

Licensing Sub-Committee

Tuesday 19 June 2012 at 10.00 am

To be held at the Town Hall, Pinstone Street, Sheffield, S1 2HH

The Press and Public are Welcome to Attend

Membership

Councillors John Robson (Chair), Ian Saunders, Clive Skelton and Phillip Wood (Reserve)

PUBLIC ACCESS TO THE MEETING

The Licensing Committee carries out a statutory licensing role, including licensing for taxis and public entertainment.

As a lot of the work of this Committee deals with individual cases, some meetings may not be open to members of the public.

A copy of the agenda and reports is available on the Council's website at www.sheffield.gov.uk. You can also see the reports to be discussed at the meeting if you call at the First Point Reception, Town Hall, Pinstone Street entrance. The Reception is open between 9.00 am and 5.00 pm, Monday to Thursday and between 9.00 am and 4.45 pm. on Friday, or you can ring on telephone no. 2734552.

You may not be allowed to see some reports because they contain confidential information. These items are usually marked * on the agenda.

If you require any further information please contact Harry Clarke on 0114 273 6183 or email harry.clarke@sheffield.gov.uk.

FACILITIES

There are public toilets available, with wheelchair access, on the ground floor of the Town Hall. Induction loop facilities are available in meeting rooms.

Access for people with mobility difficulties can be obtained through the ramp on the side to the main Town Hall entrance.

**LICENSING SUB-COMMITTEE AGENDA
19 JUNE 2012**

Order of Business

- 1. Welcome and Housekeeping Arrangements**
- 2. Apologies for Absence**
- 3. Exclusion of Public and Press**
To identify items where resolutions may be moved to exclude the press and public.

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

- 4. City Centre Small Trading Stalls**
 - 10.00 am Zocolo**
Report of the Chief Licensing Officer
 - 10.20 am Motore Cafe**
Report of the Chief Licensing Officer
- 5. Street Trading Consent - Owler Lane**
 - 10.40 am Mohammed Abdulkaber - Site near Fir Vale School, Sheffield S4**
Report of the Chief Licensing Officer
- 6. Street Trading Consents - Endcliffe Park**
 - 11.10 am Andrew Cuneo**
Report of the Chief Licensing Officer
 - 11.30 am Rosita Hunt**
Report of the Chief Licensing Officer

ADVICE TO MEMBERS ON DECLARING INTERESTS AT MEETINGS

You will have a **personal interest** in a matter if it relates to an interest that you have already registered on the Register of Interests; relates to an interest that should be registered but you have not yet done so; or affects your well-being or financial position or that of members of your family or your close associates, to a greater extent than it would affect the majority of people in the ward affected by the decision.

The definition of family is very wide and includes a partner, step-relations, and in-laws. A "close associate" is someone whom a reasonable member of the public might think you would be prepared to favour or disadvantage.

If you have a personal interest you must: declare the existence and nature of the interest at the beginning of the meeting, before it is discussed or as soon as it becomes apparent to you; but you can remain in the meeting, speak and vote on the matter unless the personal interest is also prejudicial.

However, in certain circumstances you may have an **exemption** which means that you might not have to declare your interest.

- You will have an exemption where your interest arises solely from your membership of or position of control/management in a body to which you have been appointed or nominated by the authority; and/or a body exercising functions of a public nature (e.g. another local authority).

In these exceptional cases, provided that you do not have a **prejudicial interest** you only need to declare your interest if you intend to speak on the matter.

- You will have an exemption if your personal interest is simply having received a gift or hospitality over £25 which you registered more than 3 years ago.

When will a personal interest also be prejudicial?

Your personal interest will also be prejudicial if a member of the public who knows the relevant facts would reasonably think the personal interest is so significant that it is likely to prejudice your judgement of the public interest; and

- i. either the matter affects your financial position or the financial position of any person or body through whom you have a personal interest. For example, an application for grant funding to a body on your register of interests or a contract between the authority and that body; or
- ii. the matter relates to the determining of any approval, consent, licence, permission or registration that affects you or any relevant person or body with which you have a personal interest. For example, considering a planning or licensing application made by you or a body on your register of interests.

Exemptions: You will not have a prejudicial interest if the matter relates to:

- i. the Council's housing functions – if you hold a lease or tenancy with the Council, provided that the matter under consideration is not your own lease or tenancy;
- ii. school meals, transport or travel expenses – if you are the parent or guardian of a child of school age, provided that the matter under consideration is not the school the child attends;
- iii. statutory sick pay;
- iv. Members' allowances;
- v. ceremonial honours for Members; or
- vi. setting the Council Tax.

If you have a prejudicial interest, you must:

- (a) Declare the existence and nature of the interest (in relation to the relevant agenda item) as soon as it becomes apparent to you.
- (b) Leave the room unless members of the public are allowed to make representations, give evidence or answer questions about the matter. If that is the case, you can also attend to make representations, give evidence or answer questions about the matter.
- (c) Once you have finished making representations, answering questions etc., you must leave the room. You cannot stay in the room whilst the matter is being discussed neither can you remain in the public gallery to observe the vote on the matter. In addition, you must not seek to improperly influence a decision about the matter.

FURTHER INFORMATION

If at all possible, you should try to identify any potential interest you may have before the meeting so that you and the person you ask for advice can fully consider all the circumstances before reaching a conclusion on what action you should take.

Advice can be obtained from Lynne Bird, Director of Legal Services on 0114 2734018 or email lynne.bird@sheffield.gov.uk

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SHEFFIELD CITY COUNCIL Committee Report

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Report of: Chief Licensing Officer, Head of Licensing

Date: 19th June, 2012

Subject: Street Trading
City Centre Small Trading Stalls

Author of Report: Kathy Stockdale – 203 7752

Summary: To consider and allocate applications for street trading consents to trade in specific city centre locations

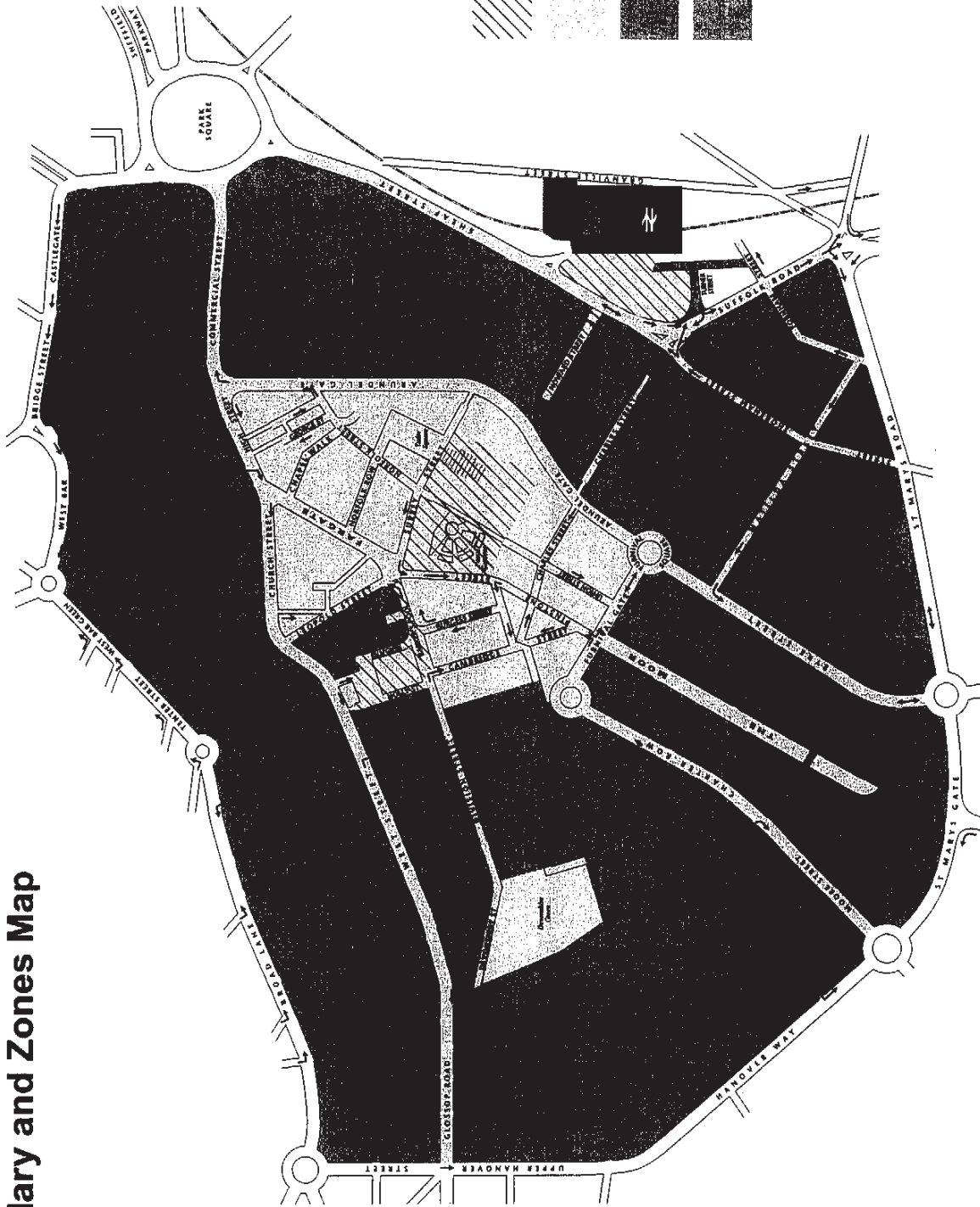
Recommendations: That Members consider the applications submitted alongside the Council's "City Centre Street Trading - Small Trading Stalls" qualitative criteria and comments submitted by Development Services and the City Centre Manager.

That Members consider all the information provided by the applicants both in their written application and in person at the Hearing.

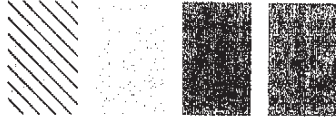
Background Papers: Attached documents

Category of Report: OPEN

City Centre Management Team Boundary and Zones Map



Platinum
Gold
Silver
Bronze



**REPORT OF CHIEF LICENSING OFFICER, HEAD OF LICENSING,
TO THE LICENSING COMMITTEE**

Ref: 45/12

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

Street Trading – City Centre Small Trading Stalls

1.0 PURPOSE OF REPORT

1.1 To consider two applications for street trading consents to trade in specific city centre locations.

2.0 INTRODUCTION

2.1 The Council have power under the provision of the 1982 Act to regulate street trading in the city.

2.2 A Street Trading Consent is required to trade on any street (which includes roads, footways, forecourts, or other areas to which the public have access) within the Sheffield City Boundary.

2.3 The Licensing Committee at its meeting of 29th January 2002 passed the following resolution:

1. That under the provisions of schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982:

- (a) all streets (which includes roads, footways, forecourts or other areas to which the public have access) within the Sheffield City boundary, shall be designated consent streets and;
- (b) such street trading designation shall take effect as from the 1st April 2002; and
- (c) all previous designations in relation to street trading will be rescinded as a result of the designation set out above.

2. The effect of this resolution is that from 1st April 2002, it will be an offence to engage in street trading in any street or any other place identified in the above resolution without being authorised to do so by consent from the City Council.

2.4 A Local Authority may attach conditions to a Street Trading Consent. The conditions may include conditions to prevent obstruction of the street and danger to persons using the street or nuisance or annoyance.

2.5 A Street Trading Consent may only be granted for a maximum period of twelve months.

2.6 There is no appeal procedure against the refusal or revocation of a consent. An applicant may, however apply for judicial review of the Council's decision.

3.0 BACKGROUND

- 3.1 Working in partnership with the City Centre Management Team and Planning, Licensing presented a report to Committee in August 2011 to encourage more local businesses to trade in the city centre whilst also controlling the type and thereby controlling the quality that is on offer.
- 3.2 A City Centre Qualitative Criteria for Small Trading Stalls was approved (attached at Appendix 'A') and applications were invited from current traders and interested parties.
- 3.3 The fee for each consent has been set at £486 per quarter (£1,994 per annum) to trade seven days a week between 7am and 7pm.

4.0 THE APPLICATIONS

- 4.1 The applications have been submitted in response to a letter from the Licensing Service requesting applications for small scale city centre street trading units. This is to encourage more local businesses to trade in the city centre and to offer a more continental style of trading in certain areas of the city centre.
- 4.2 There is no constraint on the type of goods that can be sold. However, we would like to encourage more traditional goods that would give a more continental style to the City Centre.
- 4.3 A number of pitches have been allocated at a previous meeting, therefore, the location of the remaining pitches are:
- Sheaf Street;
 - Fargate (bottom);
 - Howard Street (bottom);
 - Tudor Square;
 - Devonshire Green
- 4.4 A copy of each application will be forwarded with this report to each Member of the Licensing Committee.
- 4.5 A colour plan depicting all proposed locations (although not the exact sites) will be available on the day of the hearing.
- 4.6 Members are to note that the specific location at the site will be agreed in conjunction with the City Centre Management Team and Planning Department.

5.0 REASONS FOR REFERRAL

- 5.1 Applications have been referred to the Licensing Committee for their consideration.
- 5.2 A table referencing each application can be found on the sheet at Appendix 'B'.
- 5.3 Applications have been copied to Lucy Bond, City Centre & East Team Manager, Development Services and Richard Eyre, City Centre Manager for their comments. A copy of their comments are attached to the applications which have been circulated to each Member of the Licensing Committee.

- 5.4 The applicants have been invited to attend the Licensing Committee hearing. Copies of the invites are attached at Appendix 'C'.
- 5.5 A copy of the hearing procedure is attached at Appendix 'D'.

6.0 FINANCIAL IMPLICATIONS

- 6.1 There are no financial implications arising from this report as the Licensing Authority will recover its reasonable costs of administering and enforcing the street trading consent system through consent fees.
- 6.2 Members should note that if any application is referred to the High Court significant legal costs are likely to be incurred. There is no hold over budget within Licensing to cover such costs.

7.0 RECOMMENDATIONS

- 7.1 That Members consider the applications submitted alongside the Council's "City Centre Street Trading - Small Trading Stalls" qualitative criteria and comments submitted by Development Services and the City Centre Manager.
- 7.2 That Members consider all the information provided by the applicants both in their written application and in person at the hearing.

8.0 OPTIONS OPEN TO THE COMMITTEE

- 8.1 To allocate one or both applicants a specific site consent.
- 8.2 To defer the matter for further consideration.
- 8.3 To refuse one or both of the street trading applications.

Steve Lonnia
Chief Licensing Officer
Head of Licensing
Business Strategy and Regulation
Place Portfolio
Block C Staniforth Road Depot
Staniforth Road
Sheffield
S9 3HD

1st June, 2012

APPENDIX 'A'

Sheffield City Council

CITY CENTRE STREET TRADING - Small Trading Stalls

BACKGROUND

Street activities are an essential ingredient of a vibrant and lively city, and in Sheffield there is a strong demand for legitimate small scale trading pitches. They also offer an opportunity for small businesses to get started with relatively modest outlay.

The widening of footways offers the opportunity to designate more pitches in locations that will add to the attractiveness of the City Centre. In Orchard Square and Meadowhall 'Barrow' style stalls are used extensively, enhancing the colour and vitality of those places.

This scheme is part of the City Council's campaign to make Sheffield City Centre a more attractive and vibrant place. Set out below is the qualitative criteria which forms the basis on which to test applications for the grant of designated small trading stall Street Trading Consent sites within the City Centre.

QUALITATIVE CRITERIA – SMALL TRADING STALLS

GENERAL DESIGN

- There will be no motorised vehicles or stalls etc. permitted as part of this scheme.
- All barrows/handcarts must be capable of being moved on and off site by hand and any vehicles used to bring the barrows/handcarts to the site must be parked, loaded and unloaded off site.
- Good display is an important part of the selling process and top quality presentation encourages purchase and benefits the retailer reputation.
- It is in the best interest of traders to produce a high quality design in their barrows/handcarts. The function of the stall is to identify the trader and add vitality and colour to the immediate area, and reflect the quality, cleanliness and order in their operation. The barrow/stall contributes to the appearance of the street for good or bad, so design matters to everyone who uses the street, as well as the operator.
- Sign writing and scrollwork must be finished to a standard acceptable to the City Council.
- The unit must be visually acceptable to the City Council (this will include the Head of Licensing, City Centre Manager and Planning) and be in keeping with the street/area that it is to be located.
- Advertisements on stalls will not be permitted except by permission of the Council in writing and subject to further conditions. The Council shall be the sole judge of what is an acceptable advertisement.
- The Council will reserve the right to not renew any consent where it considers the product(s) offered by the operator are not in keeping with the requirements of the site and the promotion of the City Centre.

- Non functional elements attached to barrows / handcarts, are not acceptable.
- The general design of the barrow/handcart must meet the requirements of the Council for that location.
- Flame retardant 'skirts' are to be used if necessary, so as to obscure the frame, gas bottle etc. They should be designed to 'unify' the barrow/handcart.
- All equipment, tools, gas bottles etc. must be self contained within the stall/handcart etc.
- Bright colours and a sense of fun are encouraged.
- Finished in flame retardant paint.
- A colour photograph or scale illustration of the proposed handcart must be submitted to the Licensing Service as part of the application process.
- No barrow/handcart should have a frontage greater than 3.0 metres or a width greater than 2.0metre.
- Roofs should be no more than 2.5m above ground level.
- Pitched and curved roofs are encouraged.
- Canopies should be high quality with a feeling of 'permanence'. These could be manufactured from either stretched canvas, or woven material, opaque or light metal materials. Clear plastic awning and extensions to the canopy will not be acceptable.
- Canopies must be maintained and cleaned to a high standard.
- Food traders must ensure that any stall design satisfies the requirement of food safely legislation. Staff must be adequately trained in good hygiene (Basic Food Hygiene Certificate and regular on going training) and records of training must be made available on request.
- Best practise of food hygiene must be adopted by the operator. This covers:
 - Personal hygiene
 - Hand washing
 - Ill health
 - Prevention of contamination
 - Temperature control
 - Temperature monitoring
 - Cleaning
 - Storage and stock rotation
 - Procedures in the event of freezer breakdown
 - Site cleanliness
 - Waste disposal
 - Pest control
 - Quality control
 - First aid facilities

APPENDIX 'B'

STREET TRADING APPLICATIONS – CITY CENTRE

Hearing Time	Application reference	Applicant	Trading in:	Days	Times
10.00	1	Zocalo	Authentic Mexican Food	7 days	
10.20	2	Motore Cafe	High quality coffee and pastries	Mon-Sat	8am-4.30pm

Please Note:

Each applicant has been allocated 15 minutes each to present their case to Members and an additional 5 minutes to allow Members to ask questions.

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APPENDIX 'C'

SHEFFIELD CITY COUNCIL

LOCAL GOVERNMENT MISCELLANEOUS PROVISIONS ACT 1982 Street Trading – Available sites in the city centre

IMPORTANT: NOTIFICATION OF A COMMITTEE HEARING

To: Mr N Midgley
[Redacted]
Sheffield
[Redacted]

LEGISLATION: Local Government (Miscellaneous Provisions) Act 1982

LICENCE TYPE: Street Trading Consent

I refer to the above and your application for the grant of a city centre street trading consent.

This matter has been referred to the Licensing Committee of Sheffield City Council for determination; the reasons for the referral are set out in the attached report to the Committee. The Licensing Committee has the authority to decide what action to take in relation to each application.

The committee has indicated that it expects applicants to attend the meeting.

The meeting will take place on **Tuesday, 19th June, 2012** in a Committee Room of the Town Hall, Sheffield (Pinstone Street entrance) and you are invited to attend at **10:20am**.

PLEASE NOTE:

1. Each applicant has been allocated 15 minutes each to present their case to Members and an additional 5 minutes to allow Members to ask questions. However, please be aware that the timescales may over run to allow for each application to be fully considered.
2. I would be grateful if you could confirm that you will be attending the meeting by telephoning the Licensing Office on 0114 2037752.



Date: **24th May, 2012**

.....
Steve Lonnia
Chief Licensing Officer
Head of Licensing

IMPORTANT: A DECISION IS LIKELY TO BE MADE ON THIS ISSUE WHETHER YOU MAKE REPRESENTATION OR NOT.

Licensing Service, Block C, Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD
Telephone 0114 2037752

The Licensing Service is open from 9.00am to 5.00pm, Monday to Friday

SHEFFIELD CITY COUNCIL

LOCAL GOVERNMENT MISCELLANEOUS PROVISIONS ACT 1982 Street Trading – Available sites in the city centre

IMPORTANT: NOTIFICATION OF A COMMITTEE HEARING

To: **Mr Murillo-Cosio**
[Redacted]
Sheffield
[Redacted]

LEGISLATION: Local Government (Miscellaneous Provisions) Act 1982

LICENCE TYPE: Street Trading Consent

I refer to the above and your application for the grant of a city centre street trading consent.

This matter has been referred to the Licensing Committee of Sheffield City Council for determination; the reasons for the referral are set out in the attached report to the Committee. The Licensing Committee has the authority to decide what action to take in relation to each application.

The committee has indicated that it expects applicants to attend the meeting.

The meeting will take place on **Tuesday, 19th June, 2012** in a Committee Room of the Town Hall, Sheffield (Pinstone Street entrance) and you are invited to attend at **10:00am**.

PLEASE NOTE:

1. Each applicant has been allocated 15 minutes each to present their case to Members and an additional 5 minutes to allow Members to ask questions. However, please be aware that the timescales may over run to allow for each application to be fully considered.
2. I would be grateful if you could confirm that you will be attending the meeting by telephoning the Licensing Office on 0114 2037752.



Date: **24th May, 2012**

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Steve Lonnia
Chief Licensing Officer
Head of Licensing

IMPORTANT: A DECISION IS LIKELY TO BE MADE ON THIS ISSUE WHETHER YOU MAKE REPRESENTATION OR NOT.

Licensing Service, Block C, Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD
Telephone 0114 2037752

The Licensing Service is open from 9.00am to 5.00pm, Monday to Friday

APPENDIX 'D'

STREET TRADING CONSENT APPLICATION

SUB-COMMITTEE HEARING PROCEDURE

This procedure has been drawn up to assist those parties attending Street Trading Consent Committee hearings.

1. The Chair of the Licensing Committee will introduce the Committee and ask officers to introduce themselves.
2. The Chair will ask the applicants and interested parties to formally introduce themselves.
3. The Solicitor to the Committee will outline the procedure to be followed at the hearing.
4. Hearing Procedure:-
 - (a) The Licensing Officer will introduce the report.
 - (b) Questions concerning the report can be asked both by Members and the applicant.
 - (c) The applicant/consent holder (or his/her nominated representative) will then be asked to:-
 - (i) detail the application;
 - (ii) provide clarification on the application and respond to the representations made.
 - (d) The Chair of the Licensing Committee will invite Members of the Sub-Committee and all other parties present to put any relevant questions to the applicant and/or his/her representative.
 - (e) Consultees / interested parties will be invited to present their representations or elect a spokesperson (which may be a Councillor) to speak on their behalf. New representations must not be raised.
 - (f) The Chair of the Licensing Committee will invite Members of the Sub-Committee and all other parties present to put any relevant questions to the consultees / interested parties.
 - (g) The consultees / interested parties will be invited to sum up. A maximum of 5 minutes will be allowed.
 - (h) The applicant will be invited to sum up. A maximum of 5 minutes will be allowed.
 - (i) The Licensing Officer will then detail the options.
 - (j) There will then be a private session for Members to take legal advice and consider the application.
 - (k) Once a decision has been reached, all parties will be invited to return. The Sub-Committee's decision and reasons will be announced by the Chair.
 - (l) The Sub-Committee's decision will be confirmed in writing to the applicant and those parties who made representations.

- NB:
- 1) At any time in the Licensing Process Members of the Committee may request legal advice from the Solicitor to the Committee. This advice may be given in open session or in private.
 - 2) The Committee Hearing will be held in public unless and in accordance with the Regulations the Committee determine that the public should be excluded.

There is no right of appeal against the Council's decision to refuse to grant or revoke a Street Trading Consent.

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SHEFFIELD CITY COUNCIL Licensing Committee Report

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Report of: Chief Licensing Officer, Head of Licensing

Date: 19th June, 2012 at 10:40 am

Subject: Local Government (Miscellaneous Provisions) Act 1982 – Street Trading Consent

Author of Report: Kathy Stockdale – 203 7752

Summary: To consider an application for a Street Trading Consent

Recommendations: That Members note the content of the report and any further information supplied.

Background Papers: Attached to this report.

Category of Report: OPEN

**REPORT OF THE CHIEF LICENSING OFFICER,
HEAD OF LICENSING TO THE LICENSING COMMITTEE**

REF No: 46/12

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

STREET TRADING

CONSENT SITE – Owler Lane, near Fir Vale School, Sheffield S4

1.0 PURPOSE OF REPORT

1.1 To consider an application for the grant of a static street trading consent.

2.0 INTRODUCTION

2.1 The Council as a Licensing Authority have power under the provision of the 1982 Act to regulate Street Trading in the City.

2.2 A Street Trading Consent is required to trade on any Street (which includes roads, footways, forecourts, or other areas to which the public have access) within the Sheffield City Boundary.

2.3 The Licensing Committee at it's meeting of 29th January 2002 passed the following resolution:

1. That under the provisions of schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982:
 - (a) all streets (which includes roads, footways, forecourts or other areas to which the public have access) within the Sheffield City boundary, shall be designated consent streets and;
 - (b) such street trading designation shall take effect as from the 1st April 2002; and
 - (c) all previous designations in relation to street trading will be rescinded as a result of the designation set out above.
2. The effect of this resolution is that from 1st April 2002, it will be an offence to engage in street trading in any street or any other place identified in the above resolution without being authorised to do so by consent from the City Council.

2.4 A Local Authority may attach conditions to a Street Trading Consent. The conditions may include conditions to prevent obstruction of the street and danger to persons using the street or nuisance or annoyance.

2.5 A Street Trading Consent may only be granted for a maximum period of twelve months.

2.6 There is no appeal procedure against the refusal or revocation of a consent. An applicant may, however apply for judicial review of the councils decision.

3.0 THE APPLICATION

3.1 The applicant is Mr Abdulkader and a copy of the application is attached at Appendix 'A'.

3.2 The application is to sell hot food, hot drinks and cold drinks, Monday to Friday, 11:30am to 3:30pm.

3.3 The applicant would like to trade on Owler Lane, please refer to Appendix 'B' for the details of the proposed site submitted by the applicant and site plan.

4.0 REASONS FOR REFERRAL

4.1 An objection to the application has been received from a number of premises, including Firvale School.

5.0 BACKGROUND

5.1 Mr Abdulkader submitted an application for a static street trading consent on 13th April 2012.

5.2 The application and plan was circulated, in the usual manner, to South Yorkshire Police, South Yorkshire Fire and Rescue, Planning and Highways on 23rd April 2012.

5.3 In addition, Licensing Officers sent notices to five local businesses (details of which are attached at Appendix 'C') and erected notices at the site of the proposal. Copies of the notices are attached at Appendix 'D'.

5.4 From the consultations carried out above, objections have been received and are attached to the report at Appendix 'E'.

5.5 The applicant and objectors have been invited to attend the Licensing Committee hearing. Copies of the invites are attached at Appendix 'F'.

5.6 A copy of the hearing procedure is attached at Appendix 'G'.

6.0 FINANCIAL IMPLICATIONS

6.1 There are no financial implications for the Council arising from this report.

7.0 RECOMMENDATIONS

7.1 That Members consider all the relevant information available and any representations that may be made.

8.0 OPTIONS OPEN TO THE COMMITTEE

- 8.1 To grant the Street Trading Consent.
- 8.2 To defer the matter for further consideration.
- 8.3 To refuse the grant of the Street Trading Consent.

Steve Lonnia
Head of Licensing
Block C Staniforth Road
Staniforth Road
Sheffield
S9 3HD

26th May 2012

APPENDIX 'A'

SHEFFIELD CITY COUNCIL

Application for the Grant of a Street Trading Consent

WARNING

Paragraph 10(3) of Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982 gives the following warning:-

"Any person who, in connection with an application ...for a street trading consent, makes a false statement which he knows to be false, in any material respect, or which he does not believe to be true, shall be guilty of an offence."

IMPORTANT: Please read notes attached to this form before completing it.
Please read the guidance booklets on street trading in Sheffield.
If you are applying as an Individual or a Partnership, please complete Part A.
If you are applying as a Limited Company please complete Part B.

PART A

1ST APPLICANT

(Mr/Mrs/Miss)

Surname... ABDULKADER.....

First Name... MOHAMMED.....

Home Address... [REDACTED].....

SHIREHALL ROAD.....

Town/City... SHEFFIELD.....

Post Code... S5 [REDACTED].....

Contact Number... [REDACTED].....

Date of Birth... [REDACTED] Age 30.....

2ND APPLICANT (if applicable)

(Mr/Mrs/Miss)

Surname.....

First Name.....

Home Address.....

.....

Town/City.....

Post Code.....

Contact Number.....

Date of Birth..... Age.....

(All Applicants must be over 17 years of age)

1st Applicant

Have you ever been convicted of any offence(s)?

YES/NO

2nd Applicant (if applicable)

Have you ever been convicted of any offence(s)?

YES/NO

This information is subject to the Rehabilitation of Offenders Act 1974
(Please also include details of any spent conviction/s)

If "Yes" please detail them below: (Please continue on a separate sheet if necessary).


1st Applicant

Date of Conviction	Offence	Penalty
.....
.....

2nd Applicant (if applicable)

Date of Conviction	Offence	Penalty
.....
.....

I declare that I have checked the information given in this application form and to the best of my knowledge it is correct. I understand that the Local Authority reserve the right to make further enquiries with South Yorkshire Police as a result of this application as they may consider desirable.

1st Applicant Signature  Date 13/04/2012

2nd Applicant Signature Date

PART B

Company Details (If applying as a Corporate body) (CAPMA style)

Name MAK ASSABWALLA TRADING LTD

Registered Address  Shirehall Road

Registered Number 

Description of Applicant Fast Food Provider

Contact Number 

Please provide details of all Directors (including full names, addresses and date of births and details of any convictions), a separate sheet may be used.

PART C

Trading Name (if applicable) ... Apna Style

Trading Address (if different from overleaf) ... Owler Lane
(Please see attached map.)

Post Code..... Telephone Number.....

Site to be occupied: (STATIC) ... Static

(Please attach a detailed plan of the exact location of the proposed site)

MOBILE traders, please indicate **CITY WIDE**:

(Please refer to appropriate guidance booklets for specific conditions attached to mobile consents)

NOTE: Applicants can apply for both a Mobile and Static Consent using the same vehicle.

Items to be sold (i.e. Hot Food, Canned Drinks, Hot Drinks, Confectionery, Cold Food, Ice Cream, Fruit & Veg, etc.)

..... Hot food, cold & hot drink

Please specify days of trade: ... Monday - Friday

Please specify hours of trade: ... 11:30 - 15:30

Details of Vehicle

Registration Number: ... SO510VA

Date of First Registration: ... 08/02/2002

Last M.O.T/Service: ... 26/Jan/2013

Size of Vehicle: ... Vauxhall Movano

(Please submit photographs and dimensions of vehicle/stall with this application)

6ft W - 8ft H - 16L


How do you propose to dispose of waste from your business?

If you would like any advice or guidance on this, please see www.netregs.gov.uk or contact Environmental Protection on 0114 2037411 for more information on Trade waste Disposal.

PART D

DECLARATION: I,

- declare that all the information I have given in this application is complete and correct;
- declare that I am over 17 years of age (in cases of individual Applicants)
- undertake to comply with the Sheffield City Council Street Trading Consent Conditions;
- undertake to pay Sheffield City Council the relevant consent fee (when determined) where previously agreed in quarterly instalments in advance whether demanded or not;
- understand that consents are not transferable; and
- understand that the Local Authority reserve the right to make further enquiries with South Yorkshire Police as a result of this application as they may consider desirable.
- understand that giving false information is an offence and may result in prosecution and / or a street trading consent being refused or revoked

Signed  Dated 13/12/2012
 (1st Applicant)

Capacity.....

Signed..... Dated.....
 (2nd Applicant if applicable)

Capacity.....

For Office Use Only:

DATE RECEIVED: 13/14/12 → full Approved 23/14/12 TIME RECEIVED:.....
 RECEIPT NUMBER: - FEE:.....
 OFFICER INITIALS: JG- ACCEPTED? YES / NO - Returned.....

NOTES

1. The completed form must be returned in an envelope marked CONFIDENTIAL to the address below.
2. If there is insufficient room on this form to fully answer the questions; or if you wish to make any further statement in support of your application, please do so on a separate sheet of paper and attach it to this form.
3. The Council is under no obligation whatsoever to grant a consent to any person; you will be notified of the result of this application, as soon as possible.
4. This form should be completed and returned to the;

**Licensing Services
Development Services
Place Portfolio
Town Hall
SHEFFIELD
S1 2HH**

Tel: 0114 273 4264 / 273 4880

Fax: 0114 273 5410

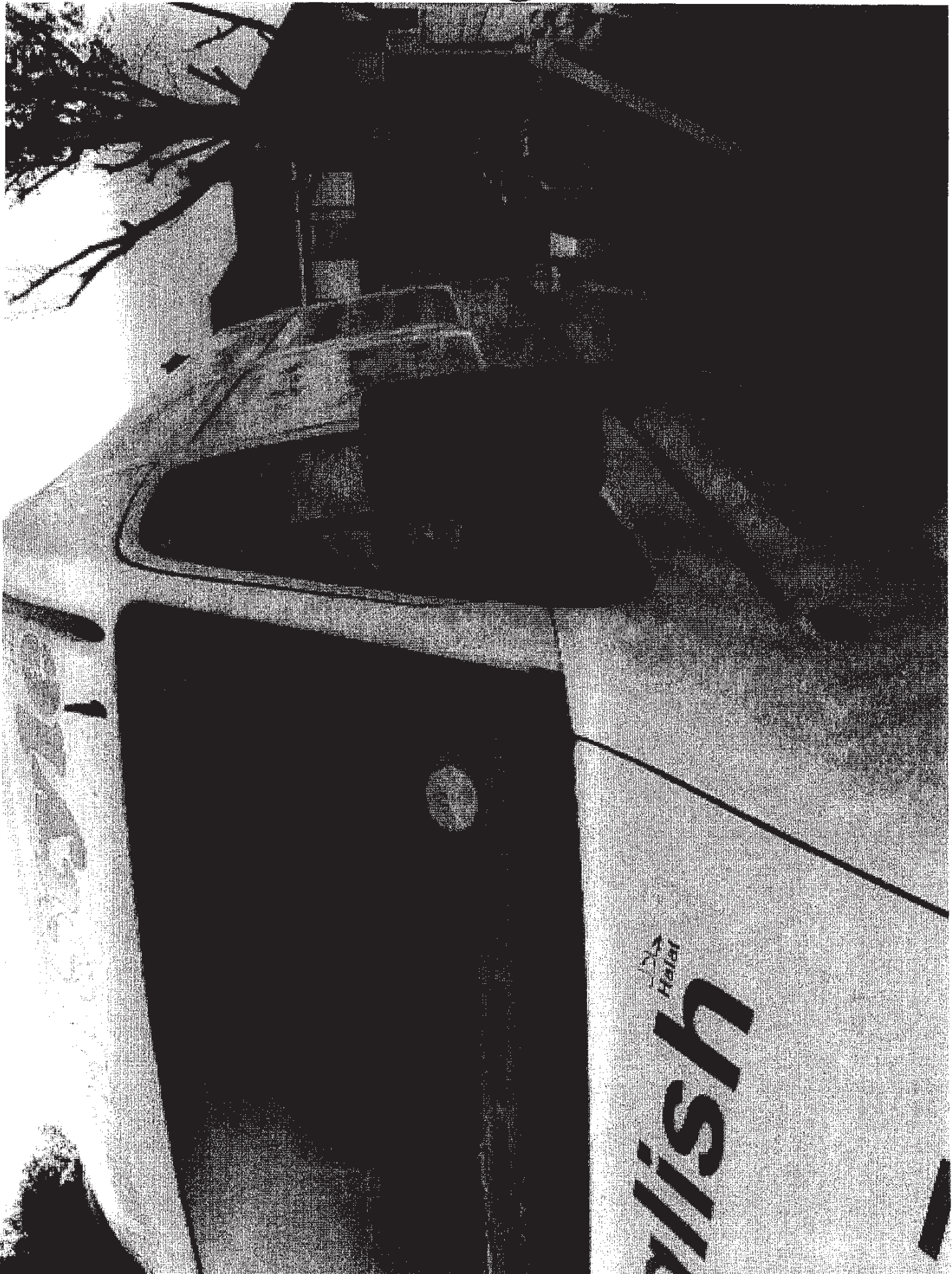
Email: general.licensing@sheffield.gov.uk

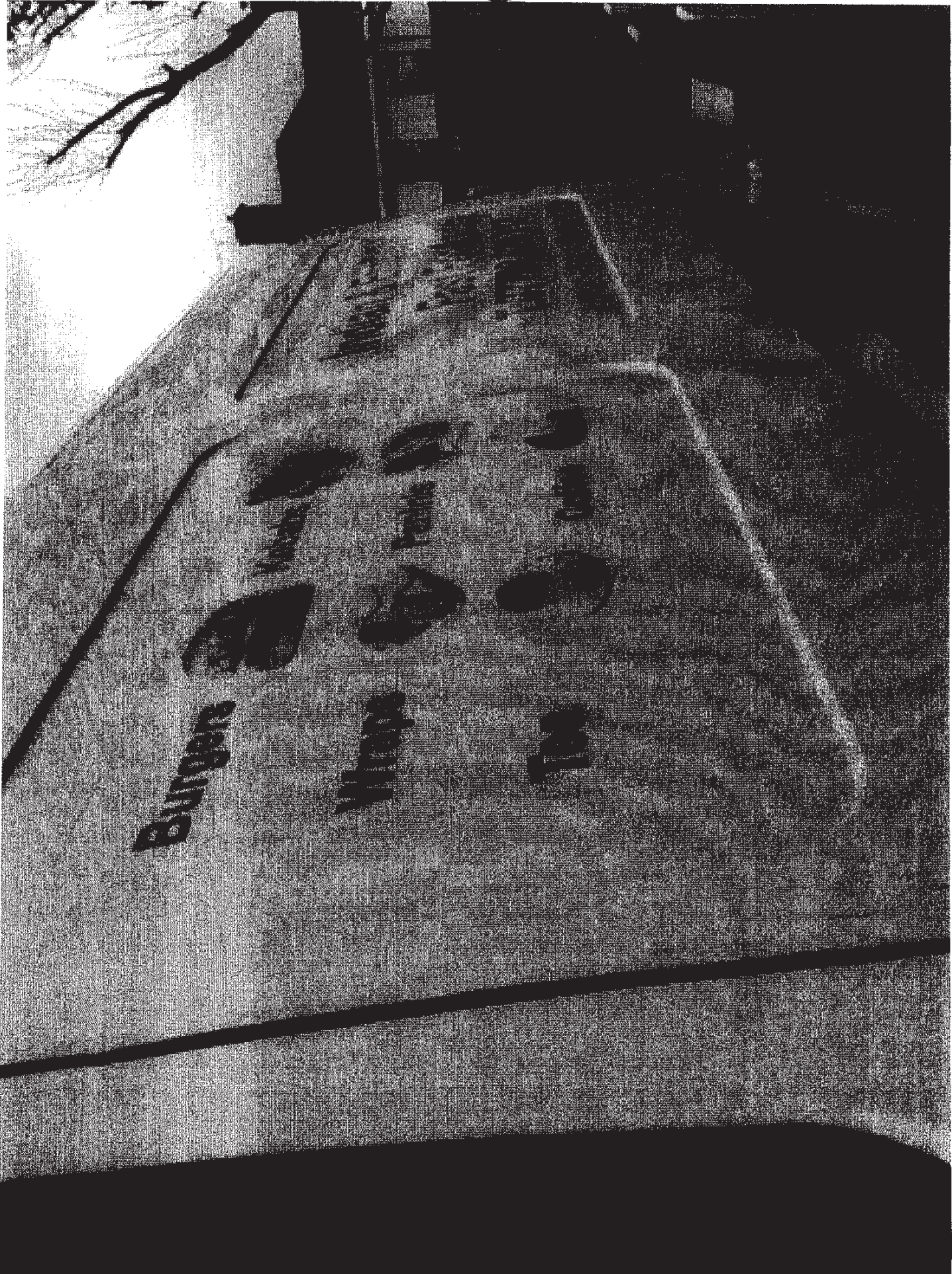
Or Visit our website: www.sheffield.gov.uk

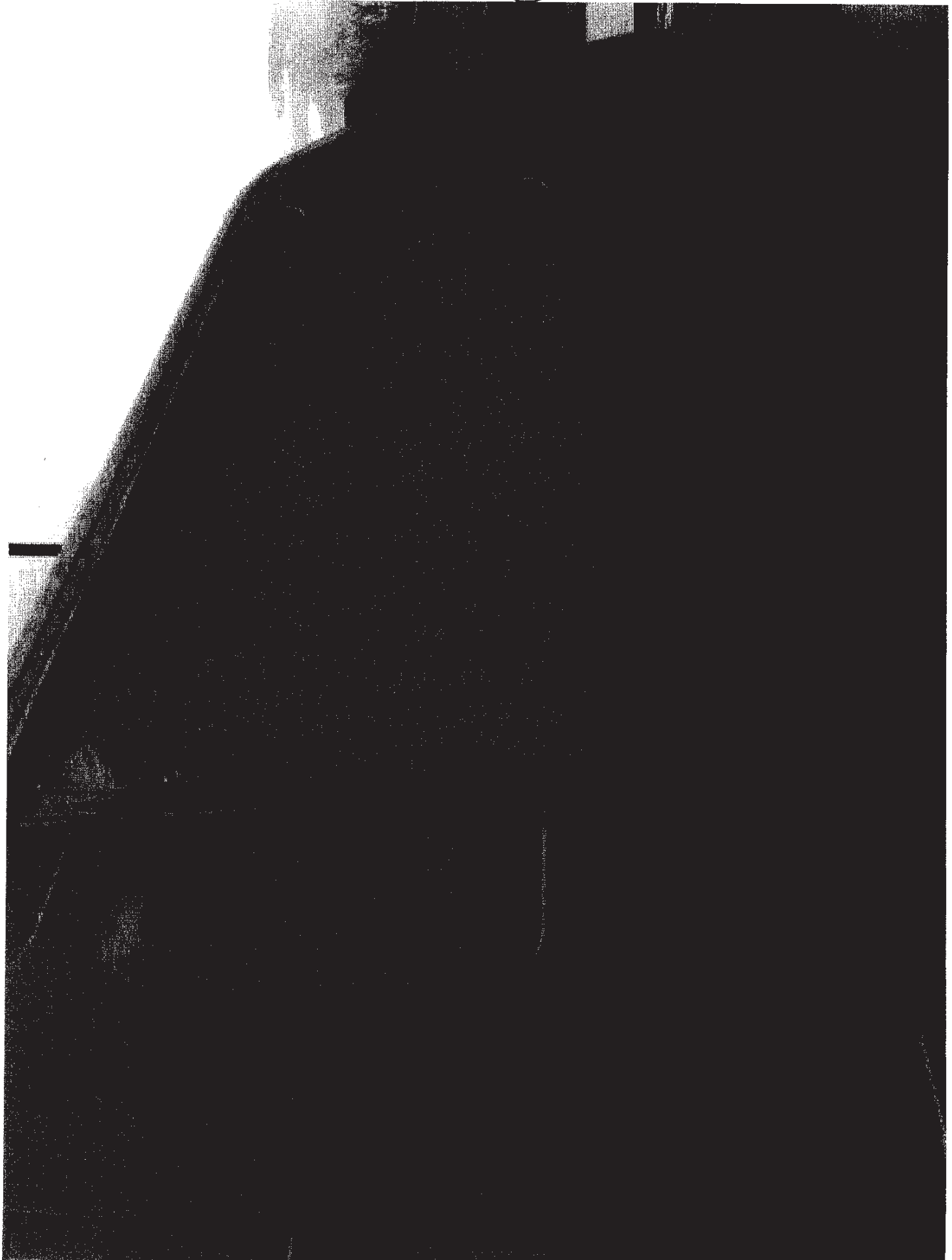
The Licensing General Section is open from: 9am to 5pm Monday to Friday

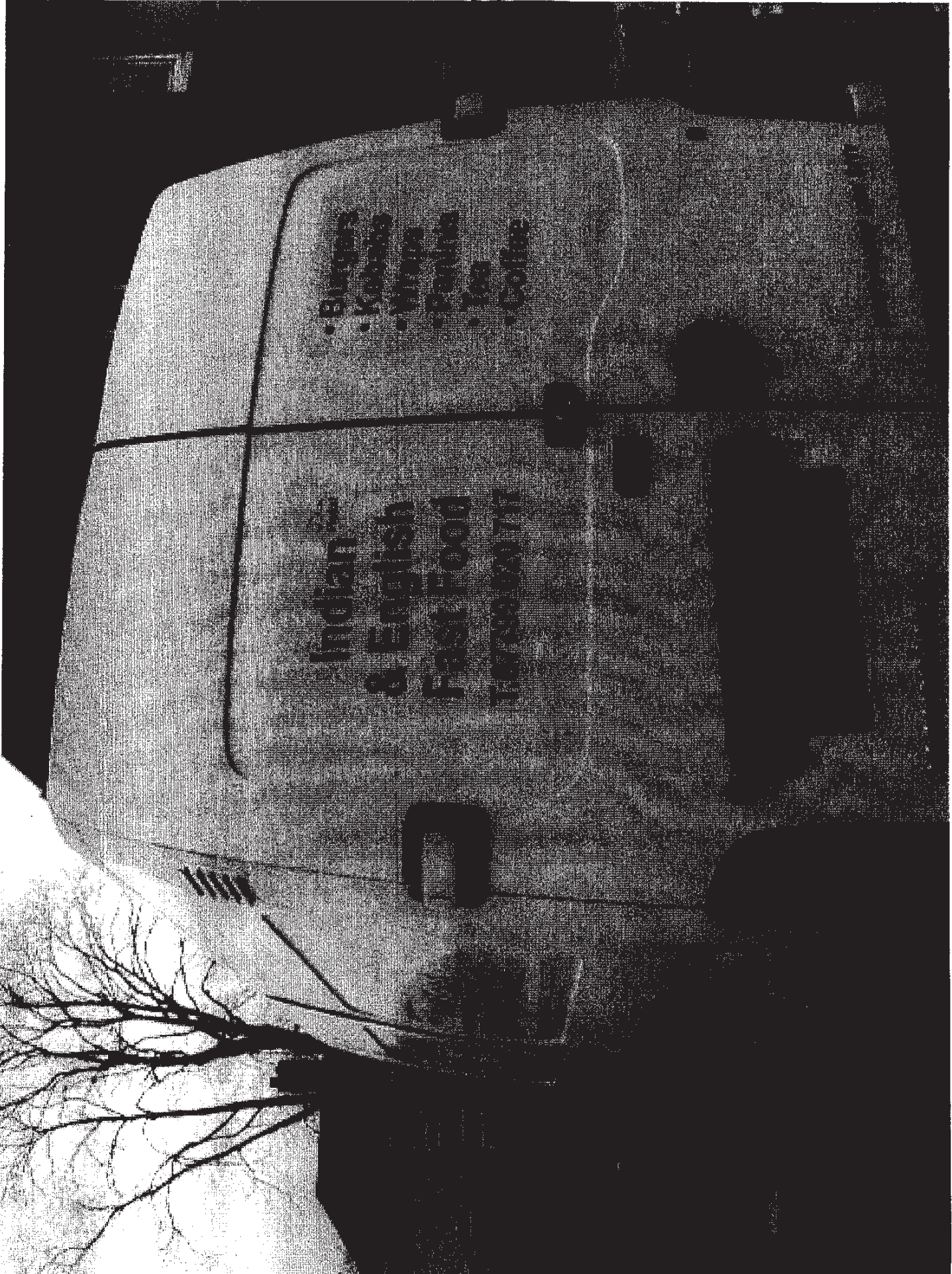
Indian & English
Fast Food

T:07799 020 717









FOOD HYGIENE RATING



Apna Style

Shirehall Road Sheffield S5 0JN

Date of hygiene rating
24 November 2011

Contact details
Sheffield City Council
Health Protection Service
2-10 Carbrook Hall Road
Sheffield
S9 2DB

Authorising signature

Tel: 0114 2735774

For more information about the Food Hygiene Rating Scheme visit food.gov.uk/ratings

The food hygiene rating shown above reflects the standards found on the date of inspection or visit by the local authority. Ratings are given on a scale from 0 (urgent improvement necessary) up to 5 (very good). The rating is not a guide to food quality.



APPENDIX 'B'

Local Government (Miscellaneous Provisions) Act 1982
STREET TRADING



Notice is hereby given that:

An application has been submitted to Sheffield City Council for a street trading consent by:

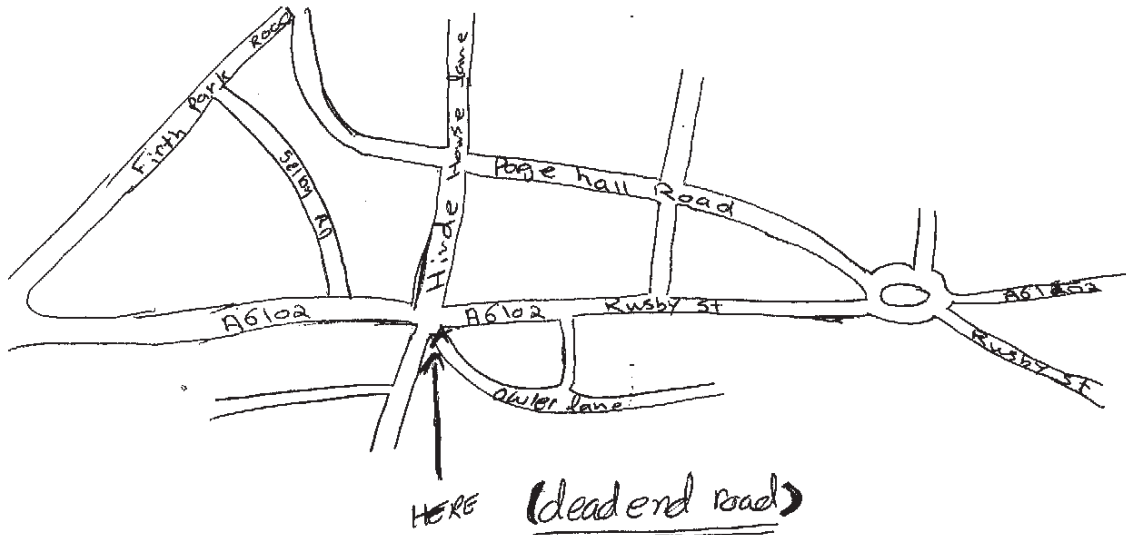
.....**MR MOHAMMED ABDULKADER**.....

To trade: (goods) **HOT & COLD FOOD AND DRINKS**.....

On: (days and times) **MONDAY TO FRIDAY , 11:30 UNTIL 15:30 HOURS**

The location of the vehicle: **OWLER LANE**.....

Type of vehicle: **WHITE VAUXHALL MOVANO**.....



Interested parties may make representations about this application, in writing, to: Licensing Services, Sheffield City Council, Block C Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD by **21st May 2012.**

For full details and to view a copy of the application please contact the Licensing Service on 0114 2037752. Page 35

APPENDIX 'C'

LOCAL BUSINESS CONSULTATION LOG SHEET

Date site visited: 23/4/12 Time: 12pm

Initials of Officers visiting: JG + MC

Location of public notices: Over lane, Hurdle Lane lane, Selby Rd, Rushby Street -

List details of businesses consulted in table below:

Name and Address of Business	Nature of Business		
	Sandwich Shop / Café / Takeaway (food business)	Off-licence selling sandwiches, confectionary etc.	Other, (please specify)
1. Fir Vale School, Overlane			Secondary School
2. Direct Accidents claim, Rushby St			Accident company
3. Page Hall Medical Centre, Overlane			Doctors
4. No 1 Bakery, Overlane	Sandwich shop Bakery		But
5. Global Letting, Overlane			letting Agent
6.			
7.			
8.			
9.			
10.			
11.			
12.			

APPENDIX 'D'



Local Government (Miscellaneous Provisions) Act 1982
Street Trading – Owler Lane.

An application has been submitted to Sheffield City Council for a street trading consent by:
Mr Mohammed Abdulkader **To trade: Hot & Cold food and drinks**

On: Monday to Friday, 11:30 until 15:30 hours

As a local business that could potentially be affected by the siting of this vendor, we would like to consult with you to gain your opinion.

Please refer to the attached information - you will note the proposed location of the consent and details of the proposed vehicle.

I would be grateful if you would take a couple of minutes to write any comments below. I enclose a pre paid envelope for your reply.

If it is more convenient for you, you are welcome to submit your comments by email to general.licensing@sheffield.gov.uk. Please ensure all your details and all the traders details are included in your message.

Any comments you have regarding this application must be received by the Licensing Service by 21st May 2012.

If you have any queries, please contact The Licensing Service on 0114 203 7752.

Company name and Address:

Form completed by (please print):

- a) I have no comments to make about this application []
- b) I have the following comments to make about this application (please detail below)

Comments:

.....

.....

.....

.....

Signed: **Date:**

Position in company:

Steve Lonnia
Head of Licensing

Local Government (Miscellaneous Provisions) Act 1982
STREET TRADING



Notice is hereby given that:

An application has been submitted to Sheffield City Council for a street trading consent by:

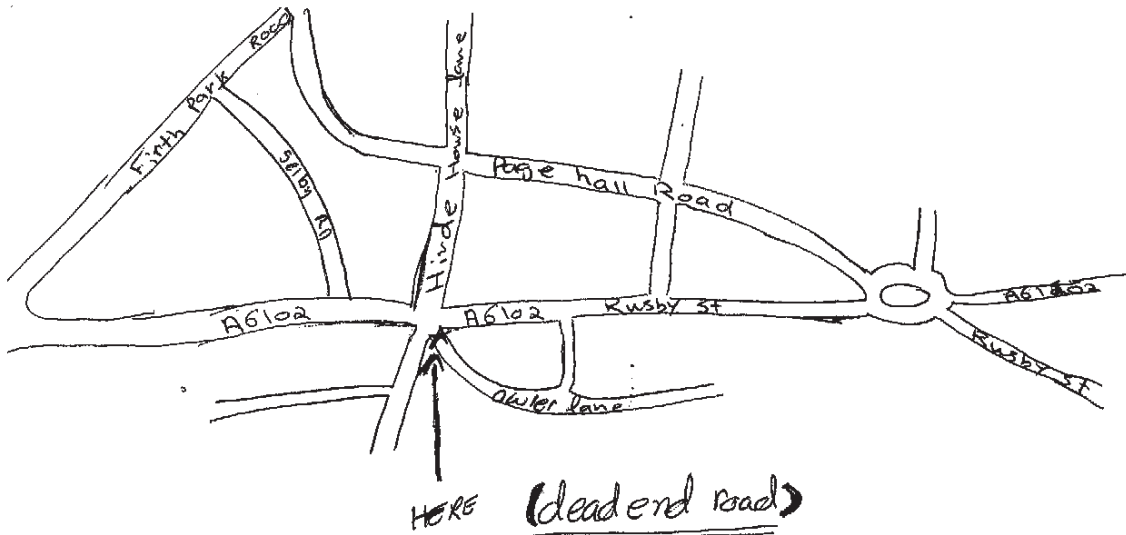
.....**MR MOHAMMED ABDULKADER**.....

To trade: (goods) **HOT & COLD FOOD AND DRINKS**.....

On: (days and times) **MONDAY TO FRIDAY , 11:30 UNTIL 15:30 HOURS**

The location of the vehicle: **OWLER LANE**.....

Type of vehicle: **WHITE VAUXHALL MOVANO**.....



Interested parties may make representations about this application, in writing, to: Licensing Services, Sheffield City Council, Block C Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD by **21st May 2012.**

For full details and to view a copy of the application please contact the Licensing Service on 0114 2037752. **Page 40**

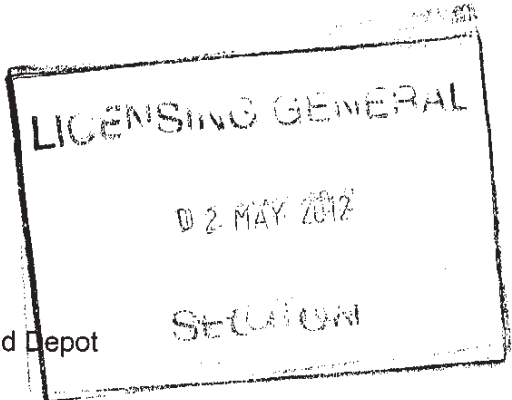
APPENDIX 'E'



Our Ref: BMa/AMe

30th April 2012

Licensing Services
Sheffield City Council
Block C Staniforth Road Depot
Staniforth Road
Sheffield
S9 3HD



A Specialist in Business & Enterprise
Making dreams a reality

Owler Lane, Sheffield S4 8GB
Tel: (0114) 243 9391
Fax: (0114) 261 1640
Email: enquiries@firvale.com
Website: www.firvale.com
Headteacher: Breffni Martin

Dear Sirs

Street Trading Application – Mr Mohammed Abdulkader, Owler Lane, Sheffield

The Chair of Governors and myself would like to register our concern about this application for a street trading food van by Mr Mohammed Abdulkader.

Looking at the map provided, the proposed van would be within clear sight of the school gates and on the main route home for a large number of our students. In September this year, we moved to a stay on site and lockdown situation at the school following numerous issues in the community concerning litter etc. This has been very successful and ensures the safety of the students and has the support of the community and parents.

Another aspect to this is the type of food that would be sold within clear sight of the students at lunchtime. We have worked very hard to achieve our Healthy Schools Award and we continue to work with our on-site providers, Mellors, to provide a balanced and nutritious diet. This street trader would cause problems for us as students tried to get off site at lunchtime and produce immense amounts of litter.

In addition to that, we have worked hard to increase our 'out of school hours provision' and now have an impressive 72 clubs running over the week. School finishes at 2.55pm and most clubs begin at 3.10pm. This van could become a major distraction for students who would otherwise attend these activities.

So, to sum up, we definitely object to this application on the grounds of health and safety, community image and cleanliness and believe it would to the detriment of our 'outstanding' school community.

Yours sincerely

Headteacher

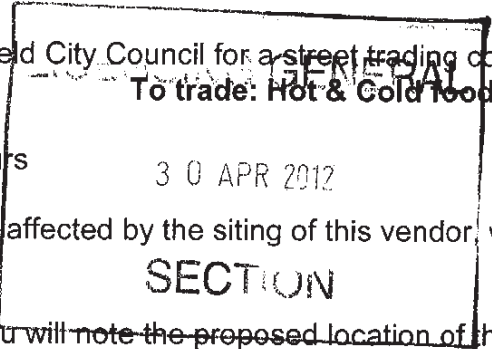


SHEFFIELD CITY COUNCIL



Local Government (Miscellaneous Provisions) Act 1982
Street Trading – Owler Lane.

An application has been submitted to Sheffield City Council for a street trading consent by:
Mr Mohammed Abdulkader



To trade: Hot & Cold food and drinks

On: Monday to Friday, 11:30 until 15:30 hours

30 APR 2012

As a local business that could potentially be affected by the siting of this vendor, we would like to consult with you to gain your opinion.

SECTION

Please refer to the attached information - you will note the proposed location of the consent and details of the proposed vehicle.

I would be grateful if you would take a couple of minutes to write any comments below. I enclose a pre paid envelope for your reply.

If it is more convenient for you, you are welcome to submit your comments by email to general.licensing@sheffield.gov.uk. Please ensure all your details and all the traders details are included in your message.

Any comments you have regarding this application must be received by the Licensing Service by 21st May 2012.

If you have any queries, please contact The Licensing Service on 0114 203 7752.

Company name and Address:

*Owler Lane
S1 8GA*

Form completed by (please print):

a) I have no comments to make about this application []

b) I have the following comments to make about this application (please detail below)

Comments: *We feel as business that this Food vendor will attract more school children around our business, which is causing a lot of problems as they hang around our premises (50-100) children. This will cause more rubbish and nuisance.*

Signed: *[Signature]*

Date: *25/4/12*

Position in company: *M.D*

Steve Lonnia
Head of Licensing

SHEFFIELD CITY COUNCIL



Local Government (Miscellaneous Provisions) Act 1982
Street Trading – Owler Lane.

An application has been submitted to Sheffield City Council for a street trading consent by:
Mr Mohammed Abdulkader **To trade: Hot & Cold food and drinks**

On: Monday to Friday, 11:30 until 15:30 hours

As a local business that could potentially be affected by the siting of this vendor, we would like to consult with you to gain your opinion.

Please refer to the attached information - you will note the proposed location of the consent and details of the proposed vehicle.

I would be grateful if you would take a couple of minutes to write any comments below. I enclose a pre paid envelope for your reply.

If it is more convenient for you, you are welcome to submit your comments by email to general.licensing@sheffield.gov.uk. Please ensure all your details and all the traders details are included in your message.

Any comments you have regarding this application must be received by the Licensing Service by 21st May 2012.

If you have any queries, please contact The Licensing Service on 0114 203 7752.

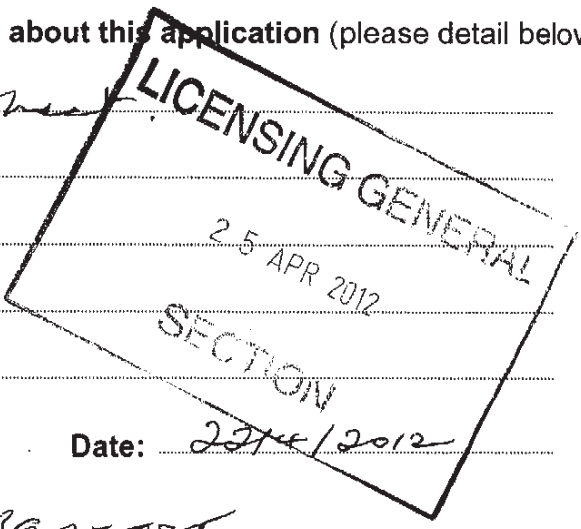
Company name and Address: PAGE HALL MEDICAL CENTRE, 101 OWLER LANE

Form completed by (please print): [REDACTED] [REDACTED], PRACTICE MANAGER

a) I have no comments to make about this application

b) I have the following comments to make about this application (please detail below)

Comments: See attached sheet



Signed: [Signature]

Date: 22/4/2012

Position in company: Practice Manager

Steve Lonnia
Head of Licensing

Concerns re application to site refreshments van on Owler Lane:

1. The proposed site is very close to our staff car park gate. We are concerned that this exit, which is used by doctors when going on urgent and routine home visits, could be blocked by customers in cars.
2. There is very limited parking in the area and spaces for use by our patients are already at a premium. We are concerned that customers in cars would exacerbate the problem.
3. There is already a significant issue with litter in the area from the many existing take-away food establishments. We have to employ someone to keep our practice site clear of litter and we also contract with a company to suppress the rat population. We are concerned that another food outlet would make these problems worse.


Practice Manager
Page Hall Medical Centre

SHEFFIELD CITY COUNCIL



Local Government (Miscellaneous Provisions) Act 1982
Street Trading – Owler Lane.

An application has been submitted to Sheffield City Council for a street trading consent by:
Mr Mohammed Abdulkader **To trade: Hot & Cold food and drinks**

On: Monday to Friday, 11:30 until 15:30 hours

As a local business that could potentially be affected by the siting of this vendor, we would like to consult with you to gain your opinion.

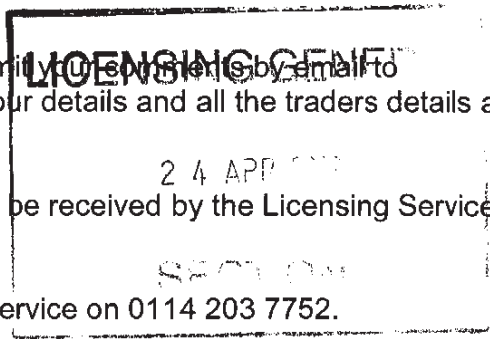
Please refer to the attached information - you will note the proposed location of the consent and details of the proposed vehicle.

I would be grateful if you would take a couple of minutes to write any comments below. I enclose a pre paid envelope for your reply.

If it is more convenient for you, you are welcome to submit your comments by email to general.licensing@sheffield.gov.uk. Please ensure all your details and all the traders details are included in your message.

Any comments you have regarding this application must be received by the Licensing Service by 21st May 2012.

If you have any queries, please contact The Licensing Service on 0114 203 7752.



Company name and Address: [REDACTED] + [REDACTED] [REDACTED]

Form completed by (please print): [REDACTED] 1111 DE HOUSE LANE S4 8GX

- a) I have no comments to make about this application
- b) I have the following comments to make about this application (please detail below)

Comments: We strongly object to the proposal of a food van being placed across from our premises. We feel this would affect our trade. We also feel it would create rubbish & vermin and be an eyesore in this residential area. We work hard to keep our area clean.

Signed: [REDACTED] Date: 23.4.12

Position in company: DIRECTOR

Steve Lonnia
Head of Licensing

Owners and Residents of [redacted] and [redacted]
Owlter Lane
Sheffield
S4 8GB

Licensing Services
Sheffield City Council
Block C Staniform Road Depot
Staniform Road
Sheffield S9 3HD

RECEIVED
LICENSING SERVICES
03 MAY 2012
Date 29 April 2012

Re: Street Trading by Mr Mohammed Abdulkader
To trade: Hot & cold food and Drinks
on: Monday to Friday 11.30 until 15.30 Hours
at: Owlter Lane

We as residents living on this stretch of Owlter Lane are writing to OBJECT against the above application for the reasons listed below:

- 1.) Too much litter from the ~~above~~ school children that are already going out to get food and drinks and eating on the roads. It all ends up in our gardens and the streets.
- 2.) There's already plenty of local business trading in this area & selling the same food and drinks.
- 3.) This stretch of road (Owlter Lane) is very busy ~~and~~ during the times above due to school children to and from Firvale School patients and people using Page Hall Medical Centre and Firvale pharmacy and local residents parking their cars on here. We don't need to attract more vehicles here as it's already difficult for us to get to and from our properties.

Yours faithfully

[redacted signature]

③

APPENDIX 'F'

SHEFFIELD CITY COUNCIL

LOCAL GOVERNMENT MISCELLANEOUS PROVISIONS ACT 1982
Street Trading – Owler Lane

IMPORTANT: NOTIFICATION OF A COMMITTEE HEARING

To: Mr M Abdulkader
[Redacted]
Sheffield
[Redacted]

LEGISLATION: Local Government (Miscellaneous Provisions) Act 1982

LICENCE TYPE: Street Trading Consent

I refer to the above and your application for the grant of a street trading consent.

This matter has been referred to the Licensing Committee of Sheffield City Council for determination. Full details will be provided in the report to the Committee which will be sent to you in due course. The Licensing Committee has the authority to decide what action to take in relation to each application.

The committee has indicated that it expects applicants to attend the meeting.

The meeting will take place on **Tuesday, 19th June, 2012** in a Committee Room of the Town Hall, Sheffield (Pinstone Street entrance) and you are invited to attend at **10:40 am**.

PLEASE NOTE:

I would be grateful if you could confirm that you will be attending the meeting by telephoning the Licensing Office on 0114 2037752.



Date: 24th May 2012

.....
Steve Lonnia
Chief Licensing Officer
Head of Licensing

IMPORTANT: A DECISION IS LIKELY TO BE MADE ON THIS ISSUE WHETHER YOU MAKE REPRESENTATION OR NOT.

Licensing Service, Business Strategy and Regulation, Block C Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD
Telephone 0114 2037752

The Licensing Service is open from 9.00am to 5.00pm, Monday to Friday

SHEFFIELD CITY COUNCIL

LOCAL GOVERNMENT MISCELLANEOUS PROVISIONS ACT 1982 Street Trading – Owler Lane

IMPORTANT: NOTIFICATION OF A COMMITTEE HEARING

To: The Objector

LEGISLATION: Local Government (Miscellaneous Provisions) Act 1982

LICENCE TYPE: Street Trading Consent

I refer to the above and an application for the grant of a street trading consent to which you have made an objection to.

This matter has been referred to the Licensing Committee of Sheffield City Council for determination. Full details will be provided in the report to the Committee which will be sent to you in due course. The Licensing Committee has the authority to decide what action to take in relation to each application.

The committee has indicated that it expects applicants and interested parties to attend the meeting.

The meeting will take place on **Tuesday, 19th June, 2012** in a Committee Room of the Town Hall, Sheffield (Pinstone Street entrance) and you are invited to attend at **10:40 am**.

PLEASE NOTE:

I would be grateful if you could confirm that you will be attending the meeting by telephoning the Licensing Office on 0114 2037752.



Date: 24th May 2012

.....
Steve Lonnia
Chief Licensing Officer
Head of Licensing

IMPORTANT: A DECISION IS LIKELY TO BE MADE ON THIS ISSUE WHETHER YOU MAKE REPRESENTATION OR NOT.

Licensing Service, Business Strategy and Regulation, Block C Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD
Telephone 0114 2037752

The Licensing Service is open from 9.00am to 5.00pm, Monday to Friday

APPENDIX 'G'

STREET TRADING CONSENT APPLICATION

SUB-COMMITTEE HEARING PROCEDURE

This procedure has been drawn up to assist those parties attending Street Trading Consent Committee hearings.

1. The Chair of the Licensing Committee will introduce the Committee and ask officers to introduce themselves.
2. The Chair will ask the applicants and interested parties to formally introduce themselves.
3. The Solicitor to the Committee will outline the procedure to be followed at the hearing.

4. Hearing Procedure:-

- (a) The Licensing Officer will introduce the report.
- (b) Questions concerning the report can be asked both by Members and the applicant.
- (c) The applicant/consent holder (or his/her nominated representative) will then be asked to:-
 - (i) detail the application;
 - (ii) provide clarification on the application and respond to the representations made.
- (d) The Chair of the Licensing Committee will invite Members of the Sub-Committee and all other parties present to put any relevant questions to the applicant and/or his/her representative.
- (e) Consultees / interested parties will be invited to present their representations or elect a spokesperson (which may be a Councillor) to speak on their behalf. New representations must not be raised.
- (f) The Chair of the Licensing Committee will invite Members of the Sub-Committee and all other parties present to put any relevant questions to the consultees / interested parties.
- (g) The consultees / interested parties will be invited to sum up. A maximum of 5 minutes will be allowed.
- (h) The applicant will be invited to sum up. A maximum of 5 minutes will be allowed.
- (i) The Licensing Officer will then detail the options.
- (j) There will then be a private session for Members to take legal advice and consider the application.
- (k) Once a decision has been reached, all parties will be invited to return. The Sub-Committee's decision and reasons will be announced by the Chair.
- (l) The Sub-Committee's decision will be confirmed in writing to the applicant and those parties who made representations.

- NB:
- 1) At any time in the Licensing Process Members of the Committee may request legal advice from the Solicitor to the Committee. This advice may be given in open session or in private.
 - 2) The Committee Hearing will be held in public unless and in accordance with the Regulations the Committee determine that the public should be excluded.

There is no right of appeal against the Council's decision to refuse to grant or revoke a Street Trading Consent.



SHEFFIELD CITY COUNCIL Licensing Committee Report

6

Report of: Chief Licensing Officer, Head of Licensing

Date: 19th June 2012 at 11.10am

Subject: Local Government (Miscellaneous Provisions) Act 1982
- Street Trading

Author of Report: Kathy Stockdale - 2037752

Summary: To consider two applications for a Street Trading
Consent

Recommendations: That Member note the content of the report and any
further information supplied.

Background Papers: Attached to this report

Category of Report: OPEN


Google

To see all the details that are visible on the screen, use the Print link next to the map.



Endcliffe Park - Sheffield

Public · 2,128 views
Created on Dec 2, 2008 · By Go · Updated Dec 2, 2008

 Sheffield
Endcliffe Park

The UK's Premier Attractions Site

ukseries info join search



with rooms from £29 at 600 locations nationwide

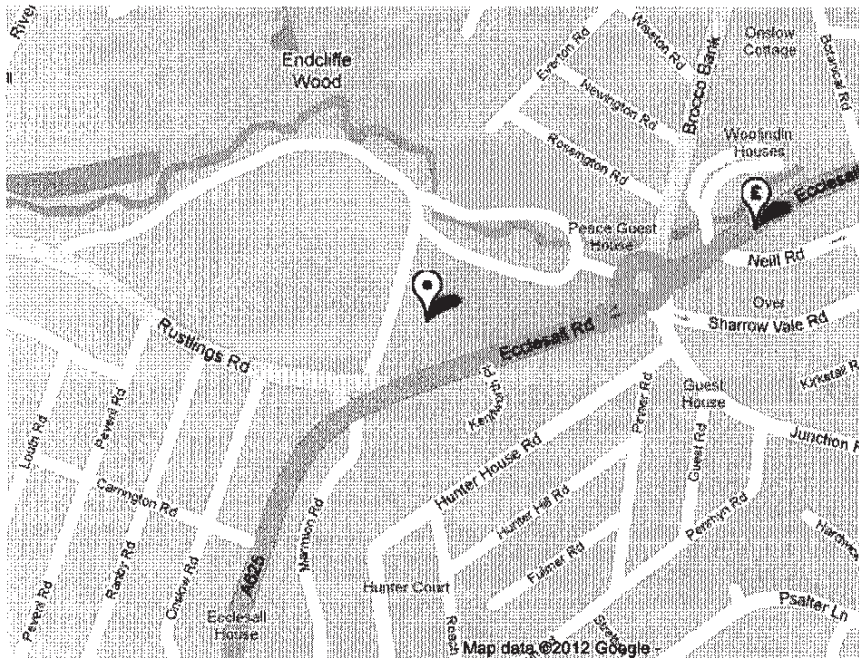
Main Details -> More Info -> Map of the Area

Map of Endcliffe Park

Rustlings Road, Sheffield S11 8TA - England, UK

Share

<< [Click here for full details about Endcliffe Park](#)



53.3671 : -1.5051

<< [Click here for full details about Endcliffe Park](#)

**REPORT OF THE CHIEF LICENSING OFFICER
HEAD OF LICENSING, TO THE LICENSING COMMITTEE**

47/12

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

STREET TRADING

CONSENT SITE – Endcliffe Park

1.0 PURPOSE OF REPORT

1.1 To consider two applications for a street trading consent to trade in Endcliffe Park.

2.0 INTRODUCTION

2.1 The Council have power under the provision of the 1982 Act to regulate Street Trading in the City.

2.2 A Street Trading Consent is required to trade on any Street (which includes roads, footways, forecourts, or other areas to which the public have access) within the Sheffield City Boundary.

2.3 The Licensing Board at it's meeting of 29th January 2002 passed the following resolution:

1. That under the provisions of schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982:
 - (a) all streets (which includes roads, footways, forecourts or other areas to which the public have access) within the Sheffield City boundary, shall be designated consent streets and;
 - (b) such street trading designation shall take effect as from the 1st April 2002; and
 - (c) all previous designations in relation to street trading will be rescinded as a result of the designation set out above.
2. The effect of this resolution is that from 1st April 2002, it will be an offence to engage in street trading in any street or any other place identified in the above resolution without being authorised to do so by consent from the City Council.

2.4 A Local Authority may attach conditions to a Street Trading Consent. The conditions may include conditions to prevent obstruction of the street and danger to persons using the street or nuisance or annoyance.

2.5 A Street Trading Consent may only be granted for a maximum period of twelve months.

2.6 There is no appeal procedure against the refusal or revocation of a consent. An applicant may, however apply for judicial review of the councils decision.

3.0 BACKGROUND

3.1 Kier has advertised that the Council is looking to offer park concessions for the 2012 – 2017 Spring / Summer seasons at various locations.

3.2 The applications are in response to the advertisement in respect of a site at Endcliffe Park for ice cream concessions (Appendix 'A').

3.3 The closing date for applications was 13th April, 2012.

3.4 Two applications have been received for the one site marked on the attached plan (Appendix 'B').

3.5 In order to trade, the applicants would require a Street Trading Consent.

3.6 It is illegal to allocate consents on a tendering process, therefore, each application should be dealt with on its own individual merits.

3.7 Members should consider which application they feel is the most suitable for the site, using the information provided by way of application, interview, etc; alongside the Council's Street Trading Policy.

4.0 THE APPLICATION

4.1 The applications have been submitted in response to the advertisement by Kier.

4.2 The applications have been circulated to Members..

4.3 The applicants have been invited to attend the hearing.

4.4 Each applicant has been allocated 15 minutes each to present their case to Members and an additional 5 minutes to allow Members to ask questions.

4.5 A copy of the hearing procedure is attached at Appendix 'C'.

5.0 REASONS FOR REFERRAL

4.1 The applications have been referred to the Committee as more than one application has been received for one site.

4.2 That there is already a granted street trading consent for ice-cream outside the park.

5.0 FINANCIAL IMPLICATIONS

5.1 There are no financial implications for the Council arising from this report.

6.0 RECOMMENDATIONS

6.1 That Members consider the applications submitted.

7.0 OPTIONS OPEN TO THE COMMITTEE

7.1 To grant one of the applications a Street Trading Consent.

7.2 To defer the matter for further consideration.

7.3 To refuse one or both of the street trading applications.

Steve Lonnia
Chief Licensing Officer
Head of Licensing
Business Strategy and Regulation
Place Portfolio
Block C Staniforth Road Depot
Staniforth Road
Sheffield S9 3HD

1st June, 2012

APPENDIX 'A'

Kier Asset Partnership Services



Working with
Sheffield City Council

TRADING CONCESSIONS

Various Sheffield City Park Locations

Sheffield City Council is looking to offer park concessions for the 2012 -2017 Spring/Summer seasons at the following locations, subject to informal tender;

Ice Cream Concessions

- Crookes Valley Park
- Meersbrook Park
- Stannington Park
- Rivelin Valley
- Endcliffe Park

Mobile Catering Concessions

- Wire Mill
- Rivelin Valley
- Ecclesfield Park
- Meersbrook Park
- Bingham Park/Whitely Woods

Further opportunities available for;

- Flower Stall at Hutcliffe Wood Gardens of Remembrance.
- Exciting cafe business located within Tinsley Green Park.

Further information and tender packs are available upon request - **closing date 13th April 2012.**

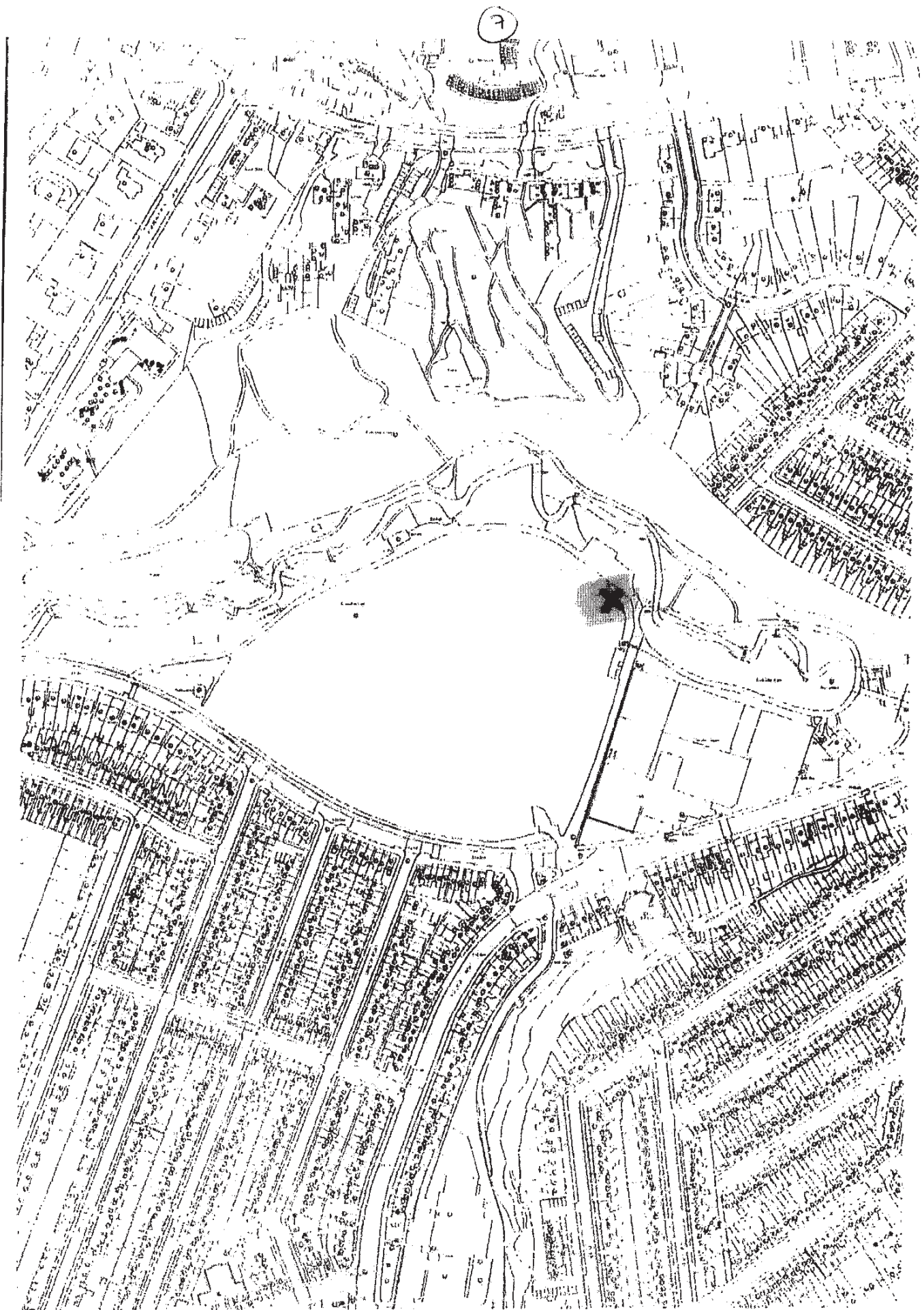
All trading concessions will require Street Trading Licences (to be obtained by the successful licensees).

Expressions of interest are also invited for a catering/retail concession at Woodland Discovery Centre, Abbey Lane, Ecclesall Woods. We are also seeking new and innovative concessions within park locations across the City. Food and entertainment concessions have recently proved popular though all proposals will be considered. **Written details of your proposals are initially required by 13th April 2012.**

For further details please contact:

0114 205 3444 sheffieldp&fmsupport@kier.co.uk

APPENDIX 'B'



Proposed location
for concession

Endcliffe Park
Page 62



APPENDIX 'C'

(9)

STREET TRADING CONSENT APPLICATION

SUB-COMMITTEE HEARING PROCEDURE

This procedure has been drawn up to assist those parties attending Street Trading Consent Committee hearings.

1. The Chair of the Licensing Committee will introduce the Committee and ask officers to introduce themselves.
2. The Chair will ask the applicants and interested parties to formally introduce themselves.
3. The Solicitor to the Committee will outline the procedure to be followed at the hearing.
4. Hearing Procedure:-
 - (a) The Licensing Officer will introduce the report.
 - (b) Questions concerning the report can be asked both by Members and the applicant.
 - (c) The applicant/consent holder (or his/her nominated representative) will then be asked to:-
 - (i) detail the application;
 - (ii) provide clarification on the application and respond to the representations made.
 - (d) The Chair of the Licensing Committee will invite Members of the Sub-Committee and all other parties present to put any relevant questions to the applicant and/or his/her representative.
 - (e) Consultees / interested parties will be invited to present their representations or elect a spokesperson (which may be a Councillor) to speak on their behalf. New representations must not be raised.
 - (f) The Chair of the Licensing Committee will invite Members of the Sub-Committee and all other parties present to put any relevant questions to the consultees / interested parties.
 - (g) The consultees / interested parties will be invited to sum up. A maximum of 5 minutes will be allowed.
 - (h) The applicant will be invited to sum up. A maximum of 5 minutes will be allowed.
 - (i) The Licensing Officer will then detail the options.
 - (j) There will then be a private session for Members to take legal advice and consider the application.
 - (k) Once a decision has been reached, all parties will be invited to return. The Sub-Committee's decision and reasons will be announced by the Chair.
 - (l) The Sub-Committee's decision will be confirmed in writing to the applicant and those parties who made representations.

- NB:
- 1) At any time in the Licensing Process Members of the Committee may request legal advice from the Solicitor to the Committee. This advice may be given in open session or in private.
 - 2) The Committee Hearing will be held in public unless and in accordance with the Regulations the Committee determine that the public should be excluded.

There is no right of appeal against the Council's decision to refuse to grant or revoke a Street Trading Consent.