



SHEFFIELD CITY COUNCIL Committee Report

Report of: Chief Licensing Officer, Head of Licensing

Date: 25th January 2018

Subject: Street Trading
Application for a Static Street Trading Consent

Author of Report: Clive Stephenson

Summary: To consider an application for a Static Street Trading Consent at Tudor Square Sheffield City Centre

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

Category of Report: OPEN

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

REF No: 08/18

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

STREET TRADING – Edward Bishop

1.0 PURPOSE OF REPORT

1.1 To consider an application for the grant of a Static Street Trading consent to trade at Tudor Square Sheffield.

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 - (c) all previous designations in relation to street trading will be rescinded as a result of the designation set out above.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 any consent. An applicant may, however apply for judicial review of the Council's decision.

3.0 THE APPLICATION

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

3.2 The application was submitted on 6th November 2017.

3.3 The application is to Hot Food and Drinks from a mobile unit Monday to Sunday 07.00 to 20.00

3.4 The application was circulated, in the usual manner, to South Yorkshire Police, South Yorkshire Fire and Rescue, Highways and Planning, and City Centre Management.

3.5 No Objections have been received, but comments have been raised by City Centre Management, re the exact location and trading days. A copy of the comments are attached at Appendix B.

4.0 REASONS FOR REFERRAL

4.1 The application has been referred to the Sub-Licensing Committee as the application is for a City Centre site.

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

4.3 The applicant and CCM Team has been invited to attend the Licensing Committee hearing. Copies of the invites are attached at Appendix 'C'.

4.4 A copy of the hearing procedure is attached at Appendix 'D'.

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

6.0 RECOMMENDATIONS

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

7.0 OPTIONS OPEN TO THE COMMITTEE

- 7.1 To grant the application for a Static Street Trading Consent at Tudor Square.
- 7.2 To grant the application with amendments.
- 7.3 To defer the matter for further consideration.
- 7.4 To refuse the grant of the Static Street Trading Consent .

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

25th January 2018.

Appendix A

Application and relevant documents

Application for a
(City Centre – small unit) 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 (city centre – small unit) street trading consent.

A. THE APPLICANT(S)

		1 st Applicant (Mr/Mrs/Miss/other)	2 nd Applicant (Mr/Mrs/Miss/other)
Q1	Full name(s) of the applicant	EDWARD BISHOP	
Q2	Applicant(s) permanent private address	WESTWICK CASCENT [REDACTED]	
Q3	Date of birth	11.12.76	
Q4	Nationality and place of birth	BRITISH uk	
Q5	National Insurance No.	J6 83 99 46 C	
Q6	Do you have the legal right to work and live in the UK?	YES / NO Details:	YES / NO Details:
Q7	Have you ever been refused a street trading consent in this or any other area?	YES / <u>NO</u> Details:	YES / NO Details:
Q8	Telephone No	[REDACTED]	
Q9	Email address	[REDACTED]	

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

A2

Q10	Name	FAT PEPPER LTD
Q11	Registered address	38 THE RAU CROE, MERRISONHALL 59 IETH
Q12	Registered number	10151384
Q13	Telephone number	07860 778300
Q14	Email address	ed@coffika.co.uk
Q15	Please provide details of all Directors (names, addresses, dates of birth and details of any convictions). A separate sheet may be used.	KALI MULLANT 28 CROFTDOWN RD B17 8RB 30/11/72

C. TRADING DETAILS

Q16	Trading Name (if applicable)	COFFIKA
Q17	Trading address (if different from above)	AS ASONE
	Post Code	
Q18	Site to be occupied	TUAN 52
Q19	Items to be sold (i.e. type of food, jewellery, paintings, etc)	COFFEE / HOT DRINKS / CAKE
Q20	Please specify preferred days of trade:	MON - SUN
Q21	Please specify preferred hours of trade:	7am - 8pm

D. THE UNIT

Q19	Type: eg barrow / cart, etc.	VAN
Q20	Size of unit	Height: Width: AS IN EMAIL Length:

48

E. CONVICTIONS / CAUTIONS

Q21	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:	Applicant 1 Yes [] No [✓]	
		Applicant 2 Yes [] No []	
Details of previous convictions and/or cautions			
	Date of Conviction	Court of Conviction	Nature of Offence
	Applicant 1		
	Applicant 2		

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 (recent and identical) passport size photographs signed and dated on the reverse as a true likeness.	✓	
Photographs of the vehicle / unit, front back and rear.	✓	EMAIL ✓
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 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	
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	

AK

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:

	Applicant 1 Signature:  Print name: E. BISHOP Date: 6/11/17 Capacity: OPERATIONS MGR
	Applicant 2 Signature: Print name: Date: Capacity:

Please read these notes before completing the application form.

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

AS

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

Ab

Passport
D-LICENCE

This Page had personal Information
not for public Domain
will be available at
hearing.

CERTIFICATE OF EMPLOYERS' LIABILITY INSURANCE (a)

(Where required by regulation 5 of the Employers' Liability (Compulsory Insurance) Regulations 1998 (the Regulations), one or more copies of this certificate must be displayed at each place of business at which the policyholder employs persons covered by the policy)

Policy Number 01021361477

- | | |
|---------------------------------------|---------------------------------------|
| 1) Name of Policyholder: | Fat Pepper Limited Trading As Coffika |
| 2) Date of commencement of insurance | 26/06/2017 |
| 3) Date of expiry of insurance policy | 25/06/2018 |

We hereby certify that subject to paragraph 2 :-

1. the policy to which this Certificate relates satisfies the requirements of the relevant law applicable in Great Britain, Northern Ireland, the Isle of Man, the Island of Jersey, the Island of Guernsey and the Island of Alderney **(b)**; and
2. the minimum amount of cover provided by this policy is no less than £5 million **(c)**

Signed on behalf of Covea Insurance plc (Authorised Insurer)



Chief Executive Officer

Notes:

- (a) Where the employer is a company to which regulation 3(2) of the Regulations applies, the certificate shall state in a prominent place, either that the policy covers the holding company and all its subsidiaries except any specifically excluded by name, or that the policy covers the holding company and only the named subsidiaries.
- (b) Specifically applicable law as provided for in regulation 4(6) of the Regulations.
- (c) See regulation 3(1) of the Regulations and delete whichever of paragraphs 2(a) or 2(b) does not apply. Where 2(b) is applicable, specify the amount of cover provided by the relevant policy.



Message



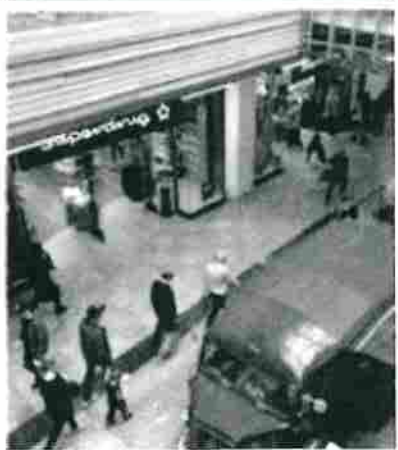
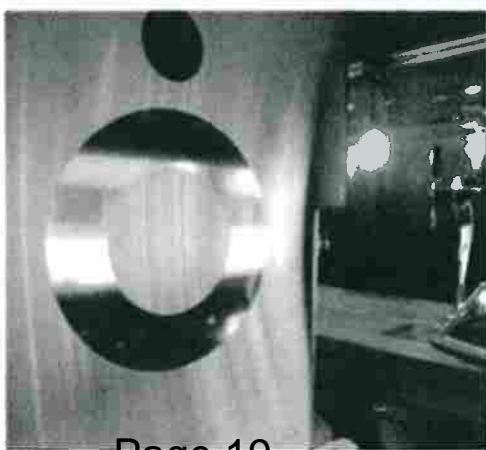
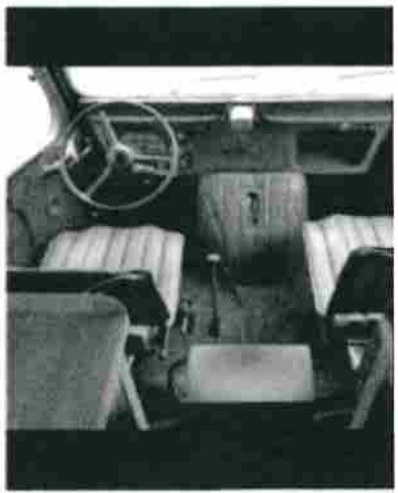
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Home Posts Videos Photos About

Fetco UK, Forge Coffee Roasters, La Marzocco





Coffika's post



 Like

 Comment

 Share



A12



🔍 Coffika

Home

Posts

Videos

Photos

About



👍 39

A13



A 14





West Street Enterprise Ltd
208 West Street
Sheffield
SHEFFIELD
S1 4EU

Invoice No: 8521119229
Invoice Date: 31/08/2017
Account Number: 17140201
Due Date: 30/09/2017
Invoice Period: 01/08/17 to 31/08/17
Invoice Total: £388.19
Payment Method: Direct Debit
Customer Order No:

If you have any query with this invoice, please call:
0345 6060 460

Description	Quantity	VAT Rate	Unit Price	Total
Subway West St - S1 4EU - 208 West Street				
Duty of Care				
Duty of Care - Monthly	1.00 Month	20.00	5.00	5.00
EURO 1100 LTR				
Lift	13.00 Units	20.00	6.65	86.45
Lift	16.00 Units	20.00	13.65	218.40
Rental	62.00 Days	20.00	0.11	6.82
Rental	62.00 Days	20.00	0.11	6.82

Net Total: £323.49
V.A.T Amount: £64.70
Total: £388.19

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IMPORTANT LEGAL NOTICE - The completion of your Annual Waste Transfer Note (WTN) is a legal obligation. We have made this easier for you, so if you have not completed your WTN for this year simply go to <https://customerhub.veolia.co.uk/> and register to complete your WTN. By registering you will also then receive your future invoices electronically. If you require any assistance please call 0345 6060460 to speak with a Customer Service Advisor.

Payment Information

1. If you pay by Direct Debit, payment will be deducted from your bank account on or thereafter the 28th of the month following date of invoice.
2. If you are paying by BACS please send payments to Barclays Bank Plc.
Account: 90882305 - Sort Code: 20-00-00
3. If you are paying by cheque please write your account number & invoice number on the reverse and send to Cash Allocation,
Veolia ES (UK) Ltd, Kingswood House,
Kingswood Crescent, Cannock, Staffordshire,
WS11 8JP.
4. If you are paying by BACS or cheque please email all remittances to: cash@veolia.co.uk

Please visit our website for all our Recycling and Waste Disposal Services
www.veolia.co.uk



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
- Food traders must have a minimum food hygiene rating score of 3.

Appendix B

City Centre
Management comments

BI

Crawshaw Michael (CEX)

From: Cooper Steve (DEL)
Sent: 02 January 2018 13:45
To: Crawshaw Michael (CEX)
Subject: RE: Street Trading - Tudor Square

Hello Mick,

We have no objections to the unit or proposed trading application and are happy to support the application on the proviso that we meet and agree a suitable position within Tudor Sq , there are access routes to the Theatres that have to be maintained and we have a consent site in the Square.

Also need to make it clear that during the World Snooker , Doc Fest and Out of this World events trading will not be permitted and an alternative site will need to be agreed on.

Regards

Steve

Steve Cooper
City Centre Resources Manager
City Centre Management Team
Sheffield City Council
Moor Market Management suite
77 The Moor
S1 4PF
01142736832/07971750722

From: Crawshaw Michael (CEX)
Sent: 02 January 2018 13:35
To: Cooper Steve (DEL)
Subject: FW: Street Trading - Tudor Square

Good Morning

Please find Street Trading application for Tudor Square Ed Bishop

Last date for comment 4 December 2017

Mick

Michael Crawshaw
Licensing Analyst & Processing Officer

NEW
Pre-Application Advice & Consultancy Service
Do you need help with your application or just want it checking?
Then give us a call on 0114 273 4264
This new service starts on Monday 6th February 2017

Appendix C

Invites to hearing

SHEFFIELD CITY COUNCIL

CA

LOCAL GOVERNMENT MISCELLANEOUS PROVISIONS ACT 1982

Street Trading – Static Street Trading Application – Tudor Square

IMPORTANT: NOTIFICATION OF A COMMITTEE MEETING

To: Mr Edward Bishop
[Redacted]
Sheffield
[Redacted]
Email: [Redacted]

LEGISLATION: Local Government (Miscellaneous Provisions) Act 1982

LICENCE TYPE: Street Trading Consent – Tudor Square

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 **Thursday 25th January 2018** 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: 9th January 2018

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.

C2

SHEFFIELD CITY COUNCIL

LOCAL GOVERNMENT MISCELLANEOUS PROVISIONS ACT 1982

Street Trading – Static Street Trading Application – Tudor Square IMPORTANT: NOTIFICATION OF A COMMITTEE MEETING

To: Steve Cooper
City Centre Management
Town Hall
Sheffield

Email; steve.cooper@sheffield.gov.uk

LEGISLATION: Local Government (Miscellaneous Provisions) Act 1982

LICENCE TYPE: Street Trading Consent – Tudor Square

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Steve Lonnia
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Telephone 0114 2734264

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Appendix D

Hearing procedures

STREET TRADING CONSENT APPLICATION

DI

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.