

**Licensing Sub-Committee 1**

**25<sup>th</sup> April 2006**

**Report of the Director of Law and Property**

**Application for French Market – Stourbridge Town Centre**

**Purpose of Report**

- 1 To consider the application on behalf of Ms Marjorie Vincent for the grant of a street trading consent for a French Market in Stourbridge Town Centre.

**Background**

- 2 On the 31<sup>st</sup> March 2006, Ms Vincent made application for the grant of a consent to engage in street trading in respect of a French Market in Stourbridge Town Centre on the 28<sup>th</sup> and 29<sup>th</sup> April, 2006, a copy of that application and site plan are attached to this report as Appendix 1.
- 3 This application was circulated to the West Midlands Fire Service, Directorate of the Urban Environment, Democratic Services, Town Centre Manager and Julie Jones, Commercial Operations Manager, Corporate Estates, none of the agencies raised objections.
- 4 Julie Jones, Commercial Operations Manager made comments which are attached to this report as Appendix 2.
- 5 Matthew Caddick, Town Centre Manager also made comments which are attached to this report as Appendix 3.
- 6 This application has a direct link to the Council's key priority that safety matters.

**Proposal**

- 7 That the Committee consider Ms Vincent's application for the grant of a consent to engage in street trading.

**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/Coventry Street, Stourbridge is a 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 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.
- 13 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**

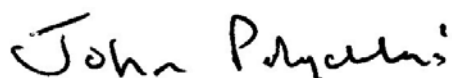
- 14 This report complies with the Council's policy on equal opportunities.
- 15 There has been no consultation or involvement of children and young people in developing these proposals.

## **Recommendation**

- 16 That the Committee determine Ms Vincent's application for the grant of a street trading consent in Stourbridge Town Centre.

## **Background Papers**

- 17 Application form.



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DIRECTOR OF LAW AND PROPERTY

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