

## **REPORT OF THE CHIEF EXECUTIVE**

**REGULATORY COMMITTEE – 28 NOVEMBER 2016**

### **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 APPLICATION FOR CONSENT TO TRADE IN A DESIGNATED AREA, MARKET SQUARE, SUNDERLAND**

**Mr Imran Khan**

#### **1.0 PURPOSE OF THE REPORT**

- 1.1 The purpose of this report is to request the Committee to consider an application for street trading consent. The site for which the consent is requested is located at Market Square and the periods requested are 26 November 2016 to 24 December 2016 and 26 to 28 December 2016 (excluding 3 and 23 December 2016).

#### **2.0 DESCRIPTION OF DECISION (RECOMMENDATION)**

- 2.1 The Committee is recommended to consider an application for consent to trade in the 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 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.
- 3.2 Mr Khan has advised that he wishes to sell UK-made clothing, men's fashion, children's train tracks and Heelys (a type of shoe) from two stalls. He has submitted some photographs of the goods that he proposes to sell (Appendices 1-4). A plan showing the location of the requested site is attached as Appendix 5.
- 3.3 An objection has been received from the Council's Business Investment Team. The objection is as follows: "The Business Investment Team have consulted with the City Centre Traders' Association in regards to the above application.

On behalf of the traders we wish to object to the proposed type of goods on offer during the festive period in a prime spot on Market Square. The images supplied clearly show a poor quality metal framed stall with no canopy, very poor standard. The goods are not distinctive enough to encourage people to that part of the town and does not add to the vitality or attractiveness to city.

It is also not in keeping with the Frost Village/Keel Square events or the rest of the city centre at this festive time of the year."

- 3.4 In relation to the comments regarding the poor quality metal frame stall, the applicant advised the Licensing Section, prior to submitting the photographs of his goods, that he would, if his application is granted, use stalls different to that used in the photograph. Mr Khan has been requested to submit photographs of the stalls that he proposes to use.

#### **4.0 CURRENT POSITION**

- 4.1 The Committee is requested to decide upon the 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 or refuse consent if it sees fit to do so. The Council may impose conditions upon any consent.

#### **6.0 ALTERNATIVE OPTIONS**

- 6.1 None submitted.

#### **7.0 RELEVANT CONSIDERATIONS**

- 7.1 All considerations are outlined above.

#### **8.0 GLOSSARY**

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

#### **9.0 APPENDICIES**

- 9.1 Appendices 1-4 – photographs of goods  
9.2 Appendix 5 – Map showing the location of the site.

#### **10.0 BACKGROUND PAPERS**

- 10.1 None.

# **APPENDIX 1**



# **APPENDIX 2**



# **APPENDIX 3**





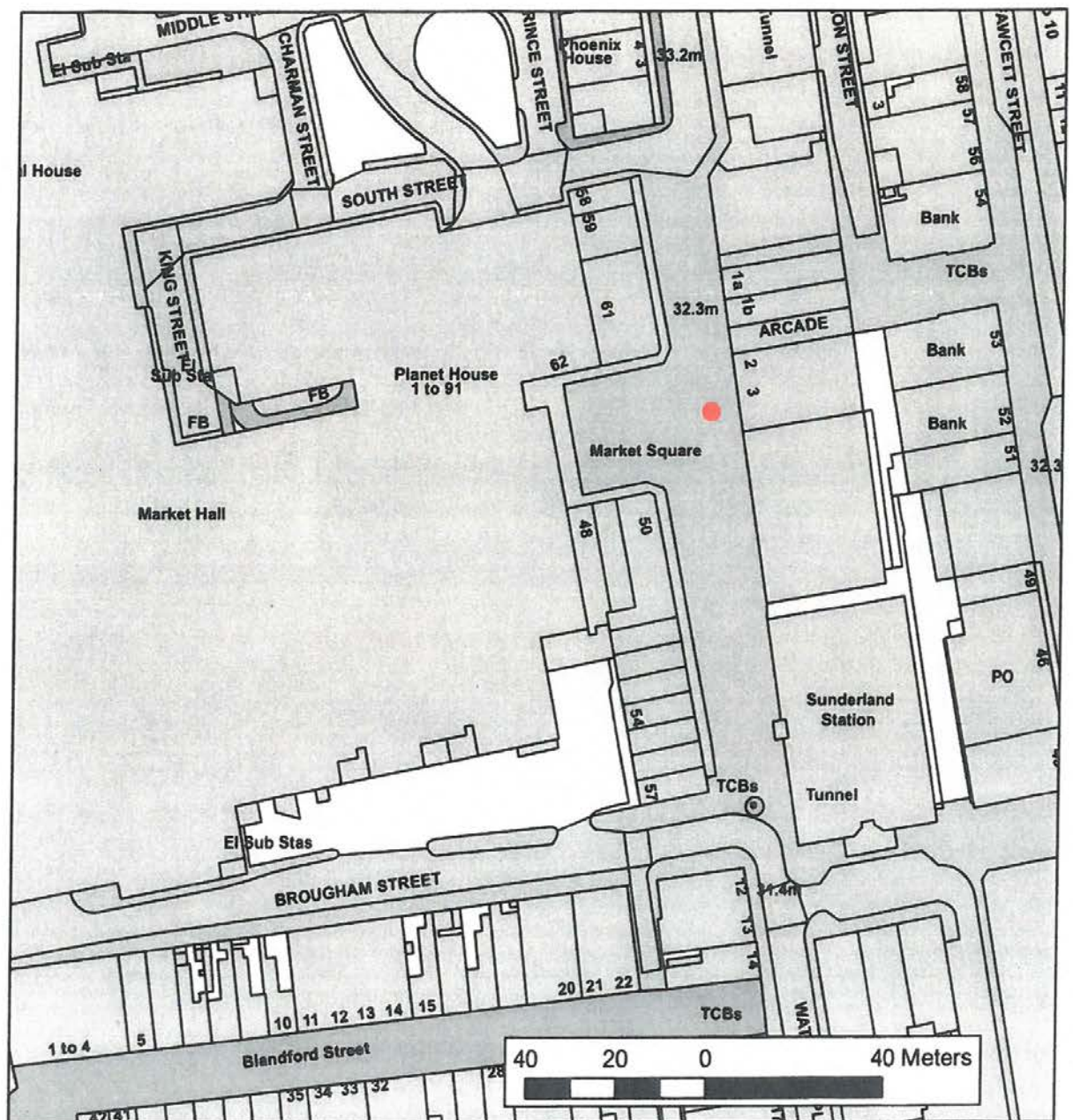


# **APPENDIX 4**



# **APPENDIX 5**

## Street Trading Consent



This map is based upon the Ordnance Survey material with the permission of the Ordnance Survey on behalf of the Controller of Her Majesty's Stationary Office © Crown copyright. Unauthorised reproduction infringes Crown copyright and may lead to prosecution or civil proceedings. Licence No. 100018385.

