

SOUTH CAMBRIDGESHIRE DISTRICT COUNCIL

REPORT TO: Licensing Committee

10 August 2006

AUTHOR/S: Executive Director/Assistant Licensing Officer

STREET TRADING CONSENT REQUEST FOR RESOLUTION - BALSHAM

Purpose

1. To seek approval for the designation of all the streets in the Parish of Balsham to be Consent Streets under the Local Government (Miscellaneous Provisions) Act 1982.

Effect on Corporate Objectives

2. Quality of Village life – to afford a degree of control on trading within the Village.

Background

3. Balsham Parish Council requested that all streets in the Parish be designated as Consent Streets so that trading could be controlled. The Licensing Committee held on the 7 November 2005 agreed to this request.
4. A Notice of Intention to designate all streets in Balsham was published in the local press on 18 January 2006, with a deadline of 14 February 2006. No objections were received.

Considerations

5. If the Village of Caldecote were granted Consent Street status, consultations would be made by the Council on any application made to trade with in the village. The advantage to having Consent Street status would be that the Parish Council has an input into the consultation process and final decision. Also the trader would hold a licence and then be bound by conditions set by the Licensing Officer. If a village does not have Consent Street status, any trader could lawfully trade without requiring permission or being licensed.
6. The introduction of the Licensing Act 2003 on 24th November 2005 has an effect on mobile food traders that wish to serve hot food after 11.00pm at night, as they are classed as late night refreshment premises and now require licensing under the above Act.

Financial Implications

7. Fees would be required by Street Trading applications that will cover the cost of administering this service.

Legal Implications

8. Any refusal of a licence could be subject to an Appeal.

Staffing Implications

9. There are none.

Conclusions/Summary

10. Once agreed by Committee, any person wishing to trade on any of the streets in the Parish of Balsham, would be required to make an application for Street Trading Consent.

Recommendations

11. It is recommended that the Committee resolve to designate all the streets in Balsham as Consent Streets under the terms of the Local Government (Miscellaneous Provisions) Act 1982 and proceed to advertise the Resolution.

Background Papers: None

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