



## LICENSING COMMITTEE REPORT

<b>Report Title</b>	<b>Becket's Park Street Trading Consents.</b>
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**AGENDA STATUS: PUBLIC**

<b>Committee Meeting Date:</b>	17 June 2014
<b>Policy Document:</b>	Street Trading
<b>Directorate:</b>	Customers and Communities

### 1. Purpose

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At the meeting of the Licensing Committee on 29 April 2014, it was agreed that a notice would be published of the intention to pass a resolution to adopt a Street Trading Consent site in Becket's Park Northampton.

### 2. Recommendations

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2.1.1 That the Committee, following the formal consultation, now agree:

That with effect from: 1 August 2014

- (i) a street trading consent site is adopted in Becket's Park, Northampton near to the junction of Nunn Mills Road and Bedford Road, and designated a 'Premium' consent site.

### 3. Issues and Choices

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#### 3.1 Report Background

3.1.1. Over recent years local ice cream traders have requested that the Council adopt a street trading site within Becket's Park similar to that recently adopted within Abington Park.

3.1.2. Although within the perimeter of the park the requested location is within 15 metres of the highway and would come within the jurisdiction of the Licensing Department.

- 3.1.3. The granting of a Street Trading Consent is a matter within the general discretion of the Local Authority and the council may attach such conditions as they consider reasonably necessary to a Street Trading Consent.
- 3.1.4. Such conditions can include requirements that would help to prevent the obstruction of the street or danger to persons using it; or nuisance or annoyance, whether to persons using the street or otherwise.
- 3.1.5. This relates specifically to Street Trading Consents, unless the consent allows them to trade from a stationary van/cart barrow or other vehicle or a portable stall.

## **3.2 Issues**

- 3.2.1 The date for this proposal is subject to change depending upon completion of the necessary works to create the two new consent sites. .
- 3.2.2. The option for a trader selling an alternative to ice cream would also be considered.

## **3.3 Choices (Options)**

- 3.3.1. Having published the notice in the local newspaper of the proposed resolution. (Appendix A) and following consultation with the relevant agencies and having received no objections to the proposal this is now adopted.
- 3.3.2. To refuse to adopt the consent site.

## **4. Implications (including financial implications)**

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### **4.1 Policy**

- 4.1.1 There would be no change to the existing policy.

### **4.2 Resources and Risk**

- 4.2.1 There is a fee payable to the authority from those trading from all consent sites.
- 4.2.4. There is an option whereby a part of the initial fee could be waived pending a contribution from the nominated trader(s) towards any preparation work needed for the site.
- 4.2.5. This would be a no cost option to the council.

### **4.3 Legal**

- 4.3.1 The designation of streets / roads as consented streets is lawful within the meaning of the Local Government (Miscellaneous Provisions) Act 1982 Schedule 4 Section 2 (1) (c)

- 4.3.2 All mandatory requirements have been complied with.
- 4.3.3 No objections were received from those mandatory consultees.

#### **4.4 Equality**

- 4.4.1 There are no equality issues to be addressed that would have a derogatory effect on protected groups.

#### **4.5 Consultees**

- 4.5.1 Highways
- 4.5.2. Police
- 4.4.3. Environmental Health.

#### **5. Background Papers**

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- 5.1 Northampton Borough Council Street Trading Consent Policy.
- 5.2 Local Government (Miscellaneous Provisions) Act 1982 Schedule 4 Section 2 (1) (c)

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