

Licensing Sub-Committee 1 – 15th September 2015

Report of the Strategic Director Resources and Transformation

Application for the Renewal of Consent to Engage in Street Trading

LSD Promotions Ltd - Food/Craft Market

Purpose of Report

1. To consider the application on behalf of Mr. Dermot McGillicuddy of LSD Promotions, for the renewal of the consent to engage in street trading at a site in Ryemarket (High Street to a point 30 metres from High Street), Stourbridge, West Midlands.

Background

2. On the 14th March, 2014, LSD Promotions made application for the grant of a consent to engage in street trading for a Food/Craft Market on the 1st & 3rd Saturday of each month from 9.00 a.m. until 4.00 p.m. at a site in Ryemarket, (High Street to a point 30 metres from High Street), Stourbridge, to replace the previous Farmers and Craft Market, which ceased trading in Stourbridge on the 4th March, 2014.
3. A copy of the application together with the proposed site plan of the stall layout was forwarded to Committee Members, various agencies and interested parties. Details of the application were also posted on the Licensing Web Page. No objections were received in respect of the application.
4. This matter was considered by the Licensing Sub-Committee on the 28th May 2014, the Committee resolved that the application be approved.
5. On the 8th June 2015, Mr McGillicuddy made application for the renewal of the consent to engage in street trading, a copy of that application has been forwarded to all relevant agencies and interested parties. Details of that application have also been posted on the Licensing Web Page.
6. On the 1st June 2015, (Prior to the application for renewal of consent to engage in street trading) a letter of objection was received from a local trader. Copies of that letter have been forwarded to the Applicant, Committee Members and Interested Parties.
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. Ryemarket (High Street to a point 30 metres from High Street) Stourbridge is a consent street 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 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 consider the application for the renewal of the street trading consent issued to LSD Promotions.



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List of Background Papers