

REPORT OF THE DEPUTY CHIEF EXECUTIVE

REGULATORY COMMITTEE – 23 MARCH 2015

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 APPLICATION FOR GRANT OF CONSENT TO TRADE IN A DESIGNATED AREA

ATHENAEUM STREET, SUNDERLAND

Benet Cooney

1.0 PURPOSE OF THE REPORT

- 1.1 To consider an application received from Benet Cooney for grant of consent to trade in a designated area in respect of a site situated on Athenaeum Street, Sunderland.

2.0 DESCRIPTION OF DECISION (RECOMMENDATION)

- 2.1 The Committee is recommended to give consideration to the grant or refusal of Mr Cooney's application for grant of consent to trade in a designated area as described in paragraph 1.1 above, under the terms of Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982.

3.0 INTRODUCTION/BACKGROUND

- 3.1 The street in question has been designated by the Council as a consent street for street trading purposes under Part III and Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982. The Council has discretion to grant such consent "if it thinks fit".
- 3.2 Mr Cooney was initially granted consent to trade at this location in November 2004, this consent expired on 28 November 2014. Mr Cooney has again applied for street trading consent at the above location. However, this application was received after the expiry date of his previous consent and therefore requires the consideration of the Regulatory Committee.
- 3.3 In the meantime, to allow Mr Cooney to trade he has been issued a one month street trading consent permit which is due to expire on 26 March 2015.
- 3.4 The applicant has indicated that he intends to use the site for the sale of fruit, vegetables and flowers from a trailer measuring 3 metres long and 3 metres wide. The proposed trading days are Monday to Saturday from 9:00 a.m. until 5:00 p.m.

4.0 CURRENT POSITION

4.1 No objections have been received in respect of this application.

5.0 REASONS FOR THE DECISION

5.1 Paragraph 7 of Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 allows the Council to grant consent if it sees fit to do so. The Council may impose conditions upon the consent.

6.0 ALTERNATIVE OPTIONS

6.1 None submitted.

7.0 RELEVANT CONSIDERATIONS

7.1 There are no objections to this application.

7.2 Plans showing the proposed location of the site is attached as Appendix 1.

8.0 GLOSSARY

8.1 None.

9.0 APPENDICIES

9.1 Appendix 1 – Plans showing the location of the proposed site.

10.0 BACKGROUND PAPERS

10.1 None.

Appendix 1

