

Licensing Sub-Committee 1 - 27th January 2009

Report of the Interim Director of Law and Property

Application for Consent to Engage in Street Trading

Stourbridge Farmers/Food Market 2009 (E G Skett & Co)

Purpose of Report

1. To consider the application on behalf of E G Skett & Co for the grant of a consent to engage in street trading at a site in High Street/Lower High Street, Stourbridge, West Midlands.

Background

2. On the 16th December 2008, E G Skett & Co, made application for the grant of a consent to engage in street trading for a Farmers/Food Market in High Street/Lower High Street, Stourbridge to replace the previous Street Market (Farmers Market) run by LSD Promotions which ceased trading in Stourbridge in December 2008. A copy of that application together with site plans are attached to this report as Appendix 1.
3. This application was circulated to the West Midlands Police, Director of the Urban Environment, Stourbridge Town Centre Manager and Julie Jones, Commercial Operations Manager, Corporate Estates.
4. Julie Jones, Commercial Operations Manager, Corporate Estates, made comments, which are attached to this report as Appendix 2.
5. The Town Centre Manager, Hannah Rogers also made comments, which are attached to this report as Appendix 3.
6. None of the agencies raised objections to the application.
7. This report has a direct link to the Council's priority for safety as the principal reason for submission is safeguarding the public.

Finance

8. There are no financial implications.

Law

9. 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. High Street/Lower High Street, Stourbridge are consent streets designated as such by a resolution of the Council. To trade without such a consent is an offence.
10. 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.
11. 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.
12. Where the consent allow the holder to trade from cart, barrow, or other vehicle, then the consent must specify the location from which the trader may trade and the times between which or periods for which he may trade.
13. There is no right of appeal against the Council's decision to vary a condition upon which consent is issued, or refusals to grant or renew a street trader's consent.

Equality Impact

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

Recommendation

16. That the Committee determine E G Sketts & Co's application for the grant of a street trading consent in High Street/Lower High Street, Stourbridge.



.....
INTERIM DIRECTOR OF LAW AND PROPERTY

Contact Officer: Mrs. J. Elliott 5377
Telephone: 01384 815377
Email: janetelliott@dudley.gov.uk

List of Background Papers