

SOUTH CAMBRIDGESHIRE DISTRICT COUNCIL

REPORT TO: Licensing Committee 13 July 2009
AUTHOR/S: Executive Director / Corporate Manager Health & Environmental Services

REQUEST FOR DESIGNATION OF CONSENT STREETS – BARRINGTON VILLAGE

Purpose

1. To consider a request from Barrington Parish Council for all streets in the village to be designated Consent Streets under the Local Government (Miscellaneous Provisions) Act 1982.

Background

2. A request from the Parish Council was received on 24 May 2009 to designate Barrington Consent Street Status to control street trading in the village.
3. If the request is approved, the process involves listing all the relevant streets in the village, in a Public Notice of Intention, consulting the Local member(s), Police and Highways Authorities that then allows twenty-eight days for representations. The Licensing Committee will then consider such representations and may resolve or refuse the designation request. If the decision is to confirm the designation, then the resolution will be advertised by Public Notice on two further occasions.

Considerations

4. If the village of Barrington was granted Consent Street Status, consultations would be made by the Council on any application made to trade within 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 be bound by conditions set by the Licensing Authority. If a village does not have Consent Street status, any trader could lawfully trade without requiring permission or being licensed.
5. The introduction of The Licensing Act 2003 has had an effect on mobile food traders that wish to serve hot food after 11.00pm at night, as they will be classed as late night refreshment premises and therefore also require licensing under the above Act.

Options

6. The Licensing Committee can either:
 - a. approve the request from the parish Council, or
 - b. refuse the request from the Parish Council

Implications

7.	Financial	Fees and charges would form part of the application process for street traders, therefore generating revenue for the Council to recover its administration costs.
	Legal	As included in the report
	Staffing	There are no additional staffing implications
	Risk Management	None
	Equal Opportunities	None

Consultations

8. None.

Effect on Strategic Aims

9.	Commitment to being a listening council, providing first class services accessible to all.
	Responding to the request from the Parish Council to introduce Street Trading Consent will enable the Council to control the types of trade operating in the village
	Commitment to ensuring that South Cambridgeshire continues to be a safe and healthy place for all.
	Commitment to making South Cambridgeshire a place in which residents can feel proud to live.
	Commitment to assisting provision for local jobs for all.
	Commitment to providing a voice for rural life.

Conclusions/Summary

10. The Licensing Committee are requested to consider the application for Consent Street Status for the village of Barrington.

Recommendation

11. It is recommended that the Licensing Committee agree to the request from Barrington Parish Council for all streets in the village to be designated as Consent Streets and proceed to the next stage of the process.

Background Papers: the following background papers were used in the preparation of this report: None

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