

Licensing Sub-Committee 4 – 15th March 2011

Report of the Director of Corporate Resources

Application for Consent to Engage in Street Trading

Purpose of Report

1. To consider the application on behalf of Mr Simon Widdowson for the grant of a consent to engage in street trading in Stourbridge Town Centre.

Background

2. On the 14th February 2011, Mr Widdowson made application for the grant of a Street Traders consent for a Farmer's Market on the 1st and 3rd Saturday of each month in Stourbridge Town Centre between 9.00 am and 3.00 pm. A copy of that application together with a site plan is attached to this report as Appendix 1.
3. This application was circulated to the West Midlands Police, Directorate of the Urban Environment, Stourbridge Town Centre Manager and Julie Jones, Commercial Operations Manager, Corporate Estates. All representations will be put before the Committee at the meeting of the 15th March 2011.
4. This application falls within the Council's responsibility for licensing which has a direct link to the Council's key corporate priority that safety matters.

Finance

5. There are no financial implications.

Law

6. The grant of consents to engage in street trading is governed by Part III of Schedule IV to the Local Government (Miscellaneous Provisions) Act 1982. To trade without such a consent is an offence.
7. Paragraph 7(2) of Schedule IV of the 1982 Act, states that the Council may grant a consent if it thinks fit and, when granting or renewing a consent, the Council may attach such conditions as it considers necessary.

8. Paragraph 10 of Schedule IV of the 1982 Act, states that a street trading consent may be granted for one period not exceeding 12 months but may be revoked at any time.
9. Where the consent allows the holder to trade from a cart, barrow, or other vehicle, then the consent must specify the location from which the trade/may trade and the times between which or periods for which he may trade.
10. There is no right of appeal against the Council's decision to vary a condition upon which a consent is issued, or refusal to grant or renew a street trader's consent.

Equality Impact

11. This report takes into account the Council's policy on equal opportunities.
12. There has been no consultation or involvement of children and young people in developing these proposals.

Recommendation

13. That the Committee consider Mr Widdowson's application for the grant of a street traders consent.



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DIRECTOR OF CORPORATE RESOURCES

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List of Background Papers