

SOUTH CAMBRIDGESHIRE DISTRICT COUNCIL

REPORT TO: Licensing Committee

7 November 2005

AUTHOR: Housing and Environmental Services Director

REQUEST FOR DESIGNATION OF CONSENT STREETS – BALSHAM VILLAGE

Purpose

1. To consider a request from Balsham 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 21st July 2005 to designate Balsham 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 Balsham 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.
5. The introduction of the Licensing Act 2003 on 24th November 2005 will have 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.

Financial Implications

6. Fees and charges would be part of the application process for street traders, therefore generating revenue for the Council to recover for administration costs.

Legal Implications

7. As included in the report.

Staffing Implications

8. There are no additional staffing implications.

Consultations

9. Application will be made to the relevant Highways Authority and Police once Committee has given approval.

Recommendations

10. It is recommended that the Licensing Committee agree to the request from Balsham Parish Council for all streets in the village to be designated as Consent Streets.

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

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