



16 June 2026

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LICENSING SUB-COMMITTEE (TAXIS, PRIVATE HIRE, AND STREET TRADING CONSENT MATTERS)

A meeting of the Licensing Sub-Committee (Taxis, Private Hire, and Street Trading Consent Matters) will be held in the Council Chamber - Council Offices, Trinity Road, Cirencester, GL7 1PX on **Thursday, 25 June 2026 at 2.00 pm.**

Jane Portman
Chief Executive

To: Members of the Licensing Sub-Committee (Taxis, Private Hire, and Street Trading Consent Matters)
(Councillors Ian Watson, Julia Judd, Ray Brassington, David Fowles and Michael Vann)

Recording of Proceedings – The law allows the public proceedings of Council, Cabinet, and Committee Meetings to be recorded, which includes filming as well as audio-recording. Photography is also permitted.

As a matter of courtesy, if you intend to record any part of the proceedings please let the Committee Administrator know prior to the date of the meeting.

AGENDA

1. **Apologies**
To receive any apologies for absence. The quorum for the Licensing Sub-Committee (Taxis, Private Hire and Street Trading Consent Matters) is three Members.
2. **Substitute Members**
To note details of any substitution arrangements in place for the meeting.
3. **Declarations of Interests**
To receive any declarations of interest from Members and Officers, relating to items to be considered at the meeting.
4. **Procedure for Licensing Sub-Committee** (Pages 3 - 6)
Please see annex.
5. **Application for a Street Trading Consent** (Pages 7 - 46)
To consider an application for a Street trading consent made by Lady Anne Evans for the hardstanding in front of public toilets. (The Street, Bibury).

That the Licensing Sub-Committee is asked, in light of the representations received, to consider the application and determine whether to:

- Grant a Street Trading Consent in the terms of the application
- Grant a Street Trading Consent for a temporary period
- Grant a Street Trading Consent with additional conditions
- Refuse the application for a Street Trading Consent

(END)



Licensing Sub-Committee (Taxis, Private Hire and Street Trading Matters) Procedure for determining application

Each application that comes before the Sub-Committee will be determined on its own merits, and the licensing authority will take its decision based on:

- the merits of the application;
 - the Council's Hackney Carriage And Private Hire Policy And Street Trading Policy
 - Hackney Carriage and Private Hire and Street Trading Policy, a copy of which of which can be obtained from the Licensing Team
1. The Chair opens the Meeting, introducing the Members of the Sub-Committee and Officers to the Applicant(s) and members of the public, explains the nature of the decision to be taken, and the procedure to be followed.
 2. The Council is committed to taking decisions in an honest, accountable and transparent fashion but, on occasion, may find it necessary to exclude members of the public and Press in accordance with the legal framework given in Schedule 12A of the Local Government Act 1972 and/or local policy.
 - a) Street Trading hearings shall normally take place in public. However, the Sub-Committee may exclude the press and the public from all or part of a hearing where exempt information (section 100A(4) Local Government Act 1972) is concerned and the Sub Committee considers that the public interest in doing so outweighs the public interest in the hearing, or that part of the hearing, taking place in public.
 - b) Taxi and Private Vehicle licensing hearings will usually be considered in private as cases coming before the Sub-Committee involve information related to an individuals. Most taxi and private hire licensing hearings will therefore be treated as confidential and not for publication.
 3. The Licensing Officer outlines the application, any relevant representations and relevance to the Council's Hackney Carriage and Private Hire Policy and Street Trading Policy and statutory guidance.
 4. Members may ask any relevant questions of the Licensing Officer.
 5. The Licensing Officer introduces the Applicant(s) (if present) and the Chair invites them, or the person representing the Applicant, to present their application to the Sub-Committee and to clarify any information arising from the Officer's outline, if necessary.
 6. Members may ask relevant questions of the Applicant(s) regarding the application.

7. The Chair invites those parties, including any interested parties and/or responsible authorities, making representations to address the Sub-Committee in turn.
8. Members may ask any relevant questions of those parties making representations.
9. The Applicant(s) may ask any relevant questions of those parties making representations.
10. If necessary, the Sub-Committee will consider requests to allow other parties invited by the Applicant(s) to address the Committee.
11. Members may ask any relevant questions of any person invited by the Applicant(s) who addresses the Sub-Committee.
12. Any parties who have made representations may ask any relevant questions of any person invited by the Applicant(s) who addresses the Sub-Committee.
13. The Chair invites the Applicant(s) and any parties making representations, to briefly summarise their points if they wish.
14. The Chair ascertains that all parties are satisfied they have said all they wish to say.
15. The Sub-Committee debates the application and makes its decision; it may retire to do so, if appropriate.
16. Where a decision is made at the Meeting, the Chair notifies the Applicant(s):-
 - of the decision;
 - the reasons for the decision;
 - any Conditions placed on the licence (if granted), and the licensing objectives they relate to;
 - the rights of appeal, and that the decision will be confirmed in writing as soon as practicable following the Meeting, and within the statutory timescales.

NOTES

- a) All references to the Sub-Committee relate to the five Members appointed by the Planning and Licensing Committee. However, a Sub-Committee could decide not to exercise its delegated authority and refer an application to the Planning and Licensing Committee for determination, or to the Council (as the Licensing Authority). In such cases, references to 'the Sub-Committee' shall relate to the Committee or the Council, as appropriate.
- b) All references to the Licensing Officer refer to the appropriate Licensing Officers.
- c) All references to the Applicant(s) refer to the Applicant(s), the licensee or their representative.
- d) Hearings will take the form of a discussion led by the Sub-Committee throughout which Members, the Applicant(s) and, if appropriate, Officers and other parties, may ask questions.

- e) Parties who have made representations will be invited to address the Sub-Committee in the following order, where applicable:-
- Gloucestershire Constabulary
 - Officers of the Council in capacity as Responsible Authorities (health and safety, planning and pollution) (For Street Trading Matters only);
 - Interested Parties;
 - Ward Member(s)
- f) In order to avoid repetition, parties are requested to appoint a spokesperson to address the Sub-Committee where a number of the same, or similar representations, are being made.
- g) Decisions will generally be taken regardless of whether the Applicant(s) is present. All notices and representations received from absent parties will be considered.
- h) Information which has not been produced prior to a Meeting will not be considered unless with the agreement of the Sub-Committee and all relevant parties present.
- i) Any changes in the membership of the Sub-Committee will be announced by the Chair at the start of the Meeting.
- j) The Council has the right to exclude parties disrupting this Meeting, at its discretion.

Housekeeping Matters

- Mobiles phones must be switched off or set to silent;
- No smoking throughout the building or anywhere on the site;
- In the event of the fire alarm sounding, Officers will direct you to the meeting point
- Please ensure that you mute your desk microphone whilst not speaking and raise your hand if you wish to speak. The meeting will follow the procedures closely so please ensure that you have read this.

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Agenda Item 5



COTSWOLD
DISTRICT COUNCIL

Council name	COTSWOLD DISTRICT COUNCIL
Name and date of Committee	LICENSING SUB-COMMITTEE – 25 JUNE 2026
Subject	APPLICATION FOR A STREET TRADING CONSENT
Wards affected	Bibury
Accountable member	Planning and Licensing Committee
Accountable officer	Emma Sparkes, Licensing Officer Email: ers@cotswold.gov.uk
Report author	Emma Sparkes, Licensing Officer Email: ers@cotswold.gov.uk
Summary/Purpose	To consider an application for a Street trading consent made by Lady Anne Evans for the hardstanding in front of public toilets. The Street, Bibury.
Annexes	Annex A – Copy of the Application. Annex B – Plan of the site, location, and proposed unit. Annex C – Copy of representations. Annex D – Copy of Street Trading Conditions. Annex E – Copy of Street Trading Policy.
Recommendation(s)	That the Licensing Sub-Committee is asked, in light of the representations received, to consider the application and determine whether to: <ul style="list-style-type: none"> • Grant a Street Trading Consent in the terms of the application • Grant a Street Trading Consent for a temporary period • Grant a Street Trading Consent with additional conditions • Refuse the application for a Street Trading Consent



Corporate priorities	<ul style="list-style-type: none">• Deliver the highest standard of service
Key Decision	NO
Exempt	NO
Consultees/ Consultation	Highways - Gloucestershire County Council, Food Safety and Health and Safety – Cotswold District Council, Gloucestershire Police, Ward Member and Parish Council, Public Notice for 28 days at the site



1. BACKGROUND

- 1.1 The Local Government (Miscellaneous Provisions) Act 1982 allows applicants to apply for a Street Trading Consent (STC)
- 1.2 The Applicant, Lady Anne Evans, has applied for a STC for the hard standing in front of the public toilets, The Street, Bibury. The Licensing Authority is satisfied that the application was duly made, the correct notification process was followed, and the application was appropriately advertised. If granted, the Applicant is seeking a 6-month Consent.
- 1.3 The Application seeks to provide pre-packed ice cream in individual tubs.

Monday - Sunday: 11:00 – 18:00

A copy of the Application is attached in **Annex A**.

- 1.4 The land is privately owned by Cotswold District Council who state they will permit Eleven Bibury to use the land. Following the consultation process for the Street Trading Licence and if successful Cotswold District Council will then issue the Licence to Occupy the land

2. SITE DESCRIPTION

- 2.1 A copy of the site plan and location are attached in **Annex B**.

3. REPRESENTATIONS

Responsible Authorities

- 3.1 Environmental Health has commented no objection to the application. No other representations have been received from any other Responsible Authorities.

Parish Council and Residents

- 3.2 The Parish council have submitted a representation which can be found in **Annex C**. There have been 7 resident representations received concerning this application. These representations can be found in **Annex C**.



3.3 Under Cotswold District Council's Street Trading Policy, there are 3 Licensing Objectives:

- (a) Public safety
- (b) Public Order
- (c) Preventing nuisance or annoyance

3.4 Any Consent issued is subject to the Standard Conditions. A copy of Cotswold District Council's Standard Conditions is attached in **Annex D**.

4. FINANCIAL IMPLICATIONS

4.1 There are no financial implications arising directly from this report.

5. LEGAL IMPLICATIONS

5.1 The powers to control street trading within the Council's area are contained in Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982, 'the Act', which has been adopted by the Council. Under Schedule 4 of the Act the Council can manage street trading by designating streets as 'consent streets', 'licence streets' or 'prohibited streets'.

5.2 The Council has adopted powers in the Local Government (Miscellaneous Provisions) Act 1982 to regulate street trading through a Street Trading Consent scheme.

5.3 There is no right of appeal against the refusal to grant a Street Trading Consent. However, an aggrieved Applicant may seek a Judicial Review of the Council's decision.

5.4 In light of the implications of the Human Rights Act 1998, the Sub-Committee must give the Applicant and other interested parties a fair hearing and consider this application paying special attention to the principle of proportionality between the protection of individual rights and the interests of the community at large.

6. BACKGROUND DOCUMENTS

6.1 Cotswold District Council Street Trading Policy 2014.

Standard Conditions for Street Trading Consent.

END.



**LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982
GRANT OF STREET TRADING CONSENT**

I /We HEREBY APPLY for the grant of a Street Trading Consent in accordance with Section 3 of and Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982.

Please fill in this form in **BLOCK CAPITALS**

Application type:

NEW

RENEWAL

GRANT NUMBER:.....

APPLICANT DETAILS (for ALL applicants)			
Surname	[REDACTED]	Forenames	[REDACTED]
Address	[REDACTED]	Post code	[REDACTED]
National Insurance No. or proof of eligibility to work in the UK)	[REDACTED]	Date of Birth	[REDACTED]
NOTE: The applicant will be required to produce documents to establish identity i.e. photo driving licence or passport and one original proof of address issued within 3 months of the date of Street Trading application e.g. utility bill (gas , electric), bank statement, mortgage statement.			
Home Telephone No.	[REDACTED]	Mobile No.	[REDACTED]
Email Address	[REDACTED]		

Surname	(Mr / Mrs / Miss)	Forenames	
Address		Post code	
National Insurance No. or proof of eligibility to work in the UK)		Date of Birth	
NOTE: The applicant will be required to produce documents to establish identity i.e. photo driving licence or passport and one original proof of address issued within 3 months of the date of Street Trading application e.g. utility bill (gas , electric), bank statement, mortgage statement.			
Home Telephone No.		Mobile No.	
Email Address			

TRADING SITE DETAILS	
Full details of site(s) on which you wish to trade. NOTE: Please enclose a location map marking the site boundary with a Red line.	PAVED HARDSTANDING AREA DIRECTLY IN FRONT OF THE PUBLIC TOILETS ON HIGH STREET, BIBURY. THE PITCH IS WITHIN A 6M X 4M PAVED AREA, SET BACK FROM THE CARRIAGEWAY AND NOT ON THE MAIN PEDESTRIAN FOOTWAY. THE UNIT WILL BE POSITIONED TO MAINTAIN UNOBSTRUCTED ACCESS TO THE LADIES' AND GENTS' TOILETS AND WILL NOT IMPACT ANY QUEUEING OR ACCESS ROUTES.
	what3words location SCRIBBLE.SAMPLING.ENJOYS
If your application is for a mobile street trader (e.g. ice cream trader) - list all Parishes in which you wish to trade.	

PERIOD OF TRADING	
Is this application for the whole Consent Year (i.e. 1 st April to 31 st March)	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>
If NO, please state what period	1 APRIL to 30 SEPTEMBER 2026
What days do you propose to trade	7 DAYS PER WEEK
During what hours	11:00 TO 18:00

CURRENT STREET TRADING CONSENT	
Do you hold a current Street Trading Consent YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	
If YES, for which site	
When was the Consent granted	
When does the Consent expire	

VEHICLE / STALL DETAILS		
Mobile	Static	Static
Full description of vehicle, stall or container to be used in connection with trading. NOTE: If details not available, supply drawing or brochure of proposed unit.	A BRANDED PEDAL BICYCLE WITH A SECURELY MOUNTED INSULATED FREEZER BOX FOR THE STORAGE AND SALE OF PRE-PACKED ICE CREAM ONLY. THE UNIT IS SELF-CONTAINED, REQUIRES NO EXTERNAL POWER SUPPLY AND USES NO GENERATOR. NO COOKING, HEATING OR FOOD PREPARATION TAKES PLACE ON SITE. ICE CREAM STOCK WILL BE STORED IN COMMERCIAL FREEZERS AT ELEVEN BIBURY (NEARBY) AND REPLENISHED REGULARLY THROUGHOUT THE DAY. THE FREEZER ON THE BICYCLE IS USED ONLY FOR IMMEDIATE STORAGE WHILE TRADING. WE REQUEST APPROVAL TO USE ONE SMALL, WEIGHTED PARASOL FOR SHADE DURING HOT WEATHER, POSITIONED WHOLLY WITHIN THE PITCH AND REMOVED IN HIGH WINDS. THE BICYCLE, FREEZER UNIT AND PARASOL WILL BE REMOVED FROM SITE AT THE END OF EACH TRADING DAY.	
Dimensions of unit.	OVERALL FOOTPRINT (BIKE + FREEZER): L 2.20M x W 1.05M x H 1.2M	
Vehicle registration number.	NOT APPLICABLE	
NOTE: Include colour photograph of vehicle / stall showing any signage.		

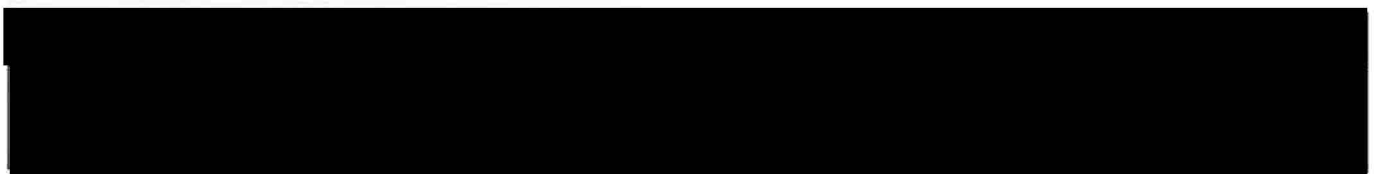
ARTICLES FOR SALE	
What articles do you wish to trade in. (Please give full details)	PRE-PACKED ICE CREAM IN INDIVIDUAL TUBS.

WASTE REMOVAL & TOILET PROVISION	
Details of the provision for removal of waste (including disposal of waste water).	ALL WASTE WILL BE BAGGED AND REMOVED FROM SITE AT THE END OF EACH TRADING SESSION. NO WASTE WATER WILL BE GENERATED/NONE WILL BE DISCHARGED TO HIGHWAY OR ADJACENT PROPERTY. WE WILL LEAVE THE SITE AND IMMEDIATE VICINITY CLEAR OF LITTER.
Arrangements for access to toilet facilities.	STAFF WILL USE THE TOILET FACILITIES OF ELEVEN BIBURY LTD, LOCATED NEARBY.

PREVIOUS HISTORY	
Have you ever been refused a Street Trading Consent in this or any other area. YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	
If YES, please give details	

PUBLIC NOTICE	
Upon submission of the application, the applicant must affix the prescribed Public Notice (provided by the Council) in the location they wish to trade, for a period of 28 days. This must remain in place until the application has been determined.	
Date Public Notice displayed in trading location.	10 MARCH 2026

DECLARATION	
I declare that I/we have checked the information given on this application form and to the best of my/our knowledge and belief it is correct. I/we am/are aware of the Council's Standard Conditions applicable to all Street Trading Consents and agree to comply with them.	



NOTES

This application will not be considered unless accompanied by the following items:

- **Valid public liability and public indemnity insurance cover for not less than £5,000,000.**
- **Completed Street Trading Consent application form**
- **Location map showing the site boundary marked with a Red line.**
- **Colour photograph of vehicle / stall showing any signage**

(Full fee payable upon determination of the application)

The completed application should be returned to:

Licensing
Cotswold District Council
Trinity Road
Cirencester
GL7 1PX

The information requested on this form is required in order to process your application.

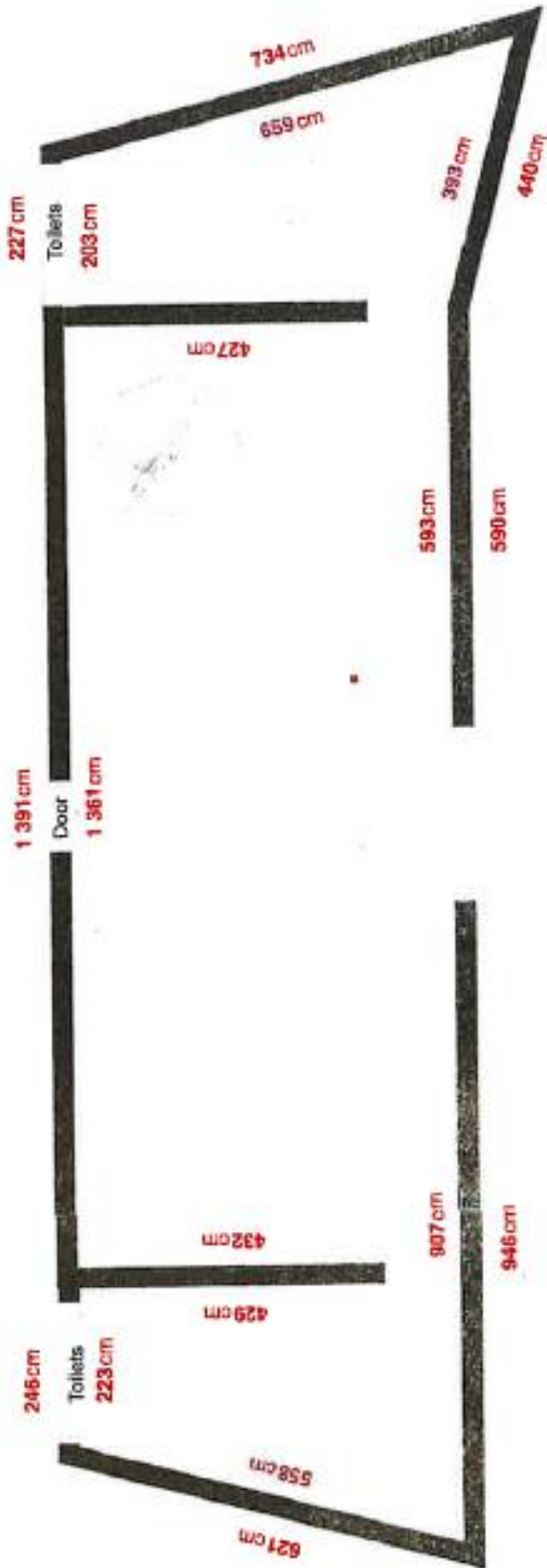
All new applications will be subject to a 28 day consultation period. The consultation period commences on the next working day following the receipt of the full application.

Copies of your application will be referred for consultation purposes to other Council Departments, Ward Councillors, other local authorities and other agencies as appropriate.

Details may also be passed to agents employed by the Council to carry out any professional assessment required and provide expert advice. Information may become public if your application is reported to the Council's Licensing Committee or if your application or other information supplied is relevant to enforcement action taken by the Council. Where legally obliged by Court Order the Council may be required to disclose the information to third parties.

Application details can be viewed on the Licensing Register on the Council's website
(www.cotswold.gov.uk/licensingregister)

For all enquiries relating to Data Protection, please contact: Data Protection Officer Tel: 01285 623000



Title of the plan

Type your description here



1/100

09/03/2026

N°1

Project plans subject to prior technical validation

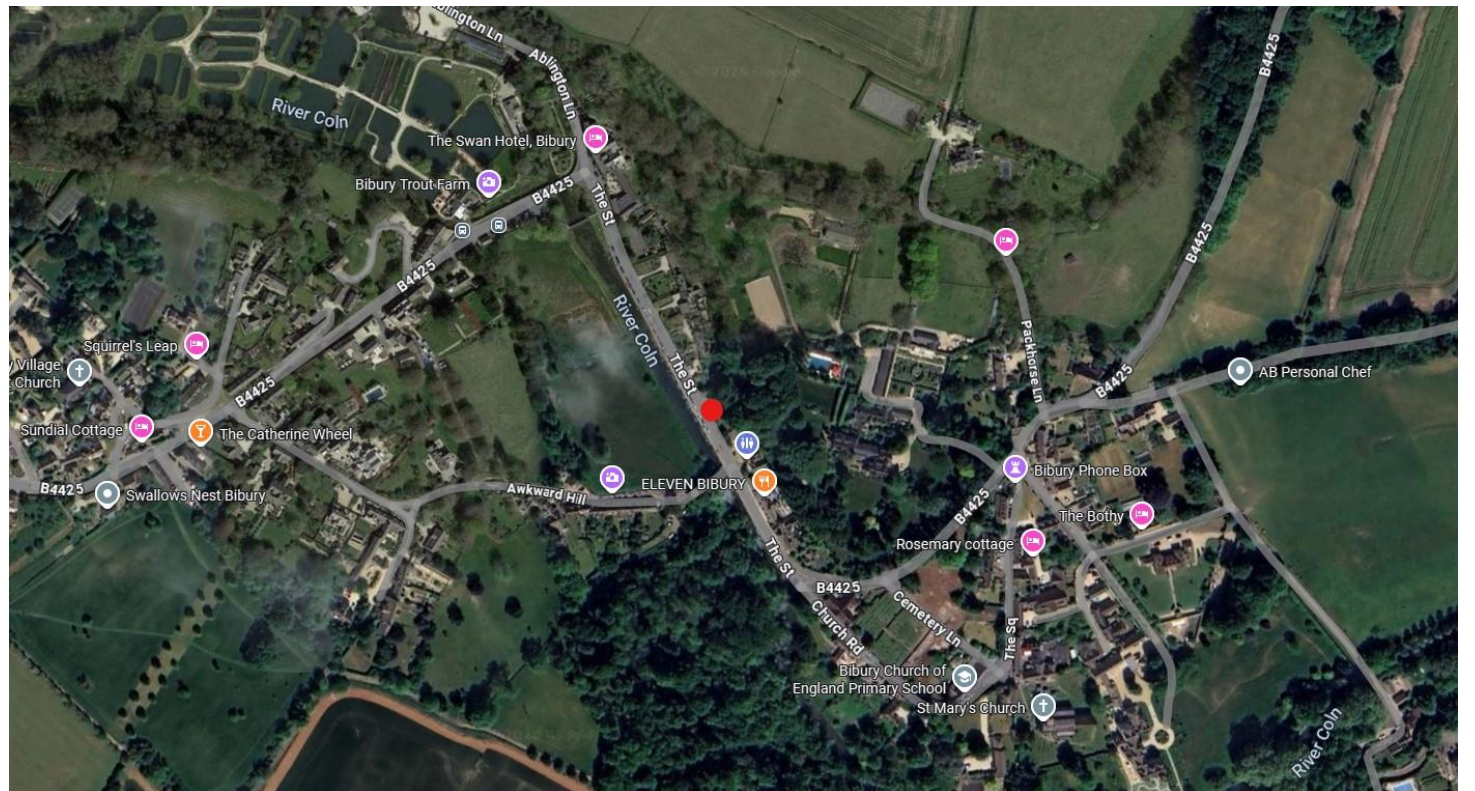
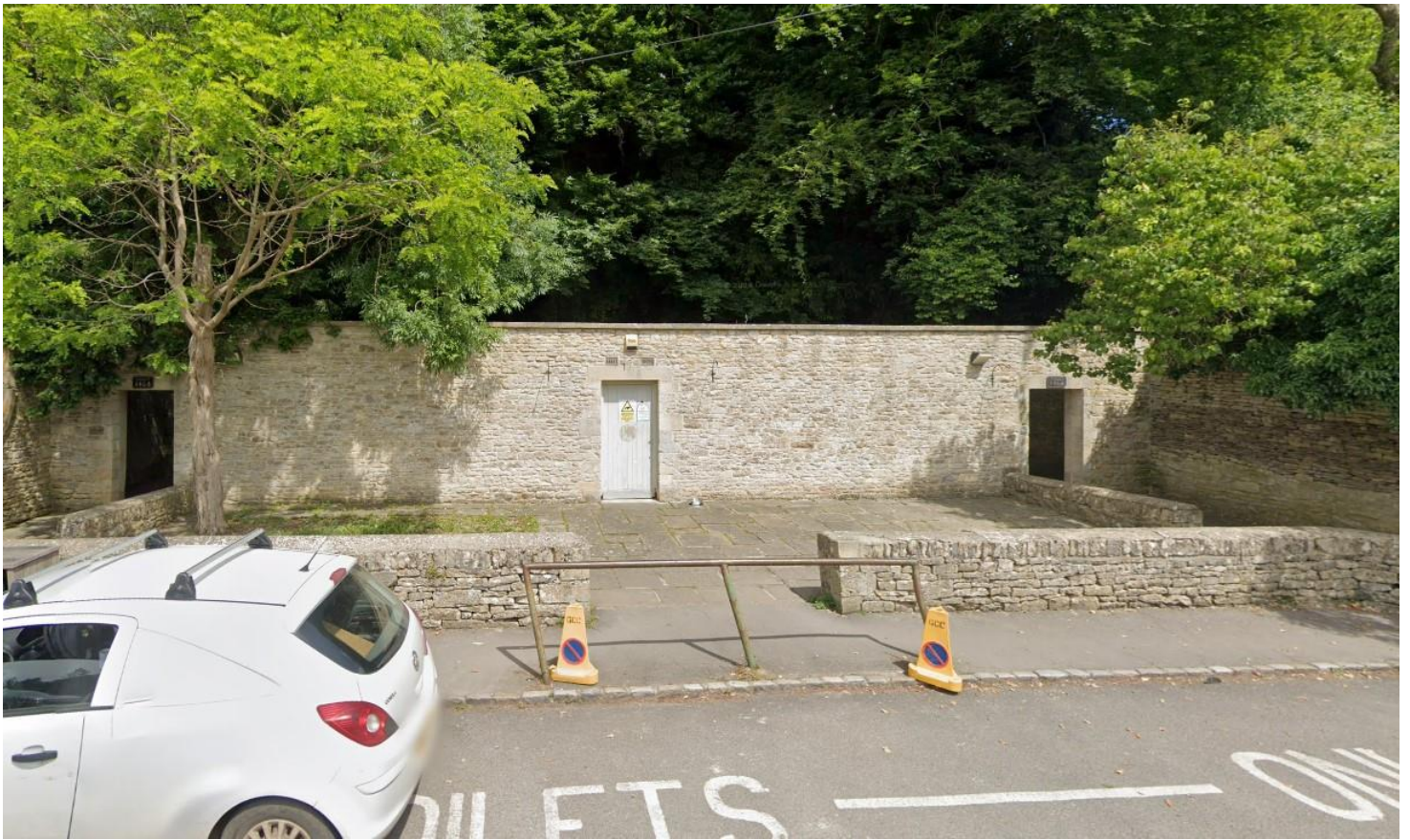


LEROY MERLIN

Title of the plan
Type your description here

N°1 09/03/2026

◀ N





C/26/00360/STC – Eleven Bibury – Objection Representations

Bibury Parish Council

We consider the area is not suitable as it becomes heavily congested with visitors entering the toilets and queueing and is not a hygienic area.

We are concerned any obstacle in this area could cause more congestion and possible accident as footfall is heavy at peak times on this paved area, although there are double yellow lines on the curb-side, vehicles frequently turn around here as it is the widest part of the street.

Michelle Follett Holt

I object to this pavement licence application.

The proposed location, immediately adjacent to the public toilets and along a key pedestrian route, is already a well-established high-footfall pinch point, particularly during peak visitor periods. The introduction of an external ice cream sales point will inevitably increase queuing and congregation in an already constrained space, leading to obstruction of the highway and creating avoidable safety risks.

This section of the village regularly experiences heavy pedestrian movement, informal queuing and limited passing space. Pedestrians already step into the road at this point due to congestion. Introducing a fixed point of sale here will further restrict visibility and movement, increasing the risk of conflict between pedestrians, including families and vulnerable users, and any passing vehicles.

Under the Business and Planning Act 2020, the authority must be satisfied that any pavement licence will not result in obstruction or compromise public safety. In this case, it is difficult to see how that test can be met given the existing levels of congestion at this location.

There are also clear and significant concerns regarding accessibility. Government guidance requires sufficient clear space to be maintained for all users, including wheelchair users, those with mobility impairments, and families with pushchairs. The addition of a pavement-based sales point and associated queuing risks reducing effective pavement width to an unacceptable level, particularly at busy times.

More broadly, this proposal represents a further incremental intensification of commercial activity within a highly sensitive part of Bibury Conservation Area. Small changes of this nature, when taken cumulatively, are contributing to increased pressure on both infrastructure and the character of the village.

The authority should also have regard to the principles set out in the National Planning Policy Framework, which emphasise the importance of creating safe, accessible environments and protecting the character of historic places.

For these reasons, the application fails to adequately address issues of public safety, accessibility and cumulative impact, and should be refused.

Mr Philip Challinor

Bibury is a heritage village and the present over tourism is massively damaging our community. Further cheapening the Bibury tourist experience with more street trading especially next to the exceptional heritage site of Arlington Row would accelerate the village experience towards one of a low quality mass tourism. Such a street stalls would increase litter in this sensitive area and it does not matter if more waste bins are installed as tourists simply dump their trash when they finish eating or drinking their food not at the location of purchase. As the voluntary Bibury Flood Warden one of my tasks has become clearing tourism litter out of the river every 1 or 2 weeks. The litter recovered is coffee cup lids, drink bottles and cans, ice cream tubs and spoons, crisp and chocolate wrappers and street stalls would only increase this problem. Somehow the water voles and other creatures have recently come back to this stretch of river - but having more waste and litter dumped in the river will place them at risk. There are already plenty of venues to purchase drinks and snacks in the village.

The location next to an incredibly busy road will encourage pedestrian to cross this road and put themselves and others at risk.

Mrs Maggie Catling

I object strongly to the idea of siting an ice cream outlet in front of the public toilets in Bibury village. With the number of tourists that Bibury receives, there are often long lines around the public toilets which are sited at a narrow lay-by close to a busy main road. It would seem to me to be extremely dangerous to have further queues

lining up to buy ice cream. There is already an ice cream van that parks in a lay-by opposite the Trout Farm and the Trout Farm itself sells ice cream. I fail to see why a further outlet is needed especially one so close to the public toilets! Not especially pleasant or hygienic! I would hope that someone from the Council would visit the site before giving permission

Mrs Valerie Edward

I strongly object to this application. I believe that setting such a precedent will result in further applications from street vendors reducing the village into a permanent flea market. A busy B road runs through the village - street trading will cause havoc and would be entirely unsafe for pedestrians and motorists alike in an already unsafe and congested environment!

Mr Terence Diver

Wish to object to this application on the grounds of public safety and public nuisance.

Bibury already experiences extremely high visitor numbers and significant congestion, particularly around Arlington Row and the adjacent road network. The proposed trading location is immediately beside the public toilets and directly adjacent to the main carriageway and pedestrian footway.

In my view, the introduction of an ice cream trading unit at this location would inevitably encourage additional pedestrian gathering, queuing and repeated crossing of the main road in an area that is already heavily congested with both vehicles and tourists.

The road through Bibury is frequently subject to traffic delays, congestion and restricted pedestrian movement during busy periods. Additional stopping, hesitation and pedestrian crossings associated with this proposal are likely to worsen traffic flow and create further safety concerns for both pedestrians and motorists.

The submitted application states that the unit would operate seven days per week between 11:00am and 6:00pm during the main tourist season. These are precisely the periods when Bibury already experiences the greatest pressure from visitor numbers and traffic congestion.

I am also concerned that the proposal would add further commercialisation and visual clutter to an already heavily pressured and sensitive village environment.

For these reasons, I respectfully ask that the application be refused.

That keeps it measured, local, and grounded in safety/nuisance rather than sounding personal or exaggerated.

Mrs Christina Diver

Wish to object to this application on the grounds of public safety and public nuisance.

As a local resident, I am very concerned about the impact this proposal would have during the already extremely busy tourist season in Bibury.

The proposed location is beside the public toilets and close to the main road, in an area where large numbers of visitors already gather. An ice cream stall in this position is likely to encourage additional queues, stopping and repeated crossing of the road by families and tourists, particularly during peak summer periods.

Traffic congestion through the village is already a significant issue, with regular delays and heavy pedestrian activity. I believe this proposal would further increase congestion and create additional safety concerns for both pedestrians and vehicles.

I am also concerned about the cumulative impact of increasing commercial activity within such a sensitive village setting. Bibury is already under considerable pressure from tourism, and this proposal risks adding further strain to the immediate area.

For these reasons, I respectfully ask that the application be refused.

Mr Matthew Liddell

The proposed location is in very close proximity to a public convenience, I don't believe food outlets should in any way be in close proximity to toilets for public health purposes. People leaving the toilets will have to walk past any sales outlet, food or otherwise, they will use the outlet and spread germs directly to the counter,

any condiments, money exchanged, just wrong in every way.

If I were to use the outlet, I wouldn't want any odour from the toilets wafting over me while I'm queuing for or being served food.

Additionally, the specific location already causes problems for locals and the excessive number of tourists due to people congregating while they wait to use the toilet or their friends do. These people then wander into the road without any consideration for their safety or the drivers who have to avoid them. Having a food outlet will exacerbate this dangerous situation.

Bibury doesn't need street food outlets, it has ample places to get a coffee, an ice cream, a cold drink. Another one is not required and will just be another bottleneck and a danger to public safety and if not a contravention of public health regulations certainly a potentially incompatible mix of food and human waste

For these reasons I object.

END

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STANDARD CONDITIONS FOR STREET TRADING CONSENTS

1. A Street Trading Consent is valid only for the period specified on the Consent.
2. The Consent Holder must pay the fee in full prior to trading.
3. Street trading is limited to the days of the week and between the hours stated in the Consent.
4. The valid identification disc or card issued by Cotswold District Council must be displayed on the trading unit in a conspicuous place, and must be clearly visible to the public.
5. The Street Trading Consent relates to the permitted vehicle/stall only.
6. The Consent Holder must ensure that the stall/vehicle is positioned only in the allocated space in the location for which the Street Trading Consent is issued.
7. The Council must approve any changes to or replacement of the stall or vehicle.
8. The Consent Holder must not use the site for any other purpose other than that of the operation of the Street Trading Consent.
9. The Consent Holder must not carry on their trade in such a way as to cause obstruction of any street or to endanger persons using the street or cause any nuisance or annoyance.
10. The Consent Holder and/or his/her employees must only sell or offer for sale those goods specified in the Consent granted to the Consent Holder.
11. The Consent Holder's vehicle/stall must be kept in a clean, safe and well maintained condition.
12. Every static street trading vehicle/stall must be removed from the site at the end of the trading day unless otherwise agreed by the Council.
13. Holders of mobile Street Trading Consents must not trade in one place for more than 30 minutes at a time and must not return to the same location within a period of two hours.
14. The Consent Holder must ensure refuse originating from their trade is disposed of by a licensed waste carrier, and they must leave the site and its immediate vicinity clear of refuse at the completion of trading.
15. No water or waste material must be discharged on to the highway or any adjacent property.
16. When trading from a layby, the Consent Holder must leave a maximum usable space to allow safe ingress and exit for vehicles.
17. No free-standing signs, for example, 'A' boards, are to be displayed on the street. No free-standing seating, tables, chairs, sunshades or other unapproved items are to be displayed.
18. No television, radio or other device used in the reproduction or amplification of sound whilst trading must be audible beyond a distance of 5 metres from the trading unit.
19. The granting of this Consent does not imply the right to violate any order or prohibition or restriction made under the various Road Traffic Acts and Highway Acts.
20. A Street Trading Consent cannot be transferred or sold to another person.
21. The sub-letting of a Street Trading Consent location is prohibited unless otherwise agreed by the Council.

22. The Consent Holder must be the principal operator and have day-to-day control of the stall/vehicle. The Consent Holder may employ any other person to assist in operating the stall/vehicle.
23. The Consent Holder must comply with the Equality Act 2010, ensuring they do not discriminate, harass or victimise customers or staff during the course of their trading. They will also ensure that disabled people and wheelchair users can be adequately served. This may involve serving persons from outside the vehicle.
24. The Consent Holder must have and maintain a proper insurance policy against public liability and third party risks. The minimum insurance cover must be £5,000,000 and must cover the operator's vehicle or stall, and any additional equipment under their control.
25. These general conditions, which apply to all Street Trading Consents, may be varied, having regard to a particular location. Additional Conditions may be required and will be displayed and listed on the Street Trading Consent.
26. The Consent Holder may terminate a Street Trading Consent by giving written notice to the Council.
27. Consent may be revoked by the Council at any time.

Failure to Comply with these Conditions

If the Consent Holder fails to comply with any of the Conditions attached to a Street Trading Consent, the Consent may be revoked. The Consent Holder may also be prosecuted for trading outside the location or times specified in the Street Trading Consent.

Additional Conditions (Where Applicable)

1. Where gas cylinders are used, a valid Gas Safety Certificate is required to ensure the safety of all gas appliances
2. Where the vehicle/stall has a 240 volt electrical system, a valid Electrical Installation Certificate is required.
3. A serviceable fire blanket and suitable fire extinguisher(s) must be provided at all times.
4. A basic first aid kit must be provided.
5. A mobile phone must be available for use.
6. All staff involved in the preparation of food must hold a current Level 2 Food Safety Certificate, accredited by the Chartered Institute of Environmental Health, the Royal Society of Health, or the Royal institute of Public Health and Hygiene.
7. No signs or objects, for example, tables and chairs, are to be placed on the highway or the site without prior approval by the Council.
8. No generator must be used without the consent of the Council.
9. Where seating is provided for consumption of food on site, toilet facilities must be made available.
10. The Consent Holder must make arrangements to ensure that all persons connected with the operation of the vehicle/stall have the means and opportunity to visit suitable toilet facilities, when necessary.

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Street Trading Policy

This policy was adopted by Cotswold District Council at the meeting of Council on 16 December 2014 and will be reviewed five years from that date unless previously amended.

Version: 18/12/14



COTSWOLD
DISTRICT COUNCIL

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Glossary

The Council - Cotswold District Council

District - The district of Cotswold District Council

Licensing Sub-Committee - The Sub-Committee established by the Council to determine applications for Street Trading Consent

The Applicant - The trader who has submitted an application for a Street Trading Consent

Consent holder - A person or Company to whom the consent to trade has been granted by the Council

Street trading - The selling, exposing or offering for sale of any article (including a living thing) in a street; and the supplying of or the offering to supply any service in a street

A street - Includes any road, footway, beach or other area to which the public have access without payment; and part of a street and a service area as defined in Section 329 of the Highways Act 1980

Representation - A comment made in response to an application

Licence street - A street in which street trading is prohibited without a licence granted by a district council (NB: there are currently no Licence Streets in the Council's District)

Consent street - A street in which street trading is prohibited without the consent of the council

Street Trading Consent - A permission to trade, which is granted by the council, pursuant to paragraph 7, Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 subject to conditions and the payment of a fee

A Roundsman - An individual who visits a 'round' of customers and delivers the orders of those customers, for example a milkman. A person operating an ice-cream van is not classed as a roundsman

A Pedlar - A pedlar is a trader who must:

- be 17 years and above
- travels and trades on foot carrying to sell or exposing for sale; procuring orders or selling or offering for sale; goods wares or merchandise
- keep moving, stopping only to serve customers at their request
- move from place to place and not circulate within the same area
- carry all goods for sale
- hold a valid pedlar's certificate, issued by a Chief Constable of Police

Authorised Officer - An Officer authorised by the Council to act in accordance of the provisions of the Local Government (Miscellaneous Provisions) Act 1982

Activities not requiring consent - Trading:

- as a pedlar under a Pedlar's Certificate
- at an established Charter or statutory market
- in a trunk road picnic area
- as a news vendor where only newspapers or periodicals are sold
- at a petrol filling station or shop
- at a premises used as a shop or in a street adjoining premises and as part of the business of the shop [e.g. street café]
- as a Roundsman (i.e. delivering pre-ordered goods to customers)
- from a licensed highway area
- under a Street Collection Permit for charitable purposes

1.0 The Policy

- 1.1 The powers to control street trading within the Council's area are contained in Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982, 'the Act', which has been adopted by the Council. Under Schedule 4 of the Act the Council can manage street trading by designating streets as 'consent streets', 'licence streets' or 'prohibited streets'. The Council has adopted powers in the Local Government (Miscellaneous Provisions) Act 1982 to regulate street trading through a Street Trading Consent scheme.
- 1.2 This policy sets out the framework for the management of street trading in the area of Cotswold District Council.
- 1.3 The Council recognises the valuable contribution that street trading can make to the local culture and economy and the services that street traders provide to residents and visitors.
- 1.4 The Council is committed to improving the support provided to small businesses, ensuring there is no unnecessary burden placed on them and they are provided with sufficient guidance and advice.
- 1.5 This document sets out the street trading objectives the Council will use when they consider applications for Street Trading Consents. It sets out the Council's general expectations to how an application for street trading is determined.
- 1.6 The policy supports the Council's commitment to work in partnership with other agencies, and avoiding duplication with other statutory controls.
- 1.7 In determining this policy, the Council has consulted the following:
 - Gloucestershire Constabulary
 - Gloucestershire Fire and Rescue Service
 - Gloucestershire County Council Highways
 - Gloucestershire County Council Trading Standards
 - Parish and Town Councils
 - Parish Meetings
 - Current street traders
- 1.8 In addition the Council's regulatory and enforcement services have been consulted. These include:
 - Development Services
 - Environmental Services
 - Economic Development
 - Leisure and Communities
 - Legal and Property Services
- 1.9 This policy will be reviewed every five years. If required, periodic updates may be undertaken following the consultation process.

2 Legislation

2.1 The Act sets out a number of definitions and provisions.

‘Street Trading’ is defined as the selling or exposing or offering for sale of any article (including a living thing) in a street. The Act makes certain activities exempt from the requirement to hold a Street Trading Consent. The exempt activities are:

- (a) Trading as a Pedlar under the authority of a Pedlar’s Certificate granted under the Pedlars Act 1871.
- (b) Any trade in a market or fair held under a charter which has been granted or established by statute. This exemption does not apply to car boot sales and informal markets which have been set up.
- (c) Trading in a trunk road picnic area provided under the Highways Act 1980 (section 112). Motorway service areas fall within this exemption.
- (d) Trading as a news vendor (where the only articles sold or offered for sale are newspapers and periodicals).
- (e) Trading at premises used as a petrol filling station or from a street adjoining a shop premises as part of the business or shop. This exemption enables people operating petrol stations to offer a range of goods on their forecourt and for shop keepers to offer goods outside their shop premises (for example a display of fruit and vegetables outside a greengrocers or plants/flowers outside a florists).
- (f) Offering or selling things as a Roundsman. For these purposes a “Roundsman” is a person who follows the round of his customers to take orders and deliver the pre-ordered goods of his customers. Case law has established that mobile ice cream sales are not exempt from street trading controls.
- (g) The use for trading under the Highways Act 1980 (Part VIIA Section 115B) of an object or structure (such as a booth or kiosk) placed on, in or over a highway.
- (h) The operation of facilities for recreation or refreshment provided under of the Highways Act 1980 (Part VIIA Section 115C);
- (i) Street collections for charitable purposes authorised by a street collection permit (issued under regulations made under section 5 of the Police, Factories, etc. (Miscellaneous Provisions) Act 1916)

2.2 Schedule 4 defines a “street” as any road, footway, beach or other area to which the public have access without payment and a service area as defined in section 329 of the Highways Act 1980. This statutory definition of “street” is clearly wider than the dictionary definition of that word.

2.3 A Consent Street is a street in which street trading is permitted only if the consent of the local authority has first been obtained.

2.4 All streets within the Council’s District are designated as Consent Streets.

3 Licensing process and delegation of functions

3.1 The Council's aim is to provide a clear, consistent licensing service for applicants and consent holders. The setting and any revisions to this policy will be submitted with recommendations from the Licensing Committee to Full Council for consideration and approval.

3.2 The Council's relevant Licensing Sub-Committee:

- determines the application for a Street Trading Consent (where valid representations are made against the application)

When determining an application for the grant, renewal or revocation of a Street Trading Consent a Licensing Sub-Committee may:

- (a) Grant consent to the applicant as applied for
- (b) Grant consent to the applicant subject to modifications to any of the following matters:
 - The days on which trading can take place
 - The times during which trading can take place
 - The location(s) where trading can take place
 - The articles that can be traded
 - The conditions attached to the Consent
 - The duration of the Consent
- (c) Refuse to grant the Consent
- (d) Revoke an existing Consent

3.3 The Public Protection Manager and Licensing Officers are authorised to:

- (a) issue Street Trading Consents and attach such conditions as are considered reasonably necessary under the Local Government (Miscellaneous Provisions) Act 1982.
- (b) vary the conditions attached to an existing Street Trading Consent when necessary to promote public safety and/or prevent nuisance or annoyance to affected parties.
- (c) refer to Licensing Sub-Committee
 - for a review of an existing Street Trading Consent where there has been a substantiated complaint about an existing street trader or the trader has breached the conditions of the Street Trading Consent.
 - refer new applications for street trading consents to the Licensing Sub Committee where a valid representation has been made.

4 Street Trading Objectives

4.1 The following street trading objectives will be considered in deciding whether or not a Street Trading Consent will be granted and on what conditions:

(a) Public safety

Whether the street trading activity represents, or is likely to represent, a risk to the public e.g. obstruction of a street or a danger to persons using the street, obstruction to key sight lines for CCTV cameras, obstruction for emergency vehicles.

(b) Public Order

Whether the street trading activity represents, or is likely to represent, a risk to public order. Gloucestershire Constabulary will be consulted on all applications regarding public order.

(c) Preventing nuisance or annoyance

Whether the street trading activity represents, or is likely to represent, a risk of nuisance or annoyance to the public e.g. from noise, odour, fumes, litter or waste.

5 Application advice for new applicants

5.1 Advice for New Applicants

New applicants are advised to contact the Council at their earliest opportunity, preferably before an application is made. This allows Officers to provide advice, as well as clarifying any areas of uncertainty.

5.2 Planning Permission

5.2.1 It is the responsibility of the applicant to identify the location(s) in which they wish to trade.

5.2.2 Private land is regarded as a 'street' if the public have access without payment. Written permission should be obtained from the land owner for the business to operate from that location.

5.2.3 Units which are moved on and off a site on a regular basis will require a Street Trading Consent.

5.2.4 Units which are permanently based on a site (even if they are capable of being moved) may need planning permission. If planning permission is granted for a permanent unit then it may not require a Street Trading Consent.

5.3 Site location

5.3.1 The following will be considered when determining suitability of the site for a static trader:

- Safety of other street users including traffic and pedestrians
- Safety of customers using the street trading unit
- Potential for obstruction, interference, inconvenience or nuisance to other street users including, other traders, traffic and pedestrians
- Potential for nuisance to residents and other businesses for example noise and/or smell
- Number of existing street traders in any one street

5.3.2 The A419 and A417 are designated as trunk roads. Road Management Services (Gloucester) Ltd [RMS] will not approve any street trading applications for laybys or slip roads along the A417 and A 419.

5.3.3 The Council may in exceptional circumstances grant more than one Street Trading Consent in a layby.

5.3.4 The Council will generally consider an application for a Street Trading Consent in respect of any Council owned car park only after consent to trade under the relevant Parking Order has been obtained.

5.4 Premises Licence

Street traders that serve hot food or hot drink at any time between 11.00pm and 05.00am will require a Premises Licence that authorises late night refreshment under the Licensing Act 2003.

5.5 Food Safety

The applicant should be able to demonstrate that all food handlers are appropriately trained / experienced. Food hygiene training certificates should be available for food handlers.

The applicant must provide evidence to demonstrate the food business is registered with a local authority.

5.6 Health and Safety

A valid gas safety certificate for all gas appliances should be available for inspection. Certificates must be issued by a Gas Safe registered engineer who holds the relevant competencies (commercial/catering and liquefied petroleum gas). As a minimum catering gas appliances should be inspected and tested every 12 months.

6 Submitting an application

6.1 All applicants must be 17 years of age or above. An application for consent must be made on the Council's standard form.

Applications forms:

- May be downloaded from the Council's website
- Electronic applications can be made through the Council's website

6.2 Two types of Street Trading Consent are issued; static and mobile

- (a) A static Street Trading Consents is issued for a trader who remains in one place during trading.
- (b) A mobile Street Trading Consent is issued to a trader who wishes to move from place to place. In order to meet the criteria for mobile consent a trader generally must not remain in one place for more than 30 minutes at a time and not return to the same site within 2 hours.

6.3 All applications for the grant of a new Street Trading Consent site must include:

- (a) Completed application form
- (b) Where the proposed trading is from a specified location, a location plan showing the proposed location of the street trading site. This map should clearly identify the proposed location by marking the site boundary with a red line.
- (c) Where the proposed trading is on a mobile basis, a list of Towns/Parishes in which trading is proposed to take place providing details where possible of the streets.
- (d) Colour photographs of the vehicle/stall showing any signage. If the vehicle/stall has not been constructed submit supplier drawings/brochure.
- (e) Valid insurance certificate for £5,000,000 public liability and public indemnity cover.
- (f) Documents to establish the applicant's identity i.e. photo driving licence or passport and one original proof of address issued within 3 months of the date of consent application e.g. utility bill (gas , electric), bank statement, mortgage statement.

6.4 For a new application the applicant must affix a prescribed Public Notice (issued by the Council) Appendix I in the location they wish to trade upon submission of the application for a period of 28 days. This must remain in place until the application has been determined.

7 Consultation Period

- 7.1 All new applications will be subject to a 28 day consultation period. The consultation period commences on the next working day following the receipt of the full application.

The consultation will seek the views of the following:

- Relevant Parish/ Town Council/Parish Meeting
- Councillor(s) for the Ward(s) concerned
- Gloucestershire Constabulary
- Gloucestershire Fire and Rescue Service (where applicable)
- Gloucestershire County Council Highways
- Gloucestershire County Council Trading Standards
- Planning and Development Services – Cotswold District Council
- Public Protection - Cotswold District Council
- Any other person(s) or bodies the Council deems relevant
- Consideration will be given to all written Representations, which are not irrelevant, frivolous, or vexatious.

8 Determination of application

Determining applications with no valid representations

- 8.1 A Street Trading Consent will be automatically granted if the application meets the Street Trading Objectives and there are no valid representations.

Determining applications through mediation

- 8.2 If the application does not meet the Street Trading Objectives, or there are valid representations Officers will contact the applicant to discuss changes that could be made to the proposed location, goods or trading hours and/or additional conditions that could be introduced.
- 8.3 If changing the application and/or introducing additional conditions can resolve the representation and/or street trading objectives a Street Trading Consent will be issued.

Determining applications where mediation has not resolved the representations

- 8.4 If making changes to the application or introducing additional conditions cannot resolve the street trading objectives and/or representation the application will be referred to Licensing Sub-Committee.

9 Decisions

- 9.1 Where an application is referred to the Licensing Sub-Committee as a result of a valid representation being made, it will determine each application on its own merits. Applicants and the person/agency making the representation will be invited to attend. Members of the Licensing Sub-Committee will consider the information submitted as part of the application and give due consideration to persons making a representation.
- 9.2 Following the determination of an application, the Licensing Section will notify the applicant of the decision in writing within ten working days of the decision.
- 9.3 All Street Trading Consents are subject to the Council's standard conditions. Individual applications may be approved subject to additional conditions. Additional conditions form part of the Street Trading Consent and must be complied with at all times.
- 9.4 A Consent may be refused on any reasonable grounds. (LG(MP)A Paragraph 7(3) of Schedule 4). Where the council refuses an application the applicant will be informed in writing of the reasons for not granting the application.
- 9.5 There is no statutory right of appeal against refusal to issue a Street Trading Consent or against conditions that may be included in a Street Trading Consent.
- 9.6 A person aggrieved by a decision of the Council may make an application to the High Court for Judicial Review of the decision. For further information on potential grounds for Judicial Review applicants should seek advice from an independent solicitor as soon as they receive notice of the decision.

10 Conditions

- 10.1 The Council will apply standard conditions to all Street Trading Consents. Appendix 2 contains the Council's approved standard conditions. Additional conditions may be attached to individual consents if the circumstances warrant this, provided the conditions are reasonable and relevant to the Consent. (LG(MP)A Paragraph 7(7) and (8) of Schedule 4)
- 10.2 The conditions attached to the Consent can be varied. In the interests of fairness any proposed variation will be notified in advance to the consent holder (LG(MP)A Paragraph 7(6) of Schedule 4)

11 Duration of Street Trading Consent

- 11.1 Street Trading Consents are issued for a period of 12 months from the date of grant.
- 11.2 A Street Trading Consent may be surrendered at any time. It shall then cease to be valid.

12 Short Term Consents

- 12.1 Street Trading Consents are generally issued by the Council on an annual basis. Seasonal trading consents may be considered for a 6 month period e.g. mobile ice cream vehicles. A short term Consent may be granted for a period of up to 7 days.
- 12.2 The process is the same as for an annual Consent.

13 Renewals

- 13.1 Applications for renewal must be submitted no later than 6 weeks prior to the expiry date of the current Consent. Renewal applications made after this date will not be valid and a new application will have to be made. No trading may take place until the new Consent is issued.
- 13.2 The application form for the renewal of a Street Trading Consent site must be accompanied by:
- Street Trading Consent fee (in full)
 - Evidence of valid public liability and public indemnity insurance cover of not less than £5,000,000
- 13.3 Renewal applications will be automatically granted provided the following criteria have been met;
- no substantiated complaints have been received in the previous 12 months which relate to the Street Trading Objectives [refer to paragraph 4.0]
 - no relevant enforcement action has been taken against the applicant or persons working for the applicant
- If the criteria are not met the renewal will be subject to the same procedure as new application.

14 Transfers

- 14.1 A Street Trading Consent cannot be transferred or sold to another person.
- 14.2 Whilst the subletting of a Street Trading Consent location or pitch will ordinarily be prohibited, the Council may permit sub-letting in the case of a Consent granted to a Town or Parish Council where it is satisfied that the Town or Parish Council has, or will put in place, satisfactory measures to ensure that any individual/ organisation to whom they sublet will comply fully with the conditions subject to which the Town or Parish Council's Consent was granted.

15 Revocation

- 15.1 A Street Trading Consent may be subject to revocation during the 12 month consent period. Any valid Representation made against the Consent holder or persons working on behalf of the Consent holder will be referred to the Licensing Sub Committee to determine whether the Consent should be revoked. (LG(MP)A paragraph 7(10) of Schedule 4)
- 15.2 There is no right of appeal to the Magistrates Court against the revocation of a Street Trading Consent.

16 Markets

- 16.1 Charter markets are outside the scope of the Street Trading Policy.

17 Community and charity events

- 17.1 The Licensing Committee resolved in March 2013 that the following types of events should be exempt from the requirement to pay a Street Trading Consent fee;
- Fetes, carnivals or similar community based and run events of short duration (less than 1 day), e.g., Christmas lights switch-on events
 - Non-commercial, community or charitable events where the profits are not used for private gain or are wholly passed to a charity, educational organisation or community-based organisation.
- 17.2 This policy further requires that the following criteria must be met in order to qualify for the exemption;
- Traders cannot trade at the location for more than 1 day or return to the location more frequently than once in any four week period
 - Traders must be pre-booked by the organisers
 - Submission of a Returns form within 28 days of the event – detailing monies raised and details of the charity, educational or community based organisation that the monies have been passed to
- 17.3 This exemption includes community car boot sales.
- 17.4 For 'hybrid' events that are part community or charity based the fee will not be reduced.
- 17.5 The fee may be waived by Officers in consultation with the Chair and Ward Councillor(s). Where necessary, the application for the waiver of the fee will be referred to Licensing Sub-Committee for determination.

18 Selling a vehicle on a street

- 18.1 A Street Trading Consent is required where vehicles are placed on a street and advertised for sale. This includes any vehicle displaying signs that name an individual or business; or displays notices/signs intended to sell the vehicle.

19 Fees

- 19.1 Fees will be set for the granting and renewal of a Street Trading Consent. The fees will be fixed by the Council on a full cost recovery basis and reviewed annually. The level of fees applicable takes into account the administrative cost of issuing the consent and the cost of Council Officers to ensure compliance with the conditions in the consent.
- 19.2 Where trading ceases during the term of a Street Trading Consent, or the consent is revoked a part refund on a pro-rata basis may be issued if appropriate. Details of the current fees can be found on the Council's website.
- 19.3 Street Trading Consent fees must be paid in full before trading commences.

20 Enforcement

- 20.1 The Council is committed to enforcing the provisions contained within the relevant legislation and to work in partnership with all enforcement agencies, to provide consistent enforcement on licensing issues.
- 20.2 The Licensing Section aims to work closely with other enforcement authorities when dealing with issues related to street trading.
- 20.3 Where licensable activities are conducted without a Street Trading Consent or where conditions are breached, the Council will gather evidence and take enforcement action as required.
- 20.4 The Act creates an offence of trading in a Consent Street without a Street Trading Consent punishable by a fine of up to £1000 on conviction by the Magistrates' Court.

21 Contacts

- 21.1 Commercial Team - Licensing Section
Public Protection
Cotswold District Council
Trinity Road
Cirencester
GL7 1PX
01285 623000
licensing@cotswold.gov.uk
- 21.2 The Council has a corporate complaints procedure, copies of which are available from the Council Offices or on the Council's website www.cotswold.gov.uk

Appendix I: Public Notice

NOTICE OF APPLICATION FOR A STREET TRADING CONSENT

Name of Applicant	
Location	
Summary of application (hours of trading, articles to be sold etc.)	
<p>NOTICE IS HEREBY GIVEN that an application has been made to Cotswold District Council for a Consent to carry out street trading at above location.</p>	
<p>Copies of Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 and of the application may be inspected at: Cotswold District Council Licensing Team Trinity Road Cirencester Gloucestershire GL7 1PX Between 09:00a.m. and 16:00 (Monday to Friday except public holidays) Email: licensing@cotswold.gov.uk</p>	
<p>Any person wishing to make representations about this application may do so in writing to Cotswold District Council no later than: (no later than 28 days from the date of application)</p>	

Appendix 2

Standard conditions for Street Trading Consent

1. A Street Trading Consent is valid only for the period specified on the Consent.
2. The Consent holder must pay the fee in full prior to trading
3. Street trading is limited to the days of the week and between the hours stated on the Consent.
4. The valid identification disc or card issued by Cotswold District Council must be displayed in a conspicuous place, clearly visible to the public on the street trading unit.
5. The Street Trading Consent relates to the following vehicle/stall only:
6. The Consent holder must ensure that the stall/vehicle is positioned only in the allocated space in the location for which the Street Trading Consent is issued.
7. The Council must approve any changes to or replacement of the stall or vehicle.
8. The Consent holder must not use the site for any other purpose other than that of the operation of the Street Trading Consent
9. The Consent holder must not carry on their trade in such a way as to cause obstruction of any street or endanger persons using the street or cause any nuisance or annoyance
10. The Consent holder and/or his employees must only sell or offer for sale those goods specified in the Consent granted to the Consent holder
11. The Consent holder's vehicle/stall must be kept in a clean, safe and well maintained condition
12. Every static street trading vehicle/ stall must be removed from the site at the end of the trading day unless agreed by the Council.
13. Holders of mobile Street Trading Consent must not trade in one place for more than 30 minutes at a time and must not return to the same location within 2 hours.
14. The Consent holder must ensure refuse originating from their trade is disposed of by a licensed waste carrier and must leave the site and its immediate vicinity clear of refuse at the completion of trading.
15. No water or waste material must be discharged on to the highway or any adjacent property.
16. When trading from a layby leave a maximum usable space permitting safe ingress and exit for vehicles.
17. No free standing signs e.g. 'A' boards must be displayed on the street. No free standing seating, tables, chairs, sunshades or other unapproved items are to be displayed.
18. No television, radio or other device used in the reproduction or amplification of sound whilst trading must be audible beyond a distance of 5 metres from the trading unit.
19. The granting of this Consent does not imply the right to violate any order or prohibition or restriction made under the various Road Traffic Acts and Highway Acts.
20. A Street Trading Consent cannot be transferred or sold to another person.
21. The sub-letting of a Street Trading Consent location is prohibited unless agreed by the Council.
22. The Consent holder must be the principal operator and have day-to-day control of the stall/vehicle. The Consent holder may employ any other person to assist in operating the stall/vehicle.
23. The Consent holder will comply with the Equality Act 2010, ensuring they do not discriminate, harass or victimise customers or staff during the course of their trading. They will also ensure that disabled people and wheelchair users can be adequately served. This may involve serving persons from outside the vehicle.

24. The Consent holder must have and maintain a proper insurance policy against public liability and third party risks. The minimum insurance cover must be £5,000,000 and must cover the operator's vehicle, or stall and any additional equipment under their control.
25. These general conditions, which apply to all Street Trading Consents, may be varied, having regard to a particular location. Additional conditions may be required and will be displayed and listed on the Street Trading Consent.
26. The Consent holder may terminate a Street Trading Consent by written notice to the Council.
27. Consent may be revoked by Cotswold District Council at any time.

Failure to comply with these conditions

If the consent holder fails to comply with any of the conditions attached to a Street Trading Consent, the Consent may be revoked. The Consent holder may also be prosecuted for trading outside of the location or times specified in the Street Trading Consent.

Additional conditions (where applicable)

1. Where gas cylinders are used a valid gas safety certificate is required to ensure the safety of all gas appliances
2. Where the vehicle or stall has a 240 volt electrical system a valid electrical installation certificate is required.
3. A serviceable fire blanket and suitable fire extinguisher/s must be provided at all times.
4. A basic first aid kit must be provided.
5. A mobile phone must be available for use.
6. All staff involved in the preparation of food must hold a current Level 2 food safety certificate, accredited by the Chartered Institute of Environmental Health, the Royal Society of Health, or the Royal Institute of Public Health and Hygiene.
7. No signage or objects (e.g. tables/chairs) must be placed on the highway or the site without prior approval by the Council.
8. No generator must be used without the consent of the Council.
9. Where seating is provided for consumption of food on site toilet facilities must be made available
10. The Consent holder must make arrangements to ensure that all persons connected with the operation of the vehicle/stall have the means and opportunity to visit suitable toilet facilities when necessary.

This document can be produced in Braille, large print, audio tape and in other languages.

If you would like a copy in one of these formats, please phone the Print and Design Department on 01285 623215.