

NORTH LINCOLNSHIRE COUNCIL

LICENSING (MISCELLANEOUS) SUB COMMITTEE

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

**APPLICATION FOR GRANT OF STREET TRADING CONSENT
KAREN COULTARD, LAKESIDE PARKWAY (SOUTH)**

1. OBJECT AND KEY POINTS IN THIS REPORT

- 1.1 To request the Committee determine an application for a Street Trading Consent for Mrs Karen Coultard.

2. BACKGROUND INFORMATION

- 2.1 This Licensing (Miscellaneous) Sub-Committee is authorised to determine applications for the grant, transfer, renewal or revocation of Street Trading Consents.
- 2.2 An application for a Street Trading Consent was received by Karen Coultard on 3 September 2009. A copy of the application is shown as Appendix A to this report.
- 2.3 The applicant has had an occasional street trading consent to trade on this site which expired December 2007.
- 2.4 The applicant applied for this site in May 2008, and after concerns were raised by Humberside Police and the council's Highways Section, the application was put before this Sub-Committee on 24 May 2008, and was refused.
- 2.5 The site is situated on Lakeside Parkway between the mini roundabout and the access junction to the Anchor Public House. A location plan is attached to this report as Appendix B.
- 2.6 The applicant wishes to trade from a unit/trailer from 9.00 am to 4.00 pm, Monday to Sunday in the month of December 2009, selling holly wreaths on the grass verge, 35 metres from the mini roundabout, alongside the Currys electrical store car park.
- 2.7 Due to the concerns raised by the Council's Principal Traffic Officer and the Humberside Police Casualty Reduction Officer, regarding the application, the application is to be determined by the Licensing (Miscellaneous) Sub-Committee.

- 2.8 The legislation also allows the Licensing Authority to attach Conditions to a Street Trading Consent.
- 2.9 Reports will be updated at the meeting if necessary to take account of any additional relevant information received after publication.
- 2.10 Members should not allow themselves to pre-determine or to be prejudiced in favour of or opposed to the application until they have had an opportunity to consider all the pertinent facts.
- 2.11 Members should not allow themselves to pre-determine or to be prejudiced in favour of or opposed to the application until they have had an opportunity to consider all the pertinent facts.

3. OPTIONS FOR CONSIDERATION

- 3.1 The options available to the Committee under the Local Government (Miscellaneous Provisions) Act 1982 when considering such applications are as follows:
 - 3.1.2 Option 1 – To grant the application for a Street Trading Consent as applied for with no additional conditions.
 - 3.2.2 Option 2 – To grant the application for a Street Trading Consent subject to different terms, conditions or restrictions.
 - 3.2.3 Option 3 – To refuse the application for a Street Trading Consent.

4. ANALYSIS OF OPTIONS

- 4.1 Option 1 – To grant the application for a street trading consent may cause road safety issues due to the changes in the road layout.
- 4.2 Option 2 – Granting the application subject to alternative conditions would not address the issues concerning the change in the road layout.
- 4.3 Option 3 – To refuse the application may be the most appropriate option due to the change in the road layout.

5. RESOURCE IMPLICATIONS (FINANCIAL, STAFFING, PROPERTY, IT)

- 5.1 There are no resource implications

6. OTHER IMPLICATIONS (STATUTORY, ENVIRONMENTAL, DIVERSITY, SECTION 17 - CRIME AND DISORDER, RISK AND OTHER)

- 6.1 Local Government (Miscellaneous Provisions) Act 1982.

7. OUTCOMES OF CONSULTATION

- 7.1 Not applicable.

8. RECOMMENDATIONS

- 8.1 That the application be determined in accordance with the options outlined at paragraph 3.1 and the analysis at paragraph 4. above, taking into account information received by Principal Traffic Officer and the Police Casualty Reduction Officer, shown as Appendix C to this report.

SERVICE DIRECTOR NEIGHBOURHOOD AND ENVIRONMENT

The Angel
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