

Licensing Sub-Committee 2 – 26th September 2017

Report of the Strategic Director Place

Application for Grant of Consent to Engage in Street Trading

Mr Stephen Leslie Skidmore.

Purpose

1. To consider the application made by Mr Stephen Leslie Skidmore for the grant of a consent to engage in street trading at a site in King Street, Dudley, to sell Pet Food, Tuesday to Saturday inclusive between the hours of 9.00 a.m. and 4.00 pm.

Recommendation

2. That the Committee consider Mr Skidmore's application for the grant of a street trading consent.

Background

3. On the 3rd August 2017, Mr Skidmore made application for the grant of a Street Trader's Consent to sell Pet Food, in King Street, Dudley, Tuesday until Saturday inclusive between the hours of 9.00 a.m. and 4.00 pm. A copy of the application along with photographs of the site and vehicle from which Mr Skidmore intends to trade has been forwarded to Committee Members and interested parties. Details of the application has also been posted on the Licensing Web page.
4. Representations have been received from Building Control, the Highway Department, the Communications Department and the Visitor Economy and Culture Department. Copies of which have also been forwarded to the Applicant and Committee Members.
5. 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

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. King Street, Dudley is a consent street designated as such by a resolution of the Council. 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.

Equality Impact

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

Human Resources/Transformation

14. There are no Human Resources/Transformation implications.



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STRATEGIC DIRECTOR PLACE

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List of Background Papers