



COTSWOLD
DISTRICT COUNCIL

Council name	COTSWOLD DISTRICT COUNCIL
Name and date of Committee	LICENSING SUB-COMMITTEE – 26 JUNE 2024
Subject	APPLICATION FOR A STREET TRADING CONSENT
Wards affected	Bourton Vale
Accountable member	Planning and Licensing Committee
Accountable officer	Kevin Dunford, Licensing Officer Email: ers@cotswold.gov.uk
Report author	Kevin Dunford, Licensing Officer Email: ers@cotswold.gov.uk
Summary/Purpose	To consider an application for a Street trading consent made by Frederik Jacobs for The Old Mill, Mill Lane, Lower Slaughter.
Annexes	Annex A – Copy of the Application. Annex B – Plan of the site, location, and examples of proposed vehicle. 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">• Delivering good services
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
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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, Frederik Jacobs, have applied for a STC for The Old Mill, Mill Lane, Lower Slaughter, Gloucestershire, GL54 2HX. 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 12-month Consent.
- 1.3 The Application seeks to position a converted horse trailer on the private property located at the Old Mill to provide hot & cold beverages, ice cream, packed snacks, and sandwiches.

Wednesday to Friday : 10:00 – 17:00

Saturday and Sunday : 9:00 – 17:00

Peak season of July, August and September : 7 Days a week

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

2. SITE DESCRIPTION

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

3. REPRESENTATIONS

Responsible Authorities

- 3.1 The Planning Department has requested the applicant review their permissions and apply if necessary. This action does not affect the application for a STC.

No representations have been received from any other Responsible Authorities.

Town Council and Residents

- 3.2 The Town council have not submitted a representation. 18 resident representations have been received concerning this application, and are attached 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 None.