

**Licensing Sub-Committee 4 – 10<sup>th</sup> December, 2013**

**Report of the Director of Corporate Resources**

**Application for Consent to Engage in Street Trading**

**G F Meats Ltd. - Halesowen Town Centre**

**Purpose of Report**

1. To consider the application made by Mr. Martin Geraghty for the grant of consent to engage in street trading at a site in Halesowen Town Centre.

**Background**

2. On the 14<sup>th</sup> October, 2013, Mr. Martin Geraghty made application for the grant of a Street Trader's Consent to sell meat between the hours of 8.00 a.m. and 4.00 p.m. Thursday to Saturday inclusive in Halesowen Town Centre.
3. The application and plan of the proposed sites has been circulated to Committee Members and interested parties.
4. The Cornbow Shopping Centre and the Halesowen Chamber of Trade made objections to the application, a copy of that report has been circulated to Committee Members and the applicant.
5. A further objection was also received from Mark Hewitt (Proprietor) of Les Hewitt Fine Fresh Foods, situated in the Cornbow Centre, Halesowen, a copy of that objection has also been circulated to Committee Members and the applicant.
6. Environmental Health (Food & Occupational Safety) were unable to provide any comments on the application as they are unable to locate any record of the business.
7. The Highways Department stated that they have no issues with regard to the application other than the usual concerns regarding minimising obstructions within the Town Centre.
8. 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**

9. There are no financial implications.

## **Law**

10. 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.
11. 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.
12. 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.
13. 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.
14. 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**

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

## **Recommendation**

17. That the Committee consider Mr. Geraghty's application for the grant of a street trading consent in Halesowen Town Centre.



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DIRECTOR OF CORPORATE RESOURCES

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## **List of Background Papers**