

**Meeting of the Licensing Sub-Committee - 2<sup>nd</sup> August 2022**

**Report of the Interim Director of Public Realm**

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

**Nicola and Peter Westwood – (Fresh Donuts) DudleyTown Centre.**

**Purpose**

1. To consider the application made by Nicola and Peter Westwood for the grant of a consent to engage in street trading in Dudley Town Centre.

**Recommendation**

2. That the Committee consider this application for the grant of a consent to engage in street trading for the sale of Fresh Donuts in Castle Street, Dudley.

**Background**

3. On the 23<sup>rd</sup> May 2022, an application was received by the Licensing Office from Nicola and Peter Westwood for the grant of a consent to engage in street trading in Castle Street, Dudley to sell Fresh Donuts, Sauce Pots, Hot and Cold Drinks, Monday to Saturday 7.00 am until 5.00 pm.
4. That application together with details of the proposed site and photograph of the trading vehicle have been circulated to Committee Members and interested parties, details of the application have also been posted on the Council Web Site.
5. No objections in respect of the application have been received.

## **Finance**

6. There are no financial implications.

## **Law**

7. 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 consent is an offence.
8. 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.
9. 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.
10. Where the consent allows the holder to trade from a cart, barrow, or other vehicle, then the consent must specify the location from which they may trade and the times between which or periods for which they may trade.
11. There is no right of appeal against the Council's decision to vary a condition upon which consent is issued, or refusal to grant or renew a street trader's consent.

## **Risk Management**

12. There are no risk management implications.

## **Equality Impact**

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

## **Human Resources/Organisational Development**

15. There are no human resources/organisational development implications.

## **Commercial/Procurement**

16. There are no commercial/procurement implications.

## **Council Priorities and projects**

17. This application falls within the Council's responsibility for Licensing as a direct link to the Council's key corporate priority to support stronger and safer communities.



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