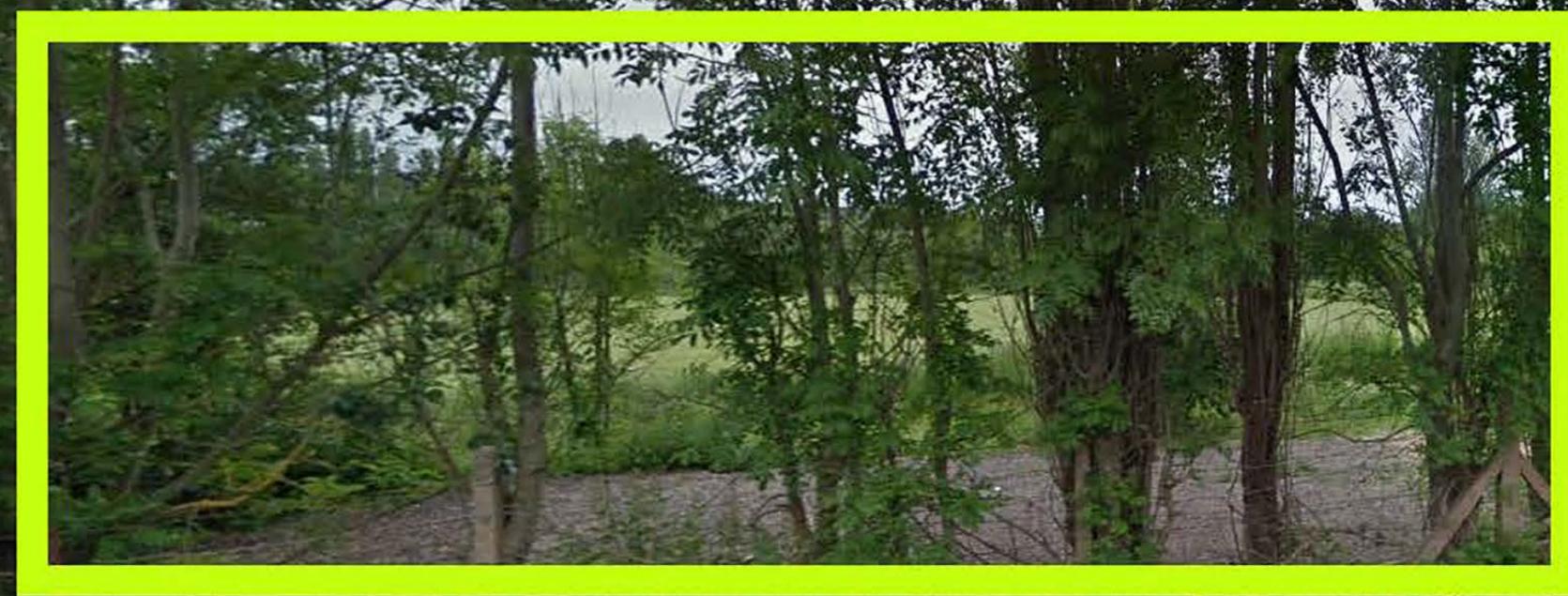
I can confirm that  and Maria Louise Herriott of 
 Have asked to trade from my carpark and
I confirm that I have given permission for them to operate from there.

The operating address would be:
Orchard View over flow car park
Hampstead lane
Yalding
Maidstone
Kent
ME18 6HG

Regards
Mark Newman
Director
OVG ltd



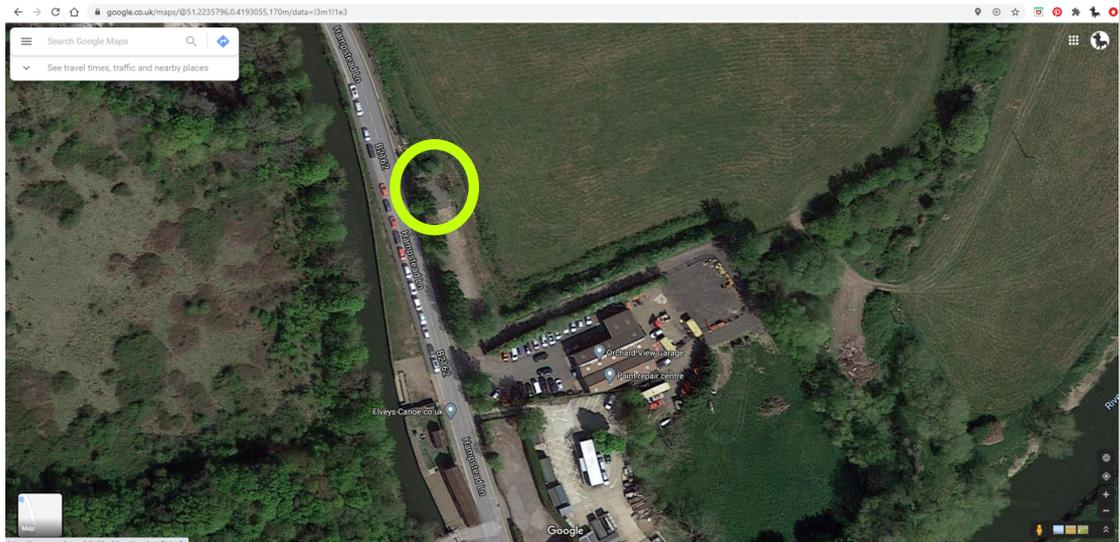
The trailer will be set back approximately 5 meters from the footpath to the back of the gravelled area



B2162
England
Google
Street View

s-Canoe.co.uk
Expand

Google



From: clerk@yaldingparishcouncil.gov.uk <clerk@yaldingparishcouncil.gov.uk>

Sent: 08 December 2020 15:41

To: Licensing (MBC) <Licensing@maidstone.gov.uk>

Cc: Lorraine Neale <LorraineNeale@maidstone.gov.uk>; Louise Davis <LouiseDavis@Maidstone.gov.uk>; Kerry Watson <KerryWatson@Maidstone.gov.uk>; 'KCC Highways' <streetworksmid@kent.gov.uk>; Planning Technical Team (MBC) <PlanningTechnicalTeam@maidstone.gov.uk>; EH Admin <EHAdmin@MidKent.gov.uk>; Community Protection (MBC) <CommunityProtection@Maidstone.gov.uk>; west.division.licensing@kent.police.uk; Annabelle Blackmore (Cllr) <AnnabelleBlackmore@maidstone.gov.uk>; David Burton (Cllr) <DavidBurton@maidstone.gov.uk>; Marden Parish Council (MBC) <clerk@mardenkent-pc.gov.uk>

Subject: Street trading application to sell hot and cold foods and soft drinks from a trailer in Orchard View Garage car park, Hampstead Lane, Yalding

Importance: High

Street trading application to sell hot and cold foods and soft drinks from a trailer in Orchard View Garage car park, Hampstead Lane, Yalding

Yalding Parish Councillor strongly object. The site is completely unsuitable and unsustainable for this proposal.

- o There is no off-road parking for larger vehicles.
- o There is no on-road parking as the frontage abuts double yellow lines and opposite the site is densely parked by residents, customers of The Boathouse, visitors and is in constant use.
- o There is concern that any illegal parking on the double yellow lines will cause congestion at the traffic lights.
- o The Environment Agency require unobscured access to their depot, additional double yellow lines were installed to achieve this.
- o The use of this site will greatly reduce the overflow parking to the existing business and push existing vehicles onto the very over congested highway.
- o It is in close proximity to the traffic lights and vehicles waiting to turn right onto the site will cause a backup onto the single track bridge.
- o The hours of working will create light and noise pollution in the open countryside.
- o The hours of working will have the potential to attract anti-social behaviour.
- o The application states only one member of staff; how do they propose deliveries?

Whilst not a specific objection, Councillors note that the proposal would be in direct competition with the business of Teapot Island and also the other pubs doing takeaway and who are struggling at this time due to Covid-19 restrictions.

Angela Gent

Angela Gent

From: Kerry Watson <KerryWatson@Maidstone.gov.uk>
Sent: 10 December 2020 09:50
To: Maria Herriott
Cc: Louise Davis <LouiseDavis@Maidstone.gov.uk>; Lorraine Neale <LorraineNeale@maidstone.gov.uk>
Subject: Street Trading Application Update

Dear Mrs Herriott

Local Government (Miscellaneous Provisions) Act 1982
Section 3 and Schedule 4 – Street Trading
Application for selling: Hot and cold food and drinks in the Orchard View Garage car park, Yalding, Kent

With reference to your application dated 15th November 2020, under the above Act, I regret to inform you that Mr John Littlemore, Head of Housing and Community Services cannot determine your application for a street trading consent due to an objection having been received from Yalding Parish Council (see attached).

The Council has decided that if an objection is received, the applicant will have the right to a hearing before a group of Members. If you wish to proceed to a hearing please write to me stating any responses to the objection and I will arrange for the matter to be taken to the next Licensing Committee Meeting to discuss your application.

If I do not hear from you within **three weeks from the date of this letter** I will assume that you do not wish to pursue your application further. I will then arrange for a refund of the Consent fee to be sent to you in due course.

According to the Act, a person who engages in street trading in a Consent Street without being authorised to do so is guilty of an offence and is liable to prosecution. **This applies while applications are being considered by the Council. Therefore, if you trade without Consent you are liable to prosecution.**

You should be aware that the Council may refuse to grant Consent if, despite being informed that a Street Trading Consent is required, an applicant continues to trade within the Borough.

Kind regards

Kerry Watson
Licensing Admin
Licensing Team
Maidstone Borough Council, Maidstone House, King Street, Maidstone,
Kent ME15 6JQ
† 01622 602255 e kerrywatson@maidstone.gov.uk w
www.maidstone.gov.uk

From: Maria Herriott
Sent: 10 December 2020 11:03
To: Kerry Watson <KerryWatson@Maidstone.gov.uk>
Subject: Re: Street Trading Application Update

Hi Kerry

This is devastating news. We would like to take it to a hearing and will respond to the objections as soon as possible.

Is there any advice you can give us? Obviously this is all new to us, but with your experience and knowledge we're hoping you can give us some guidance or tell where we could get help if you're unable to.

Thank you.

On Wed, 16 Dec 2020, 11:51 Kerry Watson, <KerryWatson@maidstone.gov.uk> wrote:

Dear Maria

Thank you for your email. I can advise that as you wish to proceed to an appeal hearing, you are able to include the petition with your case.

Kind regards

Kerry Watson
Licensing Admin
Licensing Team
Maidstone Borough Council, Maidstone House, King Street, Maidstone, Kent
ME15 6JQ
t 01622 602255 e kerrywatson@maidstone.gov.uk w www.maidstone.gov.uk

From: Maria Herriott
Sent: 15 December 2020 10:48
To: Kerry Watson <KerryWatson@Maidstone.gov.uk>
Subject: Re: Street Trading Application Update

Hi Kerry

I was wondering if a petition from local residents saying they are happy for the catering unit to be in place and are in need of such a service, would this carry any weight in the decision or is this not something that's taken into account?

We know dozens of residents on Little Venice caravan park who need and would use our service, especially as many are elderly and can have fresh home cooked meals delivered to their door.

Just a thought. Look forward to hearing from you.

Kind regards

Maria Herriott

On Thu, 10 Dec 2020, 13:12 Kerry Watson, <KerryWatson@maidstone.gov.uk> wrote:

Dear Maria

Thank you for your email. I'm sorry it wasn't the news you were hoping for. My advice would be that you look at the comments made and for each point raised, establish what steps could be taken to alleviate the concerns.

I have attached a copy of the Street Trading Policy which includes information on the consideration of applications and the order of proceedings at a hearing.

I hope the above is of assistance.

Kind regards

Kerry Watson
Licensing Admin
Licensing Team
Maidstone Borough Council, Maidstone House, King Street, Maidstone, Kent
ME15 6JQ
t 01622 602255 e kerrywatson@maidstone.gov.uk w www.maidstone.gov.uk

LICENSING SUB COMMITTEE**ORDER OF PROCEEDINGS**

- a) The Chairman will introduce those present and ensure that everyone understands the procedure to be followed.
- b) The Head of Housing and Community Services or relevant Officer will briefly describe the application.
- c) The Applicant will then present his case.
- d) The Objector(s) may then ask the Applicant questions.
- e) Members will then ask the Applicant any questions.
- f) The Objector(s) will then be given the opportunity to present his/her case.
- g) The Applicant may then ask the Objector(s) any questions.
- h) Members will then ask the Objector(s) any questions.
- i) Members may then ask any further questions of clarification from any party.
- j) Both parties will then be asked to sum up, the Objector(s) first followed by the Applicant.
- k) Members will then ask the Head of Housing and Community Services or relevant Officer if there are any further matters to be raised before the matter is considered.
- l) The Sub Committee will then decide the appeal and may ask the Applicant, the Objector(s), the Head of Housing and Community Services or relevant Officer and any other parties to leave, the Committee Clerk will be the only person apart from Members to be allowed to remain. Any representative of Legal Services (if present) may be requested to remain by the Chairman.
- m) After consideration all parties will be invited to return and the Chairman will announce the decision.