

**Licensing Sub-Committee 3 – 29<sup>th</sup> June 2010**

**Report of the Director of Corporate Resources**

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

**St John's Ambulance (Dudley Town Centre)**

**Purpose of Report**

1. To consider the application on behalf of St John's Ambulance for the grant of a consent to engage in street trading at a site in Dudley Town Centre together with a request for the waiver of application fee.

**Background**

2. On 21<sup>st</sup> June 2010, The St John's Ambulance made application for the grant of a Street Trader's Consent to promote a charity fundraiser (The Blind Drive 2010) in High Street Dudley. A copy of the application, together with a site plan is attached to this report as Appendix 1.
3. This application was circulated to the West Midlands Police, Director of the Urban Environment, Dudley Town Centre Manager and Julie Jones, Commercial Operations Manager, Corporate Estates.
4. All representations in respect of this application will be circulated at the hearing.
5. The St John's Ambulance has also requested that the Committee consider the waiver of the application fee of £555.00.
6. This report has a direct link to the Council's priority for safety as the principle reason for submission is safeguarding the public.

**Finance**

7. There are no financial implications.

**Law**

8. 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, Dudley is a consent street designated as such by a resolution of the Council. To trade without such a consent is an offence.

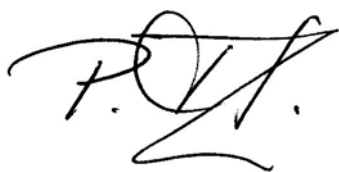
9. Paragraph 7(2) of Schedule IV of the 1982 Act, states that the Council may grant a consent if it thinks fit and, when granting or renewing a consent, the Council may attach such conditions as it considers necessary.
10. Paragraph 10 of Schedule IV of the 1982 Act, states that a street trading consent may be granted for one period not exceeding 12 months but may be revoked at any time.
11. 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.
12. 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**

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.

### **Recommendations**

15. That the Committee determine The St John's Ambulances request for the grant of a street traders consent in High Street Dudley and for the waiver of application fee.



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DIRECTOR OF CORPORATE RESOURCES

Contact Officer: Mrs. J. Elliott 5377  
Telephone: 01384 815377  
Email: [janet.elliott@dudley.gov.uk](mailto:janet.elliott@dudley.gov.uk)

**List of Background Papers**