

# **Licensing Sub-Committee**

**Tuesday 14 July 2015 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 David Barker (Chair), Josie Paszek and Denise Reaney**

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## **PUBLIC ACCESS TO THE MEETING**

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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.

Recording is allowed at Licensing Committee meetings under the direction of the Chair of the meeting. Please see the website or contact Democratic Services for details of the Council's protocol on audio/visual recording and photography at council meetings.

A copy of the agenda and reports is available on the Council's website at [www.sheffield.gov.uk](http://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.

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](mailto:harry.clarke@sheffield.gov.uk).

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## **FACILITIES**

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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.

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**LICENSING SUB-COMMITTEE AGENDA  
14 JULY 2015**

**Order of Business**

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- 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
- 4. Declarations of Interest**  
Members to declare any interests they have in the business to be considered at the meeting
- 5. Local Government (Miscellaneous Provisions) Act 1982 - Street Trading - Mobile Street Trading Consent Within The City Centre**  
Report of the Chief Licensing Officer
- 6. Local Government (Miscellaneous Provisions) Act 1982 - Street Trading Consent - The Abbey Car Park, 944 Chesterfield Road, Sheffield**  
Report of the Chief Licensing Officer

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## ADVICE TO MEMBERS ON DECLARING INTERESTS AT MEETINGS

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If you are present at a meeting of the Council, of its executive or any committee of the executive, or of any committee, sub-committee, joint committee, or joint sub-committee of the authority, and you have a **Disclosable Pecuniary Interest (DPI)** relating to any business that will be considered at the meeting, you must not:

- participate in any discussion of the business at the meeting, or if you become aware of your Disclosable Pecuniary Interest during the meeting, participate further in any discussion of the business, or
- participate in any vote or further vote taken on the matter at the meeting.

These prohibitions apply to any form of participation, including speaking as a member of the public.

You **must**:

- leave the room (in accordance with the Members' Code of Conduct)
- make a verbal declaration of the existence and nature of any DPI at any meeting at which you are present at which an item of business which affects or relates to the subject matter of that interest is under consideration, at or before the consideration of the item of business or as soon as the interest becomes apparent.
- declare it to the meeting and notify the Council's Monitoring Officer within 28 days, if the DPI is not already registered.

If you have any of the following pecuniary interests, they are your **disclosable pecuniary interests** under the new national rules. You have a pecuniary interest if you, or your spouse or civil partner, have a pecuniary interest.

- Any employment, office, trade, profession or vocation carried on for profit or gain, which you, or your spouse or civil partner undertakes.
- Any payment or provision of any other financial benefit (other than from your council or authority) made or provided within the relevant period\* in respect of any expenses incurred by you in carrying out duties as a member, or towards your election expenses. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.

\*The relevant period is the 12 months ending on the day when you tell the Monitoring Officer about your disclosable pecuniary interests.

- Any contract which is made between you, or your spouse or your civil partner (or a body in which you, or your spouse or your civil partner, has a beneficial interest) and your council or authority –
  - under which goods or services are to be provided or works are to be executed; and
  - which has not been fully discharged.

- Any beneficial interest in land which you, or your spouse or your civil partner, have and which is within the area of your council or authority.
- Any licence (alone or jointly with others) which you, or your spouse or your civil partner, holds to occupy land in the area of your council or authority for a month or longer.
- Any tenancy where (to your knowledge) –
  - the landlord is your council or authority; and
  - the tenant is a body in which you, or your spouse or your civil partner, has a beneficial interest.
- Any beneficial interest which you, or your spouse or your civil partner has in securities of a body where -
  - (a) that body (to your knowledge) has a place of business or land in the area of your council or authority; and
  - (b) either -
    - the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or
    - if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which you, or your spouse or your civil partner, has a beneficial interest exceeds one hundredth of the total issued share capital of that class.

If you attend a meeting at which any item of business is to be considered and you are aware that you have a **personal interest** in the matter which does not amount to a DPI, you must make verbal declaration of the existence and nature of that interest at or before the consideration of the item of business or as soon as the interest becomes apparent. You should leave the room if your continued presence is incompatible with the 7 Principles of Public Life (selflessness; integrity; objectivity; accountability; openness; honesty; and leadership).

You have a personal interest where –

- a decision in relation to that business might reasonably be regarded as affecting the well-being or financial standing (including interests in land and easements over land) of you or a member of your family or a person or an organisation with whom you have a close association to a greater extent than it would affect the majority of the Council Tax payers, ratepayers or inhabitants of the ward or electoral area for which you have been elected or otherwise of the Authority's administrative area, or
- it relates to or is likely to affect any of the interests that are defined as DPIs but are in respect of a member of your family (other than a partner) or a person with whom you have a close association.

Guidance on declarations of interest, incorporating regulations published by the Government in relation to Disclosable Pecuniary Interests, has been circulated to you previously.

You should identify any potential interest you may have relating to business to be considered at the meeting. This will help you and anyone that you ask for advice to fully consider all the circumstances before deciding what action you should take.

In certain circumstances the Council may grant a **dispensation** to permit a Member to take part in the business of the Authority even if the member has a Disclosable Pecuniary Interest relating to that business.

To obtain a dispensation, you must write to the Monitoring Officer at least 48 hours before the meeting in question, explaining why a dispensation is sought and desirable, and specifying the period of time for which it is sought. The Monitoring Officer may consult with the Independent Person or the Council's Standards Committee in relation to a request for dispensation.

Further advice can be obtained from Gillian Duckworth, Director of Legal and Governance on 0114 2734018 or email [gillian.duckworth@sheffield.gov.uk](mailto:gillian.duckworth@sheffield.gov.uk).

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## SHEFFIELD CITY COUNCIL Committee Report

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<b>Report of:</b>	Chief Licensing Officer, Head of Licensing
<b>Date:</b>	14 <sup>th</sup> July 2015
<b>Subject:</b>	Street Trading City Centre Street Trading Consent
<b>Author of Report:</b>	Georgina Hollis
<b>Summary:</b>	To consider an application for a mobile street trading consent to trade in the city centre.
<b>Background Papers:</b>	As attached <a href="#">Street Trading Policy</a>
<b>Category of Report:</b>	OPEN

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

**REF No: 49/15**

**LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982**

**STREET TRADING – MOBILE STREET TRADING CONSENT WITHIN THE  
CITY CENTRE**

**1.0 PURPOSE OF REPORT**

1.1 To consider an application for the grant of a Mobile Street Trading consent within the City Centre Boundary.

**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 29<sup>th</sup> 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 1<sup>st</sup> 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 1<sup>st</sup> 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 THE APPLICATION**

- 3.1 The applicant is Mr Michael Desmond and a copy of the application and supporting documents are attached at Appendix 'A'.
- 3.2 The application was submitted on 14<sup>th</sup> May 2015.
- 3.3 The application is to sell flowers from a non-motorised tricycle within the City Centre.
- 3.4 The application submitted shows a proposed mobile route through specific locations within the City Centre Boundary:
- Barkers Pool
  - Fargate
  - Peace Gardens (Pinstone Street) (12:30-13:30)
  - 13:30-15:30 hours – break
  - Vulcan House, Riverside (15:30-17:00)
  - 17:00-19:00 hours – break
  - Sheffield Railway Station for the Master Cutler arrival at 18:30-19:00 hours
- 3.5 The application was circulated for consultation, in the usual manner, to the City Centre Management Team, South Yorkshire Police, South Yorkshire Fire and Rescue, Highways and Planning on 18<sup>th</sup> May 2015.
- 3.6 No objections have been received by any of the Responsible Authorities. However, comments have been made by the Highways Department, attached at Appendix 'B'
- 3.7 Members are to note that the specific location at each site will be agreed in conjunction with the City Centre Management Team and Highways Department so as not to cause obstruction on the highway to other road users as well as to consider safety of the operator / applicant.
- 3.8 The applicant has been invited to attend the Licensing Committee hearing. Copies of the invites are attached at Appendix 'C'.
- 3.9 A copy of the hearing procedure is attached at Appendix 'D'.
- ### **4.0 REASONS FOR REFERRAL**
- 4.1 The application has been referred to the Licensing Sub-Committee for their consideration as the trading proposals set out in Mr Desmond's application falls outside the scope of the current street trading policy as detailed below.
- 4.2 Firstly, Mr Desmond's application requests to act as a mobile trader to sell flowers. This falls outside the current policy for mobile traders to sell only fruit and vegetables (see section 3.3 of the policy).

- 4.3 Mr Desmond's proposed trading times would also fall outside the scope of the standard mobile conditions which are attached at Appendix 'E'. In particular conditions 1, 2 and 7.
- 4.4 Secondly, Mr Desmond's request is to trade in the city centre boundary as a mobile trader, this fall outside the scope of our city centre policy as detailed below.
- 4.5 Currently our city centre policy (section 3) for street trading refers to only specific sites which have been agreed and allocated as suitable. This has been agreed in consultation with the City Centre Management Team and the Planning Department. Currently those site are:
- Top of Fargate – Currently allocated to a trader selling Hot Food
  - Bottom of Fargate – Currently allocated to a trader selling Ice Cream
  - Outside of Peace Gardens – Currently allocated to trader selling Ice Cream
  - Howard Street – Currently allocated to trader selling Coffee
  - Tudor Square – Currently allocated to trader selling Hot Food
  - Barkers Pool – Currently allocated to trader in the evening selling Hot Food
- 4.6 Mr Desmond's application refers to a route which as listed above falls outside the agreed allocated sites/areas.
- 4.7 Members are also noted that any applications which fall within the city centre boundary, should also consider the City Centre Qualitative Criteria for Small Trading Stalls at page 38 of our Policy.
- 4.8 Members should consider all the information provided by the applicant both in their written application and in person at the hearing.
- 4.9 Members are to also note section 2.8 of Street Trading Policy when determining this application, in particular sections 2.8.2
- Public Safety / Highway sections (b) & (d)
  - Appearance of the unit sections (a) & (b)

**5.0 FINANCIAL IMPLICATIONS**

- 5.1 The Street Trading Policy states that fees will be set and reviewed annually on a full cost recovery basis. The level of fee takes into account the location, duration of consent, the trading hours and articles to be sold as well as the enforcement of terms and conditions.
- 5.2 The current fee for City Centre Street Trading is £1994.00 per annum, if granted payments can be made quarterly if agreed with the Authority.
- 5.3 The applicant has paid the current mobile fee of £315, to ensure the Service recovers its costs for a City Centre Consent, the fee should reflect the current city centre fee as in section 6.2 of this report.

**6.0 RECOMMENDATIONS**

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

**7.0 OPTIONS OPEN TO THE COMMITTEE**

7.1 To grant the application for a Mobile Street Trading Consent within the City Centre boundary and impose a revised fee.

7.2 To grant the application with amendments with a revised fee.

7.3 To defer the matter for further consideration.

7.4 To refuse the grant of the Mobile Street Trading Consent within the City Centre.

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

14<sup>th</sup> July 2015

# Appendix 'A'

6

# Local Government (Miscellaneous Provisions) Act 1982

## Application for a MOBILE Fruit & Vegetable Street Trading Consent

### Notes to Applicant

All questions must be answered unless otherwise stated.  
If relevant questions are not answered, the application will be deemed incomplete and returned to the Applicant.

\*I / \*WE HEREBY APPLY to the Sheffield City Council for the grant of a Mobile fruit / vegetable and other traders street trading consent (\*delete as appropriate).

### A. THE APPLICANT(S)

		1 <sup>st</sup> Applicant (Mr/Mrs/Miss/other)	2 <sup>nd</sup> Applicant (Mr/Mrs/Miss/other)
Q1	Full name(s) of the applicant	Michael Desmond	
Q2	Applicant(s) permanent private address	15A Victoria Road Sheffield S10 2DJ	
Q3	Date of birth	30/12/1953	
Q4	Nationality and place of birth	British South Yorkshire	
Q5	National Insurance No.	YT403805D	
Q6	Do you have the legal right to work and live in the UK?	<input checked="" type="radio"/> YES <input type="radio"/> NO Details:	YES / NO Details:
Q7	Have you ever been refused a street trading consent in this or any other area?	<input type="radio"/> YES <input checked="" type="radio"/> NO Details:	YES / NO Details:
Q8	Telephone No	07920 223 518	
Q9	Email address	finbaldesmond@ hotmail.com	

**B. COMPANY DETAILS (if applying as a Corporate body)**

7

Q10	Name	
Q11	Registered address	
Q12	Registered number	
Q13	Telephone number	
Q14	Email address	
Q15	Please provide details of all Directors (names, addresses, dates of birth and details of any convictions). A separate sheet may be used.	

**C. LOCATION AND TRADING DETAILS**

Q16	Please list a <b>maximum of 5</b> areas of Sheffield to trade as a mobile trader: (you can use the attached area list to help you identify the Sheffield areas)	
	Area 1	<i>city centre Ketham Island</i>
	Area 2	
	Area 3	
	Area 4	
	Area 5	

*see additional info.*

	<p>Note, Mobile traders</p> <ul style="list-style-type: none"> <li>• will not be permitted to trade within "The City Centre Management Team Boundary";</li> <li>• will not be permitted to remain static for more than 20 minutes, and cannot return to the same site within the same week (site refers to an 500 metre radius);</li> <li>• will not be permitted to trade within an 800 metre radius of the Sheffield Arena, Don Valley, Sheffield United and Sheffield Wednesday Stadiums on event / match days for four hours prior, during and one hour after each event;</li> <li>• will not be permitted to trade within a 800 metre radius of any school;</li> <li>• will not be able to trade in any other area except what is granted on the Consent; and</li> <li>• will not be permitted to trade within a 500 metre radius of any static traders, or other traders trading in similar goods / articles.</li> </ul>
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Q17	Trading items (Unable to modify or change)	<p><i>FLOWERS.</i></p> <p><b><del>FRUIT &amp; VEGETABLES ONLY</del></b></p> <p>Nb: No other items are permitted to be sold under this Consent, you must apply for a static consent for anything other.</p>
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Q18	Specify days of trade (Permitted to trade 7 days a week)	<p>Page 12 <b>7 DAYS A WEEK</b></p>
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**D. THE VEHICLE**

Q19	Description of vehicle to be used	bespoke tricycle (0 carbon emissions)
Q20	Registration number	N/A
Q21	Date of first registration	N/A
Q22	Last MOT and service	N/A
Q23	Size of vehicle	Height: 1 meter 10cm Width: 85cm (approx) Length: 2 meters 30cm
Q24	Does the vehicle meet the quality criteria?  Your vehicle will be inspected prior to granting a consent.	Yes

**E. CONVICTIONS / CAUTIONS**

Q25	Have any of the applicants ever been convicted of a criminal offence, whether in the United Kingdom or elsewhere?  If the answer is Yes please give full details below:	<b>Applicant 1</b> Yes [ ] No [ <input checked="" type="checkbox"/> ]	
		<b>Applicant 2</b> Yes [ ] No [ ]	
<b>Details of previous convictions and/or cautions</b>			
	<b>Date of Conviction</b>	<b>Court of Conviction</b>	<b>Nature of Offence</b>
	<b>Sentence</b>		
	<b>Applicant 1</b>		
	<b>Applicant 2</b>		

## F. CHECK LIST

The following documents must be attached with this application:

(tick)

The appropriate fee	✓
Your current passport	✓
Your current drivers licence	✓
One other proof of identity, showing your name and current address (recent utility bill, bank statement etc)	✓
Right to work documentation (if applicable)	N/A
Two colour (recent and identical) passport size photographs signed and dated on the reverse as a true likeness.	✓
Photographs of the vehicle / unit showing front, side and rear.	✓
Details of any food hygiene qualifications	N/A
If trading in food, confirmation that the business has a food hygiene score rating of 3 or more.	N/A
Confirmation that your vehicle meets the qualitative criteria	✓
Any further information you may wish to submit in support of your application	

The following documents must be forwarded to us before the grant of your consent:

(tick if enclosed with this application)

Certificate of insurance in respect of the vehicle / unit	N
Appropriate vehicle test	
Public liability insurance (minimum of £2,000,000)	
Written confirmation that the vehicle meets the Council's food safety standards	
Waste management contract	
Declare that you have registered as a food business	

## G. DECLARATION

### 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."

I / We,

- 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)
- declare I understand and will comply with the Sheffield City Council Street Trading Consent Conditions;
- undertake to pay Sheffield City Council the relevant consent fee in advance whether demanded or not;
- understand that consents are not transferable;

- 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; and
- understand that giving false information is an offence and may result in prosecution and / or a street trading consent being refused or revoked:

	<p><b>Applicant 1</b></p> <p>Signature: <u><i>[Handwritten Signature]</i></u></p> <p>Print name: <u>MICHAEL DESMOND</u></p> <p>Date: <u>13 MAY 2015</u></p> <p>Capacity: .....</p>
	<p><b>Applicant 2</b></p> <p>Signature: .....</p> <p>Print name: .....</p> <p>Date: .....</p> <p>Capacity: .....</p>

Please read these notes before completing the application form.

- (a) 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 attached to this form.
- (b) None of the information which you supply on (or with) this form will be treated as confidential except where it relates to convictions.
- (c) 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.

Please return the fully completed form and all attachments to:

**Licensing Service,  
 Block C, Staniforth Road Depot  
 Staniforth Road  
 Sheffield  
 S9 3HD**

The Service is open from 10am to 4pm, Monday to Friday. Telephone (0114) 2734264

The Licensing Committee 13 May 2015  
Sheffield City Council  
Staniforth Road  
SHEFFIELD

Proposal for mobile flower sales (Zero carbon emissions)

My proposal is as follows:

The Business Idea and its operations

The business idea is to sell competitively priced, high quality flowers in Sheffield City Centre, Vulcan House (Iron & Steel), Sheffield Railway station, travelling by bespoke tricycle (see pic 1) which will be highly attractive and eye-catchingly painted in primary colours and will conform to all size requirements

Please see attached picture of Tricycle

I propose to:

Cycle a route around the city centre, selling flowers at the following locations:

The route and times will be as follows:

Barkers Pool

Fargate

Peace Gardens (Pinstone Street) 12.30 - 1.30pm

1.30 - 3.30pm - break

Vulcan House (Iron & Steel), Riverside 3.30 - 5.00pm

5.00 - 7.00pm - break

Sheffield Railway Station for the Master Cutler arrival 6-30 7pm

I attach a map of my route.

I will avoid The Moor, as I am fully aware there are already four flower sellers pitched there. I will also avoid Division Street, as I understand there are two flower sellers there. I will stop when requested by the general public, there will be no hindrance to traffic on the route I am proposing and will walk with my non motorised unit whilst on Fargate and near pedestrians. I have acquainted myself with relevant health and safety requirements and the tricycle will be serviced and well - maintained at all times.

I have chosen this business idea because I have identified a gap in the market around the city centre, Riverside / Kelham Island and Sheffield Railway station.

Products

I shall collect flowers on a daily basis from the wholesale market and stock the tricycle, leaving further supplies at home for collection later in the day, as the need arises.

I shall add 30% to the wholesale price of buying the completed floral arrangements and I am confident that I will be able to make a profit because of my low running costs.

I aim to sell 100 units per week.

Marketing

I have spoken to a range of people (around 50) from legal companies and Government agencies, around Riverside and Kelham Island and over half have stated that they would buy flowers after work, if they were made available.

I have examined the local area in detail and there is little or no provision.

I shall carry advertising material for distribution at the Riverside offices. I would aim to raise awareness of my business through my daily round.

Your costs and break even point.

My start up costs are very low, the only expense being the tricycle and the customising of it, which will be £500.

My market research has convinced me that I will not adversely affect any flower vendors in or around the city centre area.

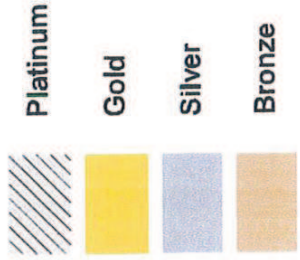
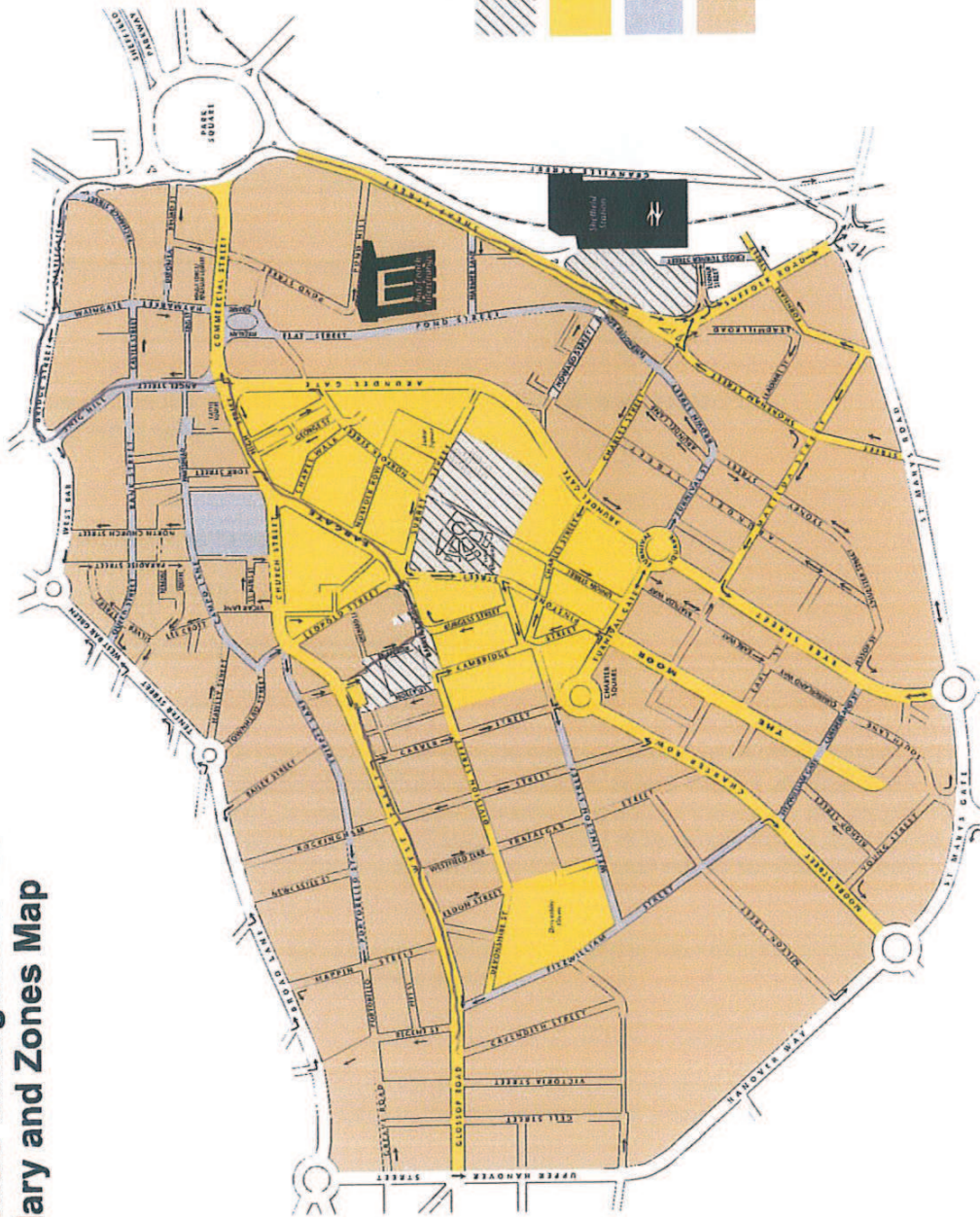
I have extensive customer service experience, including a substantial period as a volunteer with Shelter Line in Sheffield. I also have experience of running a successful street trading business in Sheffield - The Double Dutch Pancake Bar.

Michael Desmond

(13)



**City Centre Management Team  
Boundary and Zones Map**



# Appendix 'B'



**Hollis Georgina (CEX)**

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**From:** Turner Paul (DEL-H/Way Regs)  
**Sent:** 19 May 2015 08:24  
**To:** Hollis Georgina (CEX)  
**Cc:** Cooper Steve (DEL); [highways@sheffield.gov.uk](mailto:highways@sheffield.gov.uk); [planningdc@sheffield.gov.uk](mailto:planningdc@sheffield.gov.uk); City Centre Management Team; [Sheffield.Liquor-Licensing@southyorks.pnn.police.uk](mailto:Sheffield.Liquor-Licensing@southyorks.pnn.police.uk); Deborah Gill; Richard Clark; [highways@sheffield.gov.uk](mailto:highways@sheffield.gov.uk)  
**Subject:** RE: Application for a Mobile Street Trading Consent - City Centre

Hi Georgina,

The basis of the comment below is that there would be no problem with the applicant simply travelling along roads at peak traffic periods to get to pedestrianised trading sites, much as any other commuter would travel.

Concerns relate to the potential for to him travel at such times along a busy road and then being hailed by a pedestrian wishing to purchase flowers.

This would result in the trader stopping on the road, causing a potential danger to himself and others.

On pedestrianised areas this would not be a problem, particularly since vehicular traffic would not be affected and he would be pushing his cycle-barrow.

Please feel free to add the above to my original comment as a way of further explanation.

Regards, Paul

Paul Turner  
Highway Licences  
2-10 Carbrook Hall Road  
Sheffield  
S9 2DB

[paul.turner@sheffield.gov.uk](mailto:paul.turner@sheffield.gov.uk)

Tel 0114 2736137  
Fax 0114 2736210

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**From:** Hollis Georgina (CEX)  
**Sent:** 18 May 2015 15:56  
**To:** Turner Paul (DEL-H/Way Regs); [highways@sheffield.gov.uk](mailto:highways@sheffield.gov.uk); [planningdc@sheffield.gov.uk](mailto:planningdc@sheffield.gov.uk); City Centre Management Team; [Sheffield.Liquor-Licensing@southyorks.pnn.police.uk](mailto:Sheffield.Liquor-Licensing@southyorks.pnn.police.uk); Deborah Gill; Richard Clark; [highways@sheffield.gov.uk](mailto:highways@sheffield.gov.uk)  
**Cc:** Cooper Steve (DEL)  
**Subject:** RE: Application for a Mobile Street Trading Consent - City Centre

Paul – this is fine, would you like this to be added as a condition to the consent if granted?

Can you think of any areas that this would not allow the trader to trade?

Kind Regards

Georgina  
36937

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**From:** Turner Paul (DEL-H/Way Regs)

**Sent:** 18 May 2015 15:47

**To:** Hollis Georgina (CEX); [highways@sheffield.gov.uk](mailto:highways@sheffield.gov.uk); [planningdc@sheffield.gov.uk](mailto:planningdc@sheffield.gov.uk); City Centre Management Team; [Sheffield.Liquor-Licensing@southyorks.pnn.police.uk](mailto:Sheffield.Liquor-Licensing@southyorks.pnn.police.uk); Deborah Gill; Richard Clark; [highways@sheffield.gov.uk](mailto:highways@sheffield.gov.uk)

**Cc:** Cooper Steve (DEL)

**Subject:** RE: Application for a Mobile Street Trading Consent - City Centre

Georgina,

Please accept this e-mail as confirmation that we have no objections from a Highway Authority view to the principle of trading from a barrow cycle provided that:-

i) In the interests of safety for highway users and the safety of the applicant we would recommend that if granted then any mobile trading does not take place on highway during peak periods (i.e. Monday - Friday inclusive 0800 to 0930 and 1530 to 1830hrs). However, this should not necessarily extend to trading on wide pedestrianised areas.

Regards

Paul Turner  
Highway Licences  
2-10 Carbrook Hall Road  
Sheffield  
S9 2DB

[paul.turner@sheffield.gov.uk](mailto:paul.turner@sheffield.gov.uk)

Tel 0114 2736137

Fax 0114 2736210

-----Original Message-----

From: Hollis Georgina (CEX)

Sent: 18 May 2015 14:32

To: [highways@sheffield.gov.uk](mailto:highways@sheffield.gov.uk); [planningdc@sheffield.gov.uk](mailto:planningdc@sheffield.gov.uk); City Centre Management Team; [Sheffield.Liquor-Licensing@southyorks.pnn.police.uk](mailto:Sheffield.Liquor-Licensing@southyorks.pnn.police.uk); Deborah Gill; Richard Clark

Cc: Cooper Steve (DEL)

Subject: Application for a Mobile Street Trading Consent - City Centre

Importance: High

Please see attached application for a Street Trading Consent to operate on a mobile basis within the City Centre, the applicant is Mr Desmond, Mr Desmond has already met with City Centre Management and Licensing to propose the application.

Please note that the application goes against the current street trading policy for the City Centre and so this application will automatically be referred to Licensing Sub Committee for a decision following the consultation process with your departments.

I do need to clarify points on timings with Mr Desmond and will update you with these as soon as I have.

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During consultation, I would be grateful for your comments and any proposals for additional conditions that you may wish to add to the consent if you think fit. Please also confirm any objections.

Please shout up if you have any queries.

Last date for comments: 15th JUNE 2015

Kind Regards

Georgina

# Appendix 'C'

**SHEFFIELD CITY COUNCIL**

**LOCAL GOVERNMENT MISCELLANEOUS PROVISIONS ACT 1982**

**Street Trading – City Centre Mobile Street Trading application**

**IMPORTANT: NOTIFICATION OF A COMMITTEE MEETING**

To: Mr Michael Desmond  
15A Victoria Road  
Sheffield  
S10 2DJ

**LEGISLATION: Local Government (Miscellaneous Provisions) Act 1982**

**LICENCE TYPE: Mobile Street Trading Consent (City Centre)**

I refer to the above and your application for the grant of a Mobile Consent to operate within Sheffield City Centre.

This matter has been referred to the Licensing Committee of Sheffield City Council for determination. Full details are provided in the report to the Committee (see enclosed). The Licensing Committee has the authority to decide what action to take in relation to the application.

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

The meeting in respect of the application will take place on **14<sup>th</sup> July 2015** in a Committee Room of the Town Hall, Sheffield, S1 2HH (Pinstone Street entrance) and you are invited to attend at **10:00 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 2734264.

*Steve Lonnia*

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

Date: 29 June 2015

**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 2734264.

**The Licensing Service Reception is open from 10.00am to 4.00pm, Monday to Friday, telephone calls can be made from 08:00am and 5.00pm**

# Appendix 'D'

# STREET TRADING CONSENT APPLICATION

22

## 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.**

# Appendix 'E'



APPENDIX 4 - ADDITIONAL FRUIT / VEGETABLES AND OTHER TRADERS MOBILE CONDITIONS

SHEFFIELD CITY COUNCIL

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

Mobile Street Trading Consent Conditions
Fruit and vegetable traders

- 1. Mobile consent holders are not permitted to remain static for more than 20 minutes, and cannot return to the same site within the week (site refers to a 500 metre radius).
2. Mobile consent holders are not permitted to trade within a 500 metre radius of any static traders, other mobile traders, or shops, trading in similar goods / articles.
3. Any consent issued for a mobile street trader does not permit the holder to trade within an 800 metre radius of the Sheffield Arena, Don Valley Stadium, Sheffield Wednesday and Sheffield United Stadiums on any event / match day (see attached plan) for four hours previous, during and one hour after any event.
4. Mobile traders must not in any circumstance unload items for sale off the unit for display on the footpath, highway or any other area.
5. Mobile traders can only trade between the hours of 9am to 7pm seven days a week.
6. Mobile traders are only permitted to trade in the areas listed on their consents.
7. Mobile traders must ensure that any stopping position does not infringe any parking or traffic requirements or cause obstruction of the highway, and does not present any dangers to other road users or pedestrians.
8. Mobile traders must not stop within 800 metres of any school from an hour before the start of the school day until an hour after the end of the school day.

PLEASE NOTE, for the purposes of these conditions the "Council" shall be defined as the Licensing Service.

I confirm I have read and understood the conditions attached to my consent and will undertake to comply with all conditions:

Signed:.....

Print name:.....Dated:.....

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## SHEFFIELD CITY COUNCIL Committee Report

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**Report of:** Chief Licensing Officer, Head of Licensing

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**Date:** 14<sup>th</sup> July 2015

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**Subject:** Street Trading  
Application for a Static Street Trading Consent

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**Author of Report:** Georgina Hollis

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**Summary:** To consider an application for a Static Street Trading Consent at the Abbey Pub Carpark, Chesterfield Road, Sheffield, S8 0SH.

---

**Background Papers:** As attached  
[Street Trading Policy](#)

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**Category of Report:** OPEN

---

①

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

**REF No: 50/15**

**LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982**

**STREET TRADING – STATIC STREET TRADING CONSENT – THE ABBEY  
CARPARK, 944 CHESTERFIELD ROAD, SHEFFIELD**

**1.0 PURPOSE OF REPORT**

1.1 To consider an application for the grant of a Static Street Trading consent to trade at The Abbey public house car park, 944 Chesterfield Road, Sheffield, S8 0SH.

**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 29<sup>th</sup> 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 1<sup>st</sup> 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 1<sup>st</sup> 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 THE APPLICATION

3.1 The applicant is Mikey & Jonny's Pizza Company Ltd and a copy of the application is attached at Appendix 'A'.

3.2 The application was submitted on 15<sup>th</sup> May 2015.

3.3 The application is to sell Pizza from an Italian pizza oven mounted aluminium trailer on a Tuesday and Friday every week from 11:00 to 21:00 hours.

3.4 The applicant has consulted with the Planning and Highways departments and received comments back from each service as well as authorisation from the brewery, Punch Taverns Pub Company to trade within the car park area at the premises.

3.5 The application was circulated, in the usual manner, to South Yorkshire Police, South Yorkshire Fire and Rescue, Highways and Planning. Notices were erected by Licensing Officers at the site advertising the application and notice was also given to shops and anyone that might be affected by the applications within the immediate vicinity.

3.6 No objections have been received by any of the above relevant authorities. However, comments that have been made by the Planning Department and Highway Department are attached at Appendix 'B'.

3.7 Objections have been received by interested parties listed below in 4.1 of this report.

### 4.0 REASONS FOR REFERRAL

4.1 The application has been referred to the Sub-Licensing Committee for their consideration as the Licensing Authority has received objections to the application from the following parties:-

- Greenhill Road NHW Group – Residents of Greenhill Road
- Local resident of Greenhill Road

Copies of the representations are attached at Appendix 'C'

4.2 The objections refer to issues contained in section 2.8 of our street trading policy when determining the application, and Members are referred to in particular section 2.8.2:

- Public Safety - sections (a), (b) & (c)
- Avoidance of Public Nuisance – section (b)
- Appearance of the unit – section (b)
- Environmental Credentials – section (a)

4.3 Members should consider all the information provided by the applicant both in their written application and in person at the hearing.

4.4 The applicant has been invited to attend the Licensing Committee hearing. Copies of the invites are attached at Appendix 'D'.

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

**6.0 FINANCIAL IMPLICATIONS**

6.1 The Street Trading Policy states that fees will be set and reviewed annually on a full cost recovery basis. The level of fee takes into account the location, duration of consent, the trading hours and articles to be sold as well as the enforcement of terms and conditions.

6.2 Fees for static consents are determined at the grant of the application therefore there are no financial implications arising from this report.

**7.0 RECOMMENDATIONS**

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

**8.0 OPTIONS OPEN TO THE COMMITTEE**

8.1 To grant the application for a Static Street Trading Consent at the Abbey car park, Chesterfield Road.

8.2 To grant the application with amendments.

8.3 To defer the matter for further consideration.

8.4 To refuse the grant of the Static Street Trading Consent at the Abbey car park.

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

29<sup>th</sup> June 2015.

4

# Appendix 'A'

L/P 132007

Reeno- 48109 (S)  
15/5/15

# Local Government (Miscellaneous Provisions) Act 1982

## Application for a STATIC Street Trading Consent

**LICENSING**  
Chg No - 100403.  
15 MAY 2015  
**MC**  
**SERVICES**

**Notes to Applicant**  
All questions must be answered unless otherwise stated.  
If relevant questions are not answered, the application will be deemed incomplete and returned to the Applicant.

\*I / \*WE HEREBY APPLY to the Sheffield City Council for the grant of a static street trading consent (\*delete as appropriate).

### A. THE APPLICANT(S)

		<b>1<sup>st</sup> Applicant</b> (Mr/Mrs/Miss/other)	<b>2<sup>nd</sup> Applicant</b> (Mr/Mrs/Miss/other)
<b>Q1</b>	Full name(s) of the applicant	Michael Knights	John Gregory
<b>Q2</b>	Applicant(s) permanent private address	2 Fairwinds Close Dronfield S18 1RZ	Flat 776 Chesterfield Road Sheffield S8 0SF
<b>Q3</b>	Date of birth	30/07/1969	20/04/1984
<b>Q4</b>	Nationality and place of birth	British Sheffield, England	British Sheffield, England
<b>Q5</b>	National Insurance No.	NS 207682 A	JH 434689 B
<b>Q6</b>	Do you have the legal right to work and live in the UK?	Yes	Yes
<b>Q7</b>	Have you ever been refused a street trading consent in this or any other area?	No	No
<b>Q8</b>	Telephone No	07932052092	07787084570
<b>Q9</b>	Email address	<a href="mailto:mikevandjonny@hotmail.com">mikevandjonny@hotmail.com</a>	<a href="mailto:Johngregory01@hotmail.com">Johngregory01@hotmail.com</a>



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### B. COMPANY DETAILS (if applying as a Corporate body)

Q10	Name	Mikey & Jonny's Pizza Company Limited.
Q11	Registered address	Hilltop House 302 Ringinglow Road Sheffield S11 7PX
Q12	Registered number	9523891
Q13	Telephone number	07932085092
Q14	Email address	<a href="mailto:mikeyandjonny@hotmail.com">mikeyandjonny@hotmail.com</a>
Q15	Please provide details of all Directors (names, addresses, dates of birth and details of any convictions). A separate sheet may be used.	Michael Knights 2 Fairwinds Close Dronfield S18 1RZ

### C. THE UNIT / VEHICLE

Q16	Description of unit / vehicle to be used	Italian pizza oven mounted on aluminium trailer
Q17	Registration number (if applicable)	N/A
Q18	Date of first registration (if applicable)	N/A
Q19	Last MOT and service (if applicable)	N/A
Q20	Size of vehicle	Height: 1400mm Width: 1070mm Length: 1860mm
Q21	Does the vehicle meet the qualitative criteria? Your vehicle will be inspected prior to granting a consent.	Yes

### D. TRADING DETAILS

Q22	Details of site to be occupied	The Abbey Pub – Small section of car park
Q23	Location of pitch: (include site plan to scale)	The Abbey Pub, 944 Chesterfield Road, Sheffield, S8 0SH

Q24	Is this private land?	Yes
Q25	If private, who owns the land and have you obtained consent from them to use the land to trade?	Punch Taverns, Jubilee House, Second Avenue, Burton-upon-Trent, DE14 2WF Yes – See attached.
Q26	Items to be sold	Pizza
Q27	Specify days of trade	<del>Thursday</del> <b>Tues / Fri (see email 18.5.15)</b>
Q28	Specify times of trade (use 24 hours clock e.g. 10:00 to 16:00 hours)	11:00-21:00
Q29	Highways comments attached?	Yes
Q30	Planning comments attached?	Yes

**E. CONVICTIONS / CAUTIONS**

Q31	Have any of the applicants ever been convicted of a criminal offence, whether in the United Kingdom or elsewhere?  If the answer is Yes please give full details below:	<b>Applicant 1</b> Yes [ ] No [x]	
		<b>Applicant 2</b> Yes [ ] No [x]	
<b>Details of previous convictions and/or cautions</b>			
	<b>Date of Conviction</b>	<b>Court of Conviction</b>	<b>Nature of Offence</b>
	<b>Sentence</b>		
	<b>Applicant 1</b>		
	<b>Applicant 2</b>		

### F. CHECK LIST

The following documents must be attached with this application:

(tick)

Non refundable fee of £100	
Your current passport	✓
Your current drivers licence	✓
One other proof of identity, showing your name and current address (recent utility bill, bank statement etc)	✓
Right to work documentation (if applicable)	
Two colour (recent and identical) passport size photographs signed and dated on the reverse as a true likeness.	✓
If trading from private land, written confirmation from the landowner	✓
Ordnance survey map of at least 1:1250 scale clearly identify the proposed trading position and its proximity to other similar retail outlets within an 800 metre radius.	✓
Photographs of the vehicle / unit showing front, side and rear.	✓
Confirmation in writing that you have consulted with the Highways Department	✓
Confirmation in writing that you have consulted with the Planning Department	✓
Details of any food hygiene qualifications (unless trading in non food items)	✓
If trading in food, confirmation that the business has a food hygiene score rating of 3 or more.	✓
Confirmation that your vehicle meets the quality criteria	✓
Any further information you may wish to submit in support of your application	

The following documents must be forwarded to us before the grant of your consent:

(tick if enclosed with this application)

The remaining quarterly fee or full annual fee.	
Certificate of insurance in respect of the vehicle / unit	
Appropriate vehicle test	
Public liability insurance (minimum of £2,000,000)	
Written confirmation that the vehicle meets the Council's food safety standards	
Waste management contract	
Declare that you have registered as a food business	✓

### G. DECLARATION

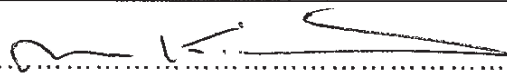
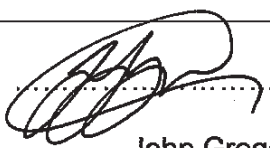
#### WARNING

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."

I/We,

- 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)
- declare I understand and will comply with the Sheffield City Council Street Trading Consent Conditions;
- undertake to pay Sheffield City Council the relevant consent fee in advance whether demanded or not;
- understand that consents are not transferable;
- 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; and
- understand that giving false information is an offence and may result in prosecution and / or a street trading consent being refused or revoked;

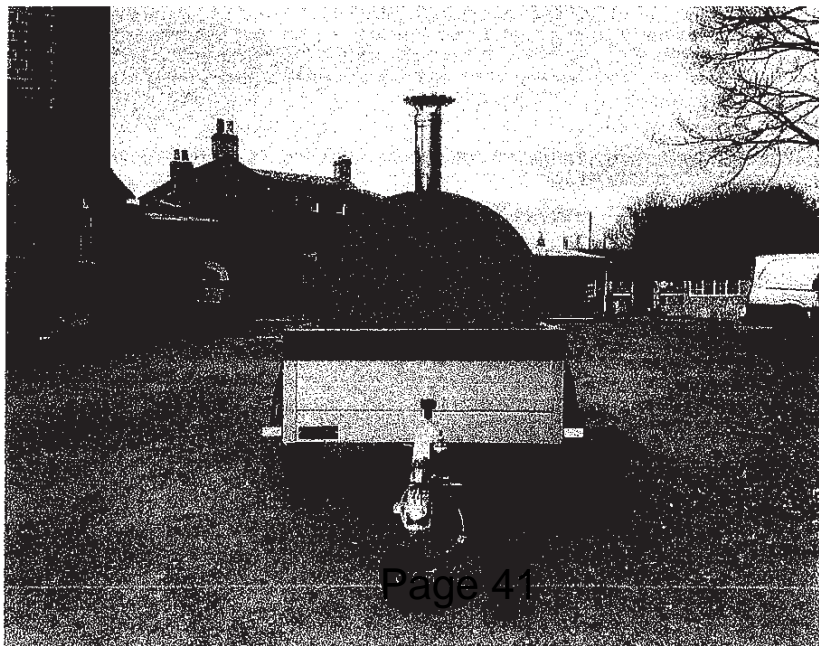
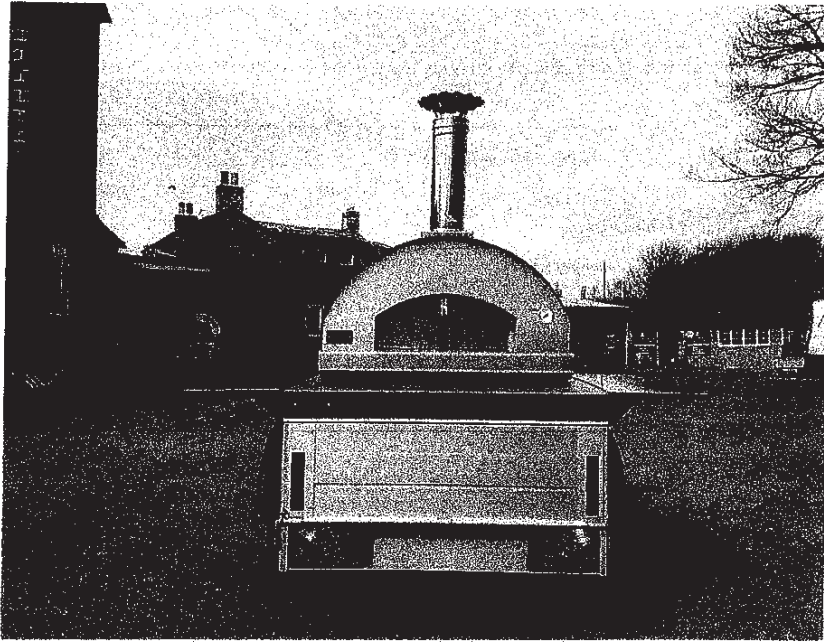
<b>Applicant 1</b>	Signature:  Print name: ..... Michael Knights..... Date: ..... 15/05/2015 ..... Capacity: ..... Director.....
<b>Applicant 2</b>	Signature:  Print name: ..... John Gregory..... Date: ..... 15/05/2015 ..... Capacity: ..... Shareholder.....

Please read these notes before completing the application form.

- (a) 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 attached to this form.
- (b) None of the information which you supply on (or with) this form will be treated as confidential except where it relates to convictions.
- (c) 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.

Please return the fully completed form and all attachments to:

**Licensing Service,  
 Block C, Staniforth Road Depot  
 Staniforth Road  
 Sheffield  
 S9 3HD**



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# Appendix 'B'

**From:** Turner Paul (DEL-H/Way Regs) <Paul.Turner@sheffield.gov.uk>  
**Sent:** 17 April 2015 07:54  
**To:** 'Mikey Jonny'  
**Cc:** highways@sheffield.gov.uk; planningdc.south@sheffield.gov.uk  
**Subject:** RE: Proposed Street Trading Pitch - The Abbey, 944 Chesterfield Road, Sheffield, S8 0SH

Dear Mr Gregory / Mr Knights,

Thank you for your e-mail regarding your proposal to trade from within the car park of The Abbey Public House at Woodseats.

From the details provided there is no indication that any part of the Public Highway would be affected by your proposed trading activities.

On this basis please accept this e-mail as confirmation that the Highway Authority has no objection to your proposal.

I trust this information will enable you to pursue your Licence application further.

Regards

Paul Turner  
Highway Licences  
2-10 Carbrook Hall Road  
Sheffield  
S9 2DB

[paul.turner@sheffield.gov.uk](mailto:paul.turner@sheffield.gov.uk)

Tel 0114 2736137  
Fax 0114 2736210

---

**From:** Mikey Jonny [mailto:mikeyandjonny@hotmail.com]  
**Sent:** 16 April 2015 23:47  
**To:** highways@sheffield.gov.uk; planningdc.south@sheffield.gov.uk  
**Subject:** Proposed Street Trading Pitch - The Abbey, 944 Chesterfield Road, Sheffield, S8 0SH

To whom it may concern.

We are looking to establish a pitch for a mobile wood fired pizza oven on land owned by The Abbey Public House, 944 Chesterfield Road, Sheffield, S8 0SH. We have been directed by the SCC Licensing Committee to,

*"...contact the Highways and Planning services prior to submitting your application to discuss any issues they may have and whether any other permissions are required"*

Please find attached,

Planning

13

**Mikey Jonny**

---

**From:** planningdc.south@sheffield.gov.uk  
**Sent:** 17 April 2015 12:09  
**To:** 'Mikey Jonny'  
**Subject:** RE: Proposed Street Trading Pitch - The Abbey, 944 Chesterfield Road, Sheffield, S8 0SH

Dear John/Michael,

Ignore my previous e-mail.

The answer to the question of whether planning permission is required, is 'yes'.

This is because, whilst the pizza oven itself is not development, the use of the land for Class A5 (sale of take away hot food) purposes is.

If you require further advice as to the acceptability of the proposal, you would need to submit a formal pre-application enquiry using the attached link  
<https://www.sheffield.gov.uk/planning-and-city-development/applications/prepmakinganapp.html>

If you wish to take advantage of this service please fill in and complete the relevant Pre-app enquiry form that appears at the bottom of the page and pay the relevant fee. Your case will then be allocated to a Planning Officer who will be pleased to offer you advice.

Regards

Chris Heeley  
South Team Manager, Development Management  
Development Services, Sheffield City Council, Howden House,  
1 Union Street, Sheffield, S1 2SH

Telephone: 0114 273 6329  
Fax: 0114 273 5002  
E-mail: [chris.heeley@sheffield.gov.uk](mailto:chris.heeley@sheffield.gov.uk)  
[www.sheffield.gov.uk](http://www.sheffield.gov.uk)

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**From:** Mikey Jonny [mailto:mikeyandjonny@hotmail.com]  
**Sent:** 16 April 2015 23:47  
**To:** highways@sheffield.gov.uk; planningdc.south@sheffield.gov.uk  
**Subject:** Proposed Street Trading Pitch - The Abbey, 944 Chesterfield Road, Sheffield, S8 0SH

To whom it may concern.

We are looking to establish a pitch for a mobile wood fired pizza oven on land owned by The Abbey Public House, 944 Chesterfield Road, Sheffield, S8 0SH. We have been directed by the SCC Licensing Committee to,



**"...contact the Highways and Planning services prior to submitting your application to discuss any issues they may have and whether any other permissions are required"**

Please find attached,

- a 200m x 200m 1:1250 planning map of the proposed site, marked with our intended location
- photos of the unit we are intending to use on the site
- photos of the site itself

We are looking to trade at this pitch Tuesday & Friday between 12:00 & 20:00.

Our business is purely pizza sales.

The trailer weighs ~250kg, is easily movable by hand and features a braking system to ensure a stationary position once placed.

The trailer is 1860mm x 1070mm and will also have a table of 1800mm x 600mm position adjacent. This means a minor footprint of 1860mm x 1670mm = 3.1m<sup>2</sup>.

The pub has 1200mm wrought iron railings and as such, we would not be on the public path or impeding pedestrian traffic.

The Landlord has given his permission and actively encouraged this venture for the benefit of both our businesses and the public.

The Landlord has also stated his willingness to cordon off a small area of the site on the days of trade, to ensure safety of the public and allow for seating for comfort of customers.

The Landlord has given permission to use their power supply, thereby eliminating the need for any generator and reducing any noise or air pollution significantly

As this is a wood fired oven, we have the intention to use smokeless, low emission fuel specifically designed for food use.

If you require any more information, please feel free to email us at [mikeyandjonny@hotmail.com](mailto:mikeyandjonny@hotmail.com), call Michael Knights - 07932052092 or John Gregory - 07787084570.

Thanks for your time.

Yours Sincerely

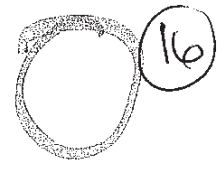
John Gregory

Michael Knights

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# Appendix 'C'

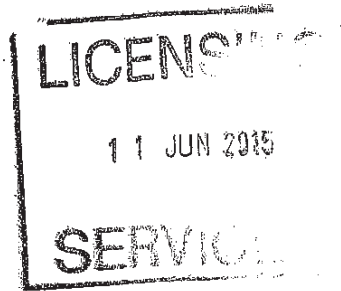


**Greenhill Road NHW Group**

Coordinator: [redacted] Julia [redacted], [redacted] Greenhill Road, Sheffield S8 0BA

10 June 2015

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



Re: Mikey and Jonny's Pizza Company Ltd  
The Abbey, 944 Chesterfield Road, Sheffield

Dear Sir,

I have been approached by a number of our residents on Greenhill Road, because there is concern regarding the above application.

1. Position

First of all is the objection to the positioning of the aluminium trailer, which will appear an unsightly obstruction as it blocks the full view of the Abbey Pub building, particularly to traffic coming down Meadowhead. This is a pleasant looking area and we don't want it marring either temporary or permanently.

2. Traffic problems

Secondly and more importantly is the traffic access and parking problem. This is a very busy corner for traffic. Also parking is in great demand. Access to the pub car park will be severely limited for any cars coming off Chesterfield Road and Meadowhead and wanting to enter the car park to use the Pizza van. The entrance is just beside the lights where cars wait. This could cause a holdup on Meadowhead if there are stationary vehicles at the lights on Abbey Lane blocking the car park entrance. During busy periods it can slow the traffic flow down, particularly for vehicles travelling from Abbey Lane onto Chesterfield Road because only 3-4 cars are let through the lights at one time.

It has always been a tricky situation driving in and out of the car park. (This may be the reason the pub car park isn't used much). We don't want this problem adding to when so much effort and cost has been made recently to enable traffic flow at this junction.

3. More Fast Food.

This is a potential temptation to schoolchildren. We have more than enough fast food outlets in Woodseats already, but this would be too obvious and accessible to the many school children who pass this point, not only from the Abbey Lane school but others in the close proximity. Let us act responsibly in regard to the 'diet' of our children.

There is also a potential for more litter. We already have a litter problem from the older ones using Greenhill Road as a thoroughfare and dropping litter after consuming snacks from Morrisons.

We would ask you to reject this application for the reasons given above.

Yours faithfully

[Signature]  
Julia [redacted]  
pp Residents of Greenhill Road



Greenhill Road (17)

Woodslands



Sheffield

S8

10th June 2015.

Dear Sirs,

MUKY & JONNY'S PIZZA

ABBAY PUBLIC HOUSE

We should like to object to permission of the above for the following reasons.

The traffic on this stretch of Abbey Lane for the traffic lights at the bottom of Meadows Road is already very bad.

It very often backs up along Abbey Lane to Marshall Road, for the traffic lights which only let about 3 or 4 cars through on to Chestnutfield Road at a time.

This is made more dangerous by the fact that it blocks off the pedestrian crossing at the bottom of Greenhill Road, and also, by the fact that the entrance on to the Abbey pub car park is only a few metres away from the traffic lights.

When a vehicle has to get in or out of the Abbey car park, it makes what is already a very busy and hazardous junction even more dangerous.

To erect a take-away Pizza trailer in the car park will mean more traffic will be waiting to go in and out of this entrance, which will lead to

more congestion and the possibility of more accidents at what is already a very busy and difficult to negotiate area. (18)

We do not need any more take-away food outlets in the area.

We already have sufficient in the small area of shops at the end of Abbey Lane.

We have:-

The Spar.

Posidon Fish & Chips

The small cafe, next to this.

Crumbs Cake Shop.

Spoon Cafe

Think Sandwich - doing hot & cold food takeaway.

The Abbey Pub - which serves food all day every day.

Surely this is quite sufficient for such a small area.

There are also plenty of food outlets a Woodseats way

at Meadowhead - KFC round the corner & Domino's

Pizzas & Christofina Rd & numerous others.

We do not want this area turning into a takeaway food mall.

The other businesses are doing fine - why add to them?

We are concerned about the effect on the environment as well.

We were promised when the full and deep shop was granted, which a lot of us objected to that there would be no smoke or litter pollution.

This is not the case.

The smell very often is unacceptable, with a lot of people complaining about it up Granville Road -

particular when people want to sit out in the summer & have their windows open - when the smell of sawdust is nearly unbearable.

We do not want any more pollution of this area - or any more litter - which we get from the chip shop.

The hours of opening 11 am to 9 pm will be very disruptive for the people living on a near Abbey Lane.

Aesthetically, putting a chimney trailer in front of the stone-built Abbey pub, will be terrible, and make the area look a mess.

We do not feel it at all necessary for another food outlet to be introduced at the end of Abbey Lane, and add to that the increased traffic chaos, standing traffic & its effect on the environment, the effect on the area of more smells and litter and increased busyness, will be very unpleasant for the residents here.

We therefore request that you do not grant this application.

We are bemused as to why when the Abbey already serves on food all day everyday - they would be wanting to do this

Yours faithfully,

AAbbney

Robbie

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# Appendix 'D'



**SHEFFIELD CITY COUNCIL**

**LOCAL GOVERNMENT MISCELLANEOUS PROVISIONS ACT 1982**

**Street Trading – Static Street Trading Application - Abbey Car park, 944 Chesterfield Road, Sheffield, S8 0SH**

**IMPORTANT: NOTIFICATION OF A COMMITTEE MEETING**

To: Mikey & Jonny's Pizza Company Limited  
Hilltop House  
302 Ringinglow Road  
Sheffield S11 7PX  
Email: [REDACTED]@hotmail.com

**LEGISLATION:** Local Government (Miscellaneous Provisions) Act 1982

**LICENCE TYPE:** Street Trading Consent – Abbey Public House car park, Chesterfield Road, Sheffield, S8 0SH

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

This matter has been referred to the Licensing Committee of Sheffield City Council for determination. Full details are provided in the report enclosed and 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 and interested parties and objectors to attend the meeting.**

The meeting in respect of the application will take place on **Tuesday 14<sup>th</sup> July 2015** in a Committee Room of the Town Hall, Sheffield, S1 2HH (Pinstone Street entrance) and you are invited to attend at **11:00 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 2734264.

*Steve Lonnia*

Date: 29 June 2015

.....  
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 2734264

**The Licensing Service Reception is open from 10.00am to 4.00pm, Monday to Friday. Telephone calls can be taken from 09:00am to 5:00pm.**





**SHEFFIELD CITY COUNCIL**

**LOCAL GOVERNMENT MISCELLANEOUS PROVISIONS ACT 1982**

**Street Trading – Static Street Trading Application - Abbey Car park, 944 Chesterfield Road, Sheffield, S8 0SH**

**IMPORTANT: NOTIFICATION OF A COMMITTEE MEETING**

To: The Objector  
● Greenhill Road  
Sheffield  
S8 ●

**LEGISLATION: Local Government (Miscellaneous Provisions) Act 1982**

**LICENCE TYPE: Street Trading Consent – Abbey Public House car park, Chesterfield Road, Sheffield, S8 0SH**

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*Steve Lonnia*

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Steve Lonnia  
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**SHEFFIELD CITY COUNCIL**

**LOCAL GOVERNMENT MISCELLANEOUS PROVISIONS ACT 1982**

**Street Trading – Static Street Trading Application - Abbey Car park, 944 Chesterfield Road, Sheffield, S8 0SH**

**IMPORTANT: NOTIFICATION OF A COMMITTEE MEETING**

To: Julia [REDACTED]  
Greenhill Road NHW Group  
[REDACTED] Greenhill Road  
Sheffield  
S8 [REDACTED]

**LEGISLATION: Local Government (Miscellaneous Provisions) Act 1982**

**LICENCE TYPE: Street Trading Consent – Abbey Public House car park, Chesterfield Road, Sheffield, S8 0SH**

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

This matter has been referred to the Licensing Committee of Sheffield City Council for determination. Full details are provided in the report enclosed and to the Committee. The Licensing Committee has the authority to decide what action to take in relation to each application.

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# Appendix 'E'

# STREET TRADING CONSENT APPLICATION

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## 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.**