

REPORT OF THE DIRECTOR OF COMMUNITY AND CULTURAL SERVICES

REGULATORY COMMITTEE – 11 MAY 2009

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

OPPOSITE JUNCTION OF BACK LANE BETWEEN STOBART STREET AND BROOKE STREET, SHEEPFOLD INDUSTRIAL ESTATE, SUNDERLAND

Mrs. Emma Clark

1.0 PURPOSE OF THE REPORT

- 1.1 To consider an application received from Mrs. Emma Clark for grant of consent to trade in a designated area in respect of a site situated opposite the junction of the back lane between Stobart Street and Brooke Street, Sheepfold Industrial Estate, Sunderland.

2.0 DESCRIPTION OF DECISION (RECOMMENDATION)

- 2.1 The Committee is recommended to give consideration to the grant or refusal of Mrs. Clark's application for grant of consent to trade in a designated area under the terms of Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982.

3.0 INTRODUCTION/BACKGROUND

- 3.1 The site 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". Members are therefore entitled to refuse the application should they consider it appropriate to do so.
- 3.2 The application is to trade any day upon which a football game is to be played at the Stadium of Light. The proposed hours of trading are five hours before kick off and two hour after the end of the game.
- 3.3 The applicant has indicated that the site is proposed to be used for the sale of hot food and drinks.

4.0 CURRENT POSITION

- 4.1 Members may recall that they considered an application for street trading consents in this location at their meeting on 29 September 2008.

- 4.2 Consent to trade at this site was initially granted to another trader by the Committee at their meeting on 29 September 2008. However, this trader has contacted the Council stating that he does not want to renew his consent to trade.

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 No representations have been received in respect in of this application. However even in the absence of objections, a decision on this matter may be made only by the Committee or appointed to officers.

- 7.2 A map showing the location of the site is attached as Appendix 1.

8.0 GLOSSARY

- 8.1 No acronyms or abbreviations have been used in this report.

9.0 APPENDICIES

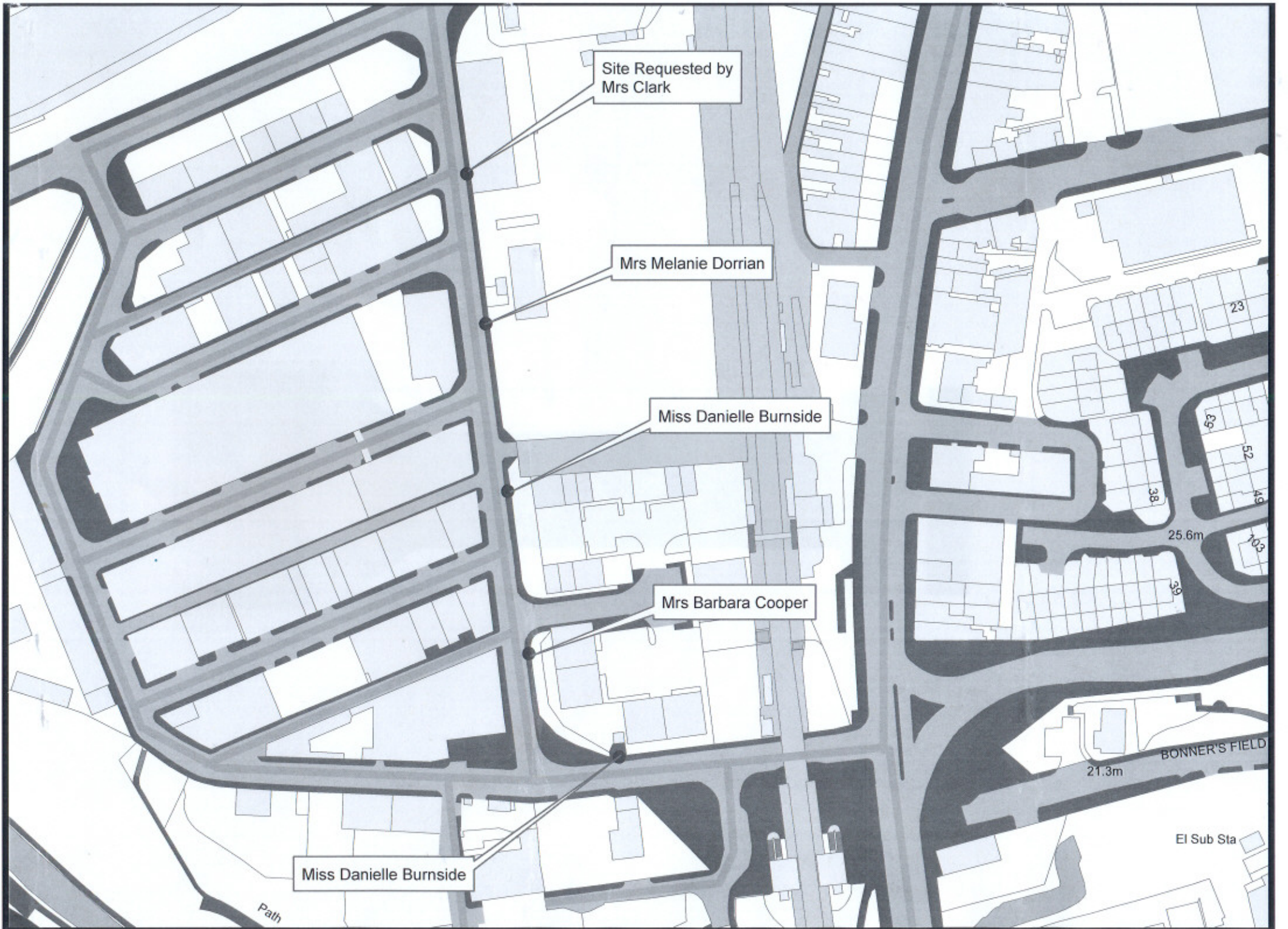
- 9.1 Appendix 1 Location Plan

10.0 BACKGROUND PAPERS

- 10.1 Report and minutes of the Public Health Committee of 9 January 1984 and report and minutes of Full Council dated 25 January 1984 adopting Part III Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982.
- 10.2 Report and minutes of the Public Health Committee of 6 February, 10 April and 12 June 1989 and report and minutes of the Full Council dated 22 February, 26 April, 28 June 1989 approving the designation of streets within the vicinity of the Stadium of Light.

These will be available at the meeting.

Appendix 1



Site Requested by Mrs Clark

Mrs Melanie Dorrian

Miss Danielle Burnside

Mrs Barbara Cooper

Miss Danielle Burnside

23

29

52

38

49

103

25.6m

BONNER'S FIELD

21.3m

El Sub Sta

Path