



HILLINGDON  
LONDON



# Notice of Hearing

## Licensing Sub-Committee

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#### Councillors on the Sub-Committee:

David Allam  
Carol Melvin  
Andrew Retter

**Date:** FRIDAY, 17 SEPTEMBER  
2010

**Time:** 2pm Start of Hearing  
(1.50pm Briefing)

**Venue:** COMMITTEE ROOM 5 -  
CIVIC CENTRE, HIGH  
STREET, UXBRIDGE UB8  
1UW

**Meeting  
Details:** Members of the Public and  
Press are welcome to attend  
this meeting

#### Important Information

On receipt of this notice, you **MUST** notify the Committee Clerk (contact details below) by the following date:

**Wednesday, 15<sup>th</sup> September 2010**

If you don't notify you may lose your right to speak at the hearing. When notifying you must confirm:

- 1) Whether you intend to attend or to be represented by someone at the hearing;
- 2) If you consider a hearing to be unnecessary and;
- 3) Whether to request that another person attends (other than your representative) as a witness

**This agenda and associated reports can be made available in other languages, in Braille, large print or on audio tape on request. Please contact us for further information.**

Published: Thursday, 2 September 2010

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This Agenda is available online at:  
<http://modgov.hillingdon.gov.uk/ieListDocuments.aspx?CId=260&MId=572&Ver=4>

Lloyd White  
Head of Democratic Services  
London Borough of Hillingdon,  
3E/05, Civic Centre, High Street, Uxbridge, UB8 1UW  
[www.hillingdon.gov.uk](http://www.hillingdon.gov.uk)



INVESTOR IN PEOPLE

# Useful information

Bus routes 427, U1, U3, U4 and U7 all stop at the Civic Centre. Uxbridge underground station, with the Piccadilly and Metropolitan lines, is a short walk away. Limited parking is available at the Civic Centre. For details on availability and how to book a parking space, please contact Democratic Services

Please enter from the Council's main reception where you will be directed to the Committee Room. An Induction Loop System is available for use in the various meeting rooms. Please contact us for further information.

Please switch off any mobile telephones and BlackBerries™ before the meeting. Any recording of the meeting is not allowed, either using electronic, mobile or visual devices.

If there is a FIRE in the building the alarm will sound continuously. If there is a BOMB ALERT the alarm sounds intermittently. Please make your way to the nearest FIRE EXIT.



# Agenda

- 1 Apologies for Absence
- 2 Declarations of Interest in matters coming before this meeting
- 3 To confirm that items marked Part 1 will be considered in Public and items marked Part 2 will be considered in Private

## **Part 1 Members, Public and the Press**

### **Consideration of the reports from the Council's Street Scene Enforcement Officer: Street Trading Licences**

	<b>Title of Report</b>	<b>Ward</b>	<b>Page</b>
<b>4</b>	Renewal of temporary shop front licence	Uxbridge South, Uxbridge North, Manor, Eastcote & East Ruislip, west Ruislip, Yiewsley, Townfield, Botwell, Barnhill, Charville.	
<b>5</b>	Application of temporary tables & chairs licence	West Ruislip, Uxbridge North , Manor, Northwood Hills, South Ruislip, Uxbridge South	
<b>6</b>	Renewal of temporary pitch licence	Heathrow Villages	
<b>7</b>	Application for temporary pitch licence	Uxbridge North/South, Townfield	
<b>8</b>	Application of temporary pitch licence	Uxbridge North/South	
<b>9</b>	Refusal of street trading licence	Eastcote & East Ruislip	
<b>10</b>	Refusal of street trading licence	Northwood Hills	
<b>11</b>	Application for Temporary shop front licence	Townfield	

## Part 2 – Members Only (Private)

Consideration of the report from the Council's Licensing Officer

	<b>Title of Report / Address of application</b>	<b>Ward</b>	<b>Page</b>
12	The Swan public house, Breakspear Road North, Harefield	Harefield	



HILLINGDON  
LONDON

# Part III of the London Local Authorities Act 1990 (as amended): Street Trading

## Rules of Procedure for Urgent Licensing Sub-Committee Hearings

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### 1. SCOPE

- 1.1 These procedure rules apply to Licensing Sub-Committees established by the Licensing Committee of Hillingdon Council acting as Licensing Authority. The rules are subject to Street Trading legislation as contained in Part III of the London Local Authorities Act 1990 (as amended)
- 1.3 The purpose of these procedure rules is to guide the Licensing Sub-Committees through the various stages of hearing urgent applications for street trading licences and to direct the sub-committee hearing a case, and all other parties involved, on the essential procedural requirements to be followed before, during and after a hearing.
- 1.4 Urgent applications to be determined in accordance with this procedure shall include but is not limited to:
  - a. Applications for charitable street trading;
  - b. Applications for street trading linked to community events, for example, fairs
  - c. Applications linked to Shop Front or Tables and Chairs Licences which seek to amend / vary the named Licence Holder;

- d. Applications for pitch licences which seek to amend / vary the assistants licensed to the pitch;
- e. Any other unopposed application which the relevant Council Officer considers to be urgent.

## **2. SUB-COMMITTEES**

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### **Role, Composition and Quorum**

- 2.1 All hearings under these procedure rules will be conducted by licensing sub-committees for the sole purpose of determining urgent applications for and in relation to licences as required under Street Trading legislation as contained in Part III of the London Local Authorities Act 1990 (as amended) [the "Act"].
- 2.2 A sub-committee will usually consist of two members drawn from the Licensing Committee. The quorum for hearings and meetings of a sub-committee is two members. Each meeting shall be chaired by a designated Licensing Sub-Committee Chairman.
- 2.3 The Head of Democratic Services, or his representative (usually the Clerk to the Licensing Committee) shall appoint each sub-committee taking into account the need for it to be politically balanced, where possible; the need to involve all members of the Licensing Committee as equally as possible; the need to avoid involving members with an interest in the item to be discussed or members from the ward in which the subject premises is located; and the timescale available for determining applications.
- 2.3 Where hearings are convened using this procedure, Section 100A of the Local Government Act 1972 permits a Sub-Committee meeting to be convened with less than five clear days notice.

### **Power to adopt own Procedure**

- 2.4 Except where otherwise prescribed by the Act, the sub-committee has wide powers to adopt its own procedures as to the general order and manner in which the hearing is to be conducted. For example, it may in any particular case dispense with or modify these Rules of Procedure.

### **3. BEFORE THE HEARING**

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#### **Time Limits for Setting up Hearings**

- 3.1 The Act does not prescribe a specific period of time within which an urgent hearing is to be held. It is expected that a hearing will to be commenced within 72 hours of Democratic Services receiving a report related to an unopposed application for a street trading licence / variation of a street trading licence from the relevant Council Officer

#### **Notice Procedures**

- 3.2 In order to hold a fair and transparent hearing, the relevant Council division and parties to proceedings are required to notify each other of relevant information in advance of the hearing as follows:

##### Notice of Hearing from the Licensing Authority

- 3.3 Notice shall given as soon as possible by Democratic Services to all parties to the hearing specifying the date, time and place at which the hearing is to be held.
- 3.4 The Notice of Hearing shall be accompanied by information in writing regarding the following:
- (i) This procedure note, confirmation from the relevant Council Officer that the matter is unopposed and details of the application as provided by the relevant Council Officer.
  - (ii) Confirmation that a party may be assisted / represented by a person who does not have to be legally qualified;
  - (ii) The consequences if a party:
    - (a) Informs the sub-committee that he/she does not wish to attend or be represented at the hearing, or
    - (b) Fails to inform the relevant committee whether he/she wishes to attend or be represented at the hearing, or
    - (c) Informs the sub-committee that he/she wishes to attend or be represented at the hearing, but fails to attend or be represented.

- (iii) the legal requirements imposed on the sub-committee in conducting the hearing.

### **Street Scene Enforcement Team Officer's Report**

- 3.5 A report on the application to be determined will be presented at the hearing by the relevant Council Officer, which will contain a summary of the application, their technical observations and recommendations.

### **Consequences of failure to Attend Hearing**

- 3.6 The sub-committee committee may proceed with a hearing in the absence of the Applicant.
- 3.7 Where the hearing is held in the absence of a party, the relevant committee shall consider at the hearing the application or objections made by that party.

## **4. THE HEARING**

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### **Principles to be applied**

- 4.1 Subject to paragraph 4.2 and 4.3 below, the hearing shall take place in public.
- 4.2 The sub-committee may direct that all or part of a hearing must be held in private if it is satisfied that it is necessary in all the circumstances of the case, having had regard to:
  - (i) any unfairness to a party that is likely to result from hearing in public; and
  - (ii) the need to protect as far as possible, the commercial or other legitimate interests of a party.
- 4.3 Issues that involve personal details such as medical conditions or criminal records will normally be held in private session.
- 4.4 Changes to the membership of the sub-committee will be announced at the beginning of the hearing.



- 4.5 The hearing will take the form of a discussion led by the Chairman of the relevant committee. As the hearing is not a court:
- (i) strict rules of evidence will not apply
  - (ii) comments and questions are to be directed through the sub-committee Chairman.
  - (iii) cross-examination will not be permitted unless the sub-committee considers that cross-examination is required for it to consider the representations or application.
  - (iv) information, discussion and address must be relevant to the Act.
- 4.6 The sub-committee will have regard to the common law rules of natural justice and the Human Rights Act 1998 when exercising its decision-making functions, with particular reference to Article 6 of the European Convention of Human Rights which provides that:
- “...in the determination of civil rights and obligations, everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal established by law”.*
- 4.7 A party may be assisted or represented at the hearing by any person whether or not that person is legally qualified. For the avoidance of doubt, a party may be assisted or represented by their Ward Councillor. However, no member sitting on the relevant sub-committee hearing the case can represent any of the interested parties or applicant.

### **Procedure at the Hearing**

- 4.8 The Chairman shall at the beginning of the hearing introduce the members of the sub-committee, invite the parties to identify themselves and then explain to the parties the procedure that the sub-committee intends to follow.
- 4.9 The relevant Council Officer will then be invited by the Chairman to present the relevant details of his/her report (referred to in paragraph 3.11 above), and any other information regarding any details relevant to the application or representations which may have come to light since the report was written. Alternatively, the Chairman may proceed directly to paragraph 4.10 below.
- 4.10 The Applicant (s) or their representatives will normally be invited to address the sub-committee.
- 4.11 Each party shall be entitled to:

- (i) address the sub-committee or call witnesses
- (ii) provide further information on, or explanation of, any matter on which the licensing authority has indicated that it would want further clarification under paragraph 3.7(vi) above.
- (iii) subject to paragraph 4.4(iv) above, question any other party or person representing a party on any matter that is relevant to the application, or representation made on the application, where in all the circumstances the sub-committee considers it is appropriate to do so.

4.12 The sub-committee will take into consideration documentary or other information in support of the application or objections produced by a party:

- (i) before the hearing; or
- (ii) at the hearing, with the consent of all other parties attending the hearing.

4.13 At any time during the hearing, parties may be asked questions upon their presentation or evidence by any member of the sub-committee.

4.14 The parties shall be entitled to make closing submissions and will normally be invited to do in the following order:

- (i) Street Scene Enforcement Officer
- (ii) Applicant

4.15 The sub-committee may require any person who in his/her opinion is behaving in a disruptive manner to leave the hearing and may refuse to permit that person to return or to return upon complying with such conditions as the relevant committee may specify. However, any such person will be allowed to submit any evidence in writing that they proposed to give orally, provided they do so before the end of the hearing.

4.16 At the conclusion of evidence and closing submissions, the sub-committee will adjourn into closed session in order to deliberate and reach a decision. During this process only the Legal Adviser and Committee Clerk will remain with them.

4.17 If, during its deliberations, the sub-committee considers that it is necessary for any person present at the hearing to provide further information or clarification on a particular point, the hearing may be re-convened to deal with that issue before reaching a decision.

## **Role of Legal Advisor**

- 4.18 The sub-committee may seek advice or clarification of any procedural, technical or legal matter from the legal adviser at any time during the course of the hearing.
- 4.19 The legal adviser will provide the Sub-Committee with any advice it requires properly to perform its functions whether or not the Sub-Committee requested that advice, on:
- (i) questions of law or of mixed fact and law;
  - (ii) matters of practice and procedure;
  - (iii) the range of options available to the Sub-Committee;
  - (iv) Relevant national guidance, policy or codes;
  - (v) Other issues relevant to the matter before the Sub-Committee;
  - (vi) The appropriate decision-making structure to be applied in any given case.
- 4.20 The legal adviser may ask questions of witnesses and the parties in order to clarify the evidence and any issues in the case. The legal adviser is under a duty to ensure that every case is conducted fairly.
- 4.21 The legal adviser will play no part in making findings of fact but may assist the Sub-Committee by reminding it of the evidence taken from his/her own or the committee clerk's notes.
- 4.22 The legal adviser will assist the Sub-Committee where appropriate as to the formulation of reasons and the recording of those reasons.

## **5. THE DECISION**

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### **Principles to be applied**

- 5.1 Each application will be determined on its own merits and the sub-committee shall make its decision based upon the merits of the individual circumstances of each case and its considerations shall be restricted to the evidence placed before it (see paragraph 5.3 and 5.4 below on how evidence will be assessed);

- 5.2 All decisions reached by a sub-committee shall be supported by reasons and a summary of the relevant evidence supporting those reasons. All decisions reached by the sub-committee must comply with the Act.

## **Time Limit**

- 5.3 The relevant sub-committee shall determine the application on the last day on which the hearing was held. So, if the hearing finishes on a Monday, the determination must occur on the same day.
- 5.4 A verbal decision is given to the public at the end of the hearing or at the end of the relevant agenda item.

## **6. AFTER THE HEARING**

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### **Notification of Decision**

- 6.1 After the hearing, formal notice of the sub-committee's decision and related information, such as any conditions that may be imposed on the street trading licence, shall be communicated to all parties to the proceedings, in writing, within 5 working days of a verbal decision being given.
- 6.2 All decisions upon an urgent application shall further be published for viewing on the Council's official website.

<b>TITLE: RENEWAL OF TEMPORARY SHOP FRONT STREET TRADING LICENCES</b>	
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<b>Committee</b>	Licensing Sub Committee
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<b>Officer Contact</b>	Bill Hickson – Ext 7402
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<b>Papers with report</b>	Annexure 1
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<b>Ward(s) affected</b>	Uxbridge South, Uxbridge North, Manor, Eastcote & East Ruislip, west Ruislip, Yiewsley, Townfield, Botwell, Barnhill, Charville.
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## SUMMARY

The Street Scene Enforcement Team has now processed the applications for the renewal of shop front street trading licences. Having considered the applications and documentation, the Street Scene Enforcement Team suggests that it would be appropriate to renew the shop front street trading licences of traders as tabulated in Annexure 1.

## RECOMMENDATION

**That the temporary shop front street trading licences of each reported trader identified in Annexure 1 be renewed for a period of 6 months**

## ALTERNATIVE OPTIONS

- A. **Approve the renewal of the licences for a further time limited period of less than 6 months – time period to be specified by the Sub-Committee**  
or;
- B. **Refuse to approve the renewal of the licences**

## INFORMATION

1. Street trading activity within the London Borough of Hillingdon is regulated by the London Local Authorities Act 1990 (as amended).
2. The applications listed in Annexure 1 are for the renewal of shop-front street trading licences
3. The licences issued will be temporary licences lasting for six months from date of issue.
4. The Street Scene Enforcement Team has examined all documentation accompanying the applications, Copies of the relevant documentation supplied by each trader will be available to be viewed by Councillors at the Licensing Sub-Committee Hearing
5. The Street Scene Enforcement Team is satisfied that each application complies with the London Borough of Hillingdon's Street Trading Regulations and the legislation.
6. The Street Scene Enforcement Team confirms that it has no objection to the grant of the licence.
7. Street Scene Enforcement Team Officers confirm the proposed trading activities have sufficient space of two (2) metres on the pavement for pass and re-pass by pedestrians.

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Licensing Sub-Committee 17<sup>th</sup> September 2010

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8. On 04/08/2010 correspondence was despatched to the relevant traders. They were advised by the Street Scene Enforcement Team by post of the date and time of the Sub-Committee meeting at which their application to renew their street trading licence would be considered. Copies of this correspondence will be available to be viewed by Councillors at the Licensing Sub-Committee Hearing.
9. The correspondence also advised the traders of their right to attend the hearing and make written or verbal representations at the hearing.
10. Additionally, the traders were advised via correspondence that the application would be decided in their absence in the event that Democratic Services were not notified of the trader's intention to attend and/or address the Sub-Committee.
11. In light of the traders' compliance with Street Trading Regulations, the Street Scene Enforcement Team is not aware of any reason to revoke the licence or issue a licence for a period of less than 6 months.

## **LEGAL COMMENTS**

12. This report recommends that the street trading licences as attached at Annexure 1 be renewed in accordance with Section 25(1) of the London Local Authorities Act 1990 (as amended) – ("the Act").
13. An application for the renewal of a street trading licence should be made not later than two months before the date on which the existing licence will cease to be valid. This time period may be shortened if the Local authority considers it reasonable to do so.
14. Section 25(4) of the Act specifies that a street trading licence may not be granted:
  - a. To a person under the age of 17 years;
  - b. To a company incorporated under the Companies Acts, an unincorporated association or a partnership except where such an application is made to carry on ice cream trading
  - c. In respect of an application for a street trading licence which, if granted, would authorise trading in a street which is not a licence street. An exception to this prohibition is where the application is for the grant of a temporary permit and the proposed trader has the permission of the owner of the land to carry out trading activities. In such a situation, the applicant is required to provide sufficient evidence of such permission to the Licensing Sub-Committee.
  - d. Where the goods that the trader proposes to trade in are prohibited or embargoed by a resolution passed in compliance with Section 24(1)(b) of the Act.
15. In accordance with Section 25(4)(b), a licence may not be granted unless the Sub-Committee are satisfied that there is enough space in the street for the applicant to engage in the trading activity without causing undue interference or inconvenience to persons or vehicular traffic using the street.
16. As at 26 February 2010, all public pavements immediately in front of any shop within the London Borough of Hillingdon has been designated as a licence street for the purposes of street trading under the Act.

## **BACKGROUND DOCUMENTS**

London Local Authorities Act 1990(as amended)

London Borough of Hillingdon Street Trading Licence Terms and Conditions

**RENEW**

NAME : Mr Paul Grimshaw of Anything Goes  
 LICENCE TYPE AND PERIOD : Renew shop frontage 01/10/2010 to 31/03/2011  
 LOCATION : 165 Field End Road Eastcote HA5 1QL  
 COMMODITY : General Household Goods  
 (Eastcote & East Ruislip ward)

NAME : Mr A Baratali – Yiewsley Food Centre  
 LICENCE TYPE AND PERIOD : Renew shop frontage 01/10/2010 to 31/03/2011  
 LOCATION : 71 High St Yiewsley UB7 1RB  
 COMMODITY : Fruit & Vegetable Display  
 Yiewsley ward

NAME : Mr P Visavadia – Hillingdon DIY  
 LICENCE TYPE AND PERIOD : Renew shop frontage 01/10/2010 to 31/03/2011  
 LOCATION : 309 Long Lane Hillingdon UB10 9JY  
 COMMODITY : General DIY Goods & Plants  
 Uxbridge North

NAME : Mr M D Tayebzad – Super Value Store  
 LICENCE TYPE AND PERIOD : Renew shop frontage 01/10/2010 to 31/03/2011  
 LOCATION : 16 High Street Ruislip HA3 0XD  
 COMMODITY : General Household Goods  
 West Ruislip

NAME : Mrs J Warner - Flowerworks  
 LICENCE TYPE AND PERIOD : Renew shop frontage 01/10/2010 to 31/03/2011  
 LOCATION : 15 Windsor Street Uxbridge UB8 1AB  
 COMMODITY : Flowers  
 Uxbridge South

NAME : Mr J Morgan – Allied Office Furniture  
 LICENCE TYPE AND PERIOD : Renew shop frontage 01/10/2010 to 31/03/2011  
 LOCATION : 22 Cowley Road Uxbridge UB8 2LT  
 COMMODITY : Second hand office furniture  
 Uxbridge South

NAME : Mr J Singh - Pound & More  
 LICENCE TYPE AND PERIOD : Renew shop frontage 01/10/2010 to 31/03/2011  
 LOCATION : 3 Station Road Hayes UB3 4BD  
 COMMODITY : Household goods & Luggage  
 Townfield

NAME : Mr A Singh – Savers Food & Wine Ltd  
 LICENCE TYPE AND PERIOD : Renew shop frontage 01/10/2010 to 31/03/2011  
 LOCATION : 10-12 Coldharbour Lane Hayes UB3 3EW  
 COMMODITY : Fruit & Vegetable display  
 Townfield

NAME : Mr A Daley – Paramount Fruiterers  
LICENCE TYPE AND PERIOD : Renew shop frontage 01/10/2010 to 31/03/2011  
LOCATION : 1 Botwell Lane Hayes UB3 2AB  
COMMODITY : Fruit & Vegetable display

**Botwell**

NAME : Mr G Arora - Universal Foods UK Ltd  
LICENCE TYPE AND PERIOD : Renew shop frontage 01/10/2010 to 31/03/2011  
LOCATION : 622 Uxbridge Road Hayes UB4 0RY  
COMMODITY : Fruit & Vegetable Display & BBQ Charcoal

**Barnhill**

NAME : Mr H Bhinder – Cira  
LICENCE TYPE AND PERIOD : Renew shop frontage 01/10/2010 to 31/03/2011  
LOCATION : 762 Uxbridge Road Hayes UB4 0RU  
COMMODITY : Fruit & Vegetable Display

**Barnhill**

NAME : Mr S Berinbarasah – Tamilan Cash & Carry  
LICENCE TYPE AND PERIOD : Renew shop frontage 01/10/2010 to 31/03/2011  
LOCATION : 602 Uxbridge Road Hayes UB4 0RY  
COMMODITY : Fruit & Vegetable Display

**Barnhill**

NAME : Mr B Chitra – The Discount Store  
LICENCE TYPE AND PERIOD : Renew shop frontage 01/10/2010 to 31/03/2011  
LOCATION : 1328 Uxbridge Road Hayes UB4 8JG  
COMMODITY : General Household Goods

**Charville**

NAME : Mrs a Gruenbaum & Mrs Howe – all About Flowers  
LICENCE TYPE AND PERIOD : Renew shop frontage 01/10/2010 to 31/03/2011  
LOCATION : 11 Victoria Road Ruislip HA4 9AA  
COMMODITY : Flower Display

**Ruislip Manor**

NAME : Mr J Puddle – Quick Turnover  
LICENCE TYPE AND PERIOD : Renew shop frontage 01/10/2010 to 31/03/2011  
LOCATION : 97 Victoria Road Ruislip HA4 9BN  
COMMODITY : Fruit & Vegetable Display + Flowers

**Ruislip Manor**

NAME : Mr K Pethad – Pricewise  
LICENCE TYPE AND PERIOD : Renew shop frontage 01/10/2010 to 31/03/2011  
LOCATION : 99 Victoria Road Ruislip HA4 9BN  
COMMODITY : General Household goods

**Ruislip Manor**

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NAME : Mr B Nunan – Ruislip Collectables  
LICENCE TYPE AND PERIOD : Renew shop frontage 01/10/2010 to 31/03/2011  
LOCATION : 156 High St Ruislip HA4 8LJ  
COMMODITY : Display of Antiques & second hand goods  
West Ruislip

NAME : Mr Ahmed – P & A Fruiterers  
LICENCE TYPE AND PERIOD : Renew shop frontage 01/10/2010 to 31/03/2011  
LOCATION : 9-15 Station Road West Drayton UB7 9BZ  
COMMODITY : Fruit & Vegetable Display  
West Drayton

NAME : Mrs S Payne – Daisy Chain  
LICENCE TYPE AND PERIOD : Renew shop frontage 01/10/2010 to 31/03/2011  
LOCATION : 30 High Street Ruislip HA4 7AN  
COMMODITY : Fresh Flower & Plant display  
West Ruislip

NAME :  
LICENCE TYPE AND PERIOD :  
LOCATION :  
COMMODITY :

NAME :  
LICENCE TYPE AND PERIOD :  
LOCATION :  
COMMODITY :

NAME :  
LICENCE TYPE AND PERIOD :  
LOCATION :  
COMMODITY :

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<b>TITLE: APPLICATION FOR TEMPORARY TABLES &amp; CHAIRS STREET TRADING LICENCES</b>	
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<b>Committee</b>	Licensing Sub Committee
<b>Officer Contact</b>	Bill Hickson – Ext 7402
<b>Papers with report</b>	Annexure 1
<b>Ward(s) affected</b>	West Ruislip, Uxbridge North , Manor, Northwood Hills, South Ruislip, Uxbridge South

## SUMMARY

The Street Scene Enforcement Team has now processed the applications for the renewal of tables & Chairs street trading licences. Having considered the applications and documentation, the Street Scene Enforcement Team suggests that it would be appropriate to renew the tables & chairs street trading licences of traders as tabulated in Annexure 1.

## RECOMMENDATION

**That the temporary tables & chairs street trading licences of each reported trader identified in Annexure 1 be renewed for a period of 6 months**

## ALTERNATIVE OPTIONS

- A. **Approve the renewal of the licences for a further time limited period of less than 6 months – time period to be specified by the Sub-Committee**  
or;
- B. **Refuse to approve the renewal of the licences**

## INFORMATION

1. Street trading activity within the London Borough of Hillingdon is regulated by the London Local Authorities Act 1990 (as amended).
2. The applications listed in Annexure 1 are for the renewal of tables & chairs street trading licences.
3. The licences issued will be temporary licences lasting for six months from date of issue.
4. The Street Scene Enforcement Team has examined all documentation accompanying the applications. Copies of the relevant documentation supplied by each trader will be available to be viewed by Councillors at the Licensing Sub-Committee Hearing
5. The Street Scene Enforcement Team is satisfied that each application complies with the London Borough of Hillingdon's Street Trading Regulations and the legislation.
6. The Street Scene Enforcement Team confirms that it has no objection to the grant of the licence.
7. Street Scene Enforcement Team Officers confirm the proposed trading activities have sufficient space of two (2) metres on the pavement for pass and re-pass by pedestrians.

8. On 04/8/2010 correspondence was despatched to the relevant traders. They were advised by the Street Scene Enforcement Team by post of the date and time of the Sub-Committee meeting at which their application to renew their street trading licence would be considered. Copies of this correspondence will be available to be viewed by Councillors at the Licensing Sub-Committee Hearing.
9. The correspondence also advised the traders of their right to attend the hearing and make written or verbal representations at the hearing.
10. Additionally, the traders were advised via correspondence that the application would be decided in their absence in the event that Democratic Services were not notified of the trader's intention to attend and/or address the Sub-Committee.
11. In light of the traders' compliance with Street Trading Regulations, the Street Scene Enforcement Team is not aware of any reason to revoke the licence or issue a licence for a period of less than 6 months.

## **LEGAL COMMENTS**

12. This report recommends that the street trading licences as attached at Annexure 1 be renewed in accordance with Section 25(1) of the London Local Authorities Act 1990 (as amended) – ("the Act").
13. An application for the renewal of a street trading licence should be made not later than two months before the date on which the existing licence will cease to be valid. This time period may be shortened if the Local authority considers it reasonable to do so.
14. Section 25(4) of the Act specifies that a street trading licence may not be granted:
  - a. To a person under the age of 17 years;
  - b. To a company incorporated under the Companies Acts, an unincorporated association or a partnership except where such an application is made to carry on ice cream trading
  - c. In respect of an application for a street trading licence which, if granted, would authorise trading in a street which is not a licence street. An exception to this prohibition is where the application is for the grant of a temporary permit and the proposed trader has the permission of the owner of the land to carry out trading activities. In such a situation, the applicant is required to provide sufficient evidence of such permission to the Licensing Sub-Committee.
  - d. Where the goods that the trader proposes to trade in are prohibited or embargoed by a resolution passed in compliance with Section 24(1)(b) of the Act.
15. In accordance with Section 25(4)(b), a licence may not be granted unless the Sub-Committee are satisfied that there is enough space in the street for the applicant to engage in the trading activity without causing undue interference or inconvenience to persons or vehicular traffic using the street.
16. As at 26 February 2010, all public pavements immediately in front of any shop within the London Borough of Hillingdon has been designated as a licence street for the purposes of street trading under the Act.

## **BACKGROUND DOCUMENTS**

London Local Authorities Act 1990(as amended)

London Borough of Hillingdon Street Trading Licence Terms and Conditions

NAME : Mr Messenger – Costa Coffee  
 LICENCE TYPE AND PERIOD : Renewal of Tables & Chairs 01/10/2010 -31/03/2011  
 LOCATION : 100 – 102 High St Ruislip HA6 2LS  
 COMMODITY : Tables & Chairs for customers Use  
 West Ruislip

NAME : Mr P Bell – Sweeney’s  
 LICENCE TYPE AND PERIOD : Renewal of Tables & Chairs 01/10/2010 -31/03/2011  
 LOCATION : 101- 103 High St Ruislip HA4 8JN  
 COMMODITY : Tables & Chairs for customers Use  
 West Ruislip

NAME : Miss E Korycka – Costa Coffee  
 LICENCE TYPE AND PERIOD : Renewal of Tables & Chairs 01/10/2010 -31/03/2011  
 LOCATION : 172 High St Uxbridge UB8 1JZ  
 COMMODITY : Tables & Chairs for customers Use  
 (Correspondence address  
 Gerald Eves  
 Avebury House  
 201-249 Avebury Boulevard  
 Milton Keynes MK9 1AU )  
 Uxbridge North

NAME : Mr Gill - Bite to Go Ltd  
 LICENCE TYPE AND PERIOD : Renewal of Tables & Chairs 01/10/2010 -31/03/2011  
 LOCATION : 173 High Street Uxbridge UB8 1JZ  
 COMMODITY : Tables & Chairs for customers Use  
 Uxbridge North

NAME : Mrs K Camci – Café Costa Verde  
 LICENCE TYPE AND PERIOD : Renewal of Tables & Chairs 01/10/2010 -31/03/2011  
 LOCATION : 33 Victoria Road Ruislip HA4 9AB  
 COMMODITY : Tables & Chairs for customers Use  
 Manor

NAME : Mr B Meramo – BM Lebanese Cuisine Ltd  
 LICENCE TYPE AND PERIOD : Renewal of Tables & Chairs 01/10/2010 -31/03/2011  
 LOCATION : 1-3 Joel Street Northwood Hills HA6 1NU  
 COMMODITY : Tables & Chairs for customers Use  
 Northwood Hills

NAME : Mr S Cullen – Pret a Manger  
 LICENCE TYPE AND PERIOD : Renewal of Tables & Chairs 01/12/2010 -31/05/2011  
 LOCATION : 164 High St Uxbridge UB8 1JZ  
 COMMODITY : Tables & Chairs for customers Use  
 Uxbridge North

NAME : Mr M Cimino – Cimino Café & Deli  
LICENCE TYPE AND PERIOD : Renewal of Tables & Chairs 01/10/10-31/3/2011  
LOCATION : 7 Station Road South Ruislip HA4 6RU  
COMMODITY : Tables & Chairs for customers Use  
South Ruislip

NAME :Miss V Francis - Pumpernickels  
LICENCE TYPE AND PERIOD : Renewal of Tables & Chairs 01/10/10-31/3/2011  
LOCATION :23 High St Uxbridge UB8 1JN  
COMMODITY : Tables & Chairs for customers Use  
Uxbridge South

## TITLE: RENEW OF TEMPORARY PITCH LICENCES

<b>Committee</b>	Licensing Sub Committee
<b>Officer Contact</b>	Bill Hickson – Ext 7402
<b>Papers with report</b>	Annexure 1
<b>Ward(s) affected</b>	Heathrow Villages

### SUMMARY

The Street Scene Enforcement Team has now processed an application for the renewal of a street trading pitch licence. Having considered all the application and documentation, the Street Scene Enforcement Team suggests that it would be appropriate to renew the Temporary Pitch Licence of the trader as tabulated in Annexure 1.

### RECOMMENDATION

**That the Temporary Pitch Licence of the reported trader identified in Annexure 1 be renewed for a period of 6 months.**

### ALTERNATIVE OPTIONS

- A. Approve the renewal of the licence for a further time limited period of less than 6 months – time period to be specified by the Sub-Committee.**
- or;**
- B. Refuse to approve the renewal of licence.**

### INFORMATION

1. Street trading activity within the London Borough of Hillingdon is regulated by the London Local Authorities Act 1990 (as amended).
2. The application listed in Annexure 1 are for the renewal of Pitch Trading licence
3. The licence issued will be Temporary licence lasting for a duration of 6 months from date of issue.
4. The Street Scene Enforcement Team has examined all documentation accompanying the application, Copies of the relevant documentation supplied by the trader will be available to be viewed by Councillors at the Licensing Sub-Committee Hearing.
5. The Street Scene Enforcement Team is satisfied that the application complies with the London Borough of Hillingdon's Street Trading Regulations and the legislation.
6. The Street Scene Enforcement Team confirms that it has no objection to the grant of the licence.
7. On 24/08/2010 correspondence was despatched to the relevant trader. Who were advised by the Street Scene Enforcement Team by post of the date and time of the Sub-Committee meeting at which their application to renew their street trading licence would be considered. Copies of this correspondence will be available to be viewed by Councillors at the Licensing Sub-Committee Hearing.

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Licensing Sub-Committee 17<sup>th</sup> September 2010

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8. The correspondence also advised the trader of their right to attend the hearing and make written or verbal representations at the hearing.
9. Additionally, the trader has been advised via correspondence that the application would be decided in their absence in the event that Democratic Services were not notified of the trader's intention to attend and/or address the Sub-Committee.
10. In light of the traders' compliance with Street Trading Regulations, the Street Scene Enforcement Team is not aware of any reason to revoke the licence or issue a licence for a period of less than 6 months.

## **LEGAL COMMENTS – TO BE COMPLETED BY BEEJAL**

11. This report recommends that the street trading licences as attached at Annexure 1 be renewed in accordance with Section 25(1) of the London Local Authorities Act 1990 (as amended) – (“the Act”).
12. An application for the renewal of a street trading licence should be made not later than two months before the date on which the existing licence will cease to be valid. This time period may be shortened if the Local authority considers it reasonable to do so.
13. Section 25(4) of the Act specifies that a street trading licence may not be granted:
  - a. To a person under the age of 17 years;
  - b. To a company incorporated under the Companies Acts, an unincorporated association or a partnership except where such an application is made to carry on ice cream trading
  - c. In respect of an application for a street trading licence which, if granted, would authorise trading in a street which is not a licence street. An exception to this prohibition is where the application is for the grant of a temporary permit and the proposed trader has the permission of the owner of the land to carry out trading activities. In such a situation, the applicant is required to provide sufficient evidence of such permission to the Licensing Sub-Committee.
  - d. Where the goods that the trader proposes to trade in are prohibited or embargoed by a resolution passed in compliance with Section 24(1)(b) of the Act.
14. In accordance with Section 25(4)(b), a licence may not be granted unless the Sub-Committee are satisfied that there is enough space in the street for the applicant to engage in the trading activity without causing undue interference or inconvenience to persons or vehicular traffic using the street.
15. As at 26 February 2010, all **Highway**” means a route or area which all persons can use to pass and repass along as often and whenever they wish without let or hindrance and without charge; this includes carriageway, footway and any part of that area where the public have access and which may be in public or private ownership public within the London Borough of Hillingdon designated for the purposes of street trading under the Act.

## **BACKGROUND DOCUMENTS**

London Local Authorities Act 1990(as amended)  
London Borough of Hillingdon Street Trading Licence Terms and Conditions



NAME : Mr H Lakhani – Its Simply Delicious  
LICENCE TYPE AND PERIOD : Renew Pitch 01/10/2010 to 31/03/2011  
LOCATION : Skyport Drive  
COMMODITY : Hot food & Snacks  
**Heathrow Villages**  
Correspondence Address  
**36 The Lindens**  
**Chiswick**  
**London W4 3UQ**

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<b>TITLE: APPLICATION FOR TEMPORARY PITCH STREET TRADING LICENCE</b>	
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<b>Committee</b>	Licensing Sub Committee
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<b>Officer Contact</b>	Bill Hickson – Ext 7402
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<b>Papers with report</b>	Annexure 1
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<b>Ward(s) affected</b>	Uxbridge North / South, Townfield
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## SUMMARY

The Street Scene Enforcement Team has now processed the new applications for temporary pitch street trading licences \*as tabulated in Annexure 1. Having considered the applications and documentation, the Street Scene Enforcement Team suggests that it would be appropriate to issue temporary pitch licences for the trader as tabulated in Annexure 1.

## RECOMMENDATION

**That temporary pitch street trading licences of the reported trader identified in Annexure 1 be issued for two periods of two days being the 09+10 October 2010 & 05+06 November 2010..**

## ALTERNATIVE OPTIONS

- A. Approve the issue of the licences for a further time limited period of less than 6 months – time period to be specified by the Sub-Committee.**  
or;
- B. Refuse to issue of licence temporary pitch street trading licence<<s>>.**

## INFORMATION

1. Street trading activity within the London Borough of Hillingdon is regulated by the London Local Authorities Act 1990 (as amended).
2. The applications listed in Annexure 1 are for new pitch licences
3. The licences issued will be temporary licences lasting for two days each - being the 9+10 October 2010 & 5+6 November 2010.
4. The Street Scene Enforcement Team has examined all documentation accompanying the applications. Copies of the relevant documentation supplied by the trader will be available to be viewed by Councillors at the Licensing Sub-Committee Hearing.
5. The Street Scene Enforcement Team is satisfied that the application complies with the London Borough of Hillingdon's Street Trading Regulations and the legislation.
6. The Street Scene Enforcement Team confirms that it has no objection to the grant of the licence, <<note point 4 above>>.
7. On 20/08/2010 correspondence was despatched by mail to the relevant trader. The Street Scene Enforcement Team advised them by post of the date and time of the Sub-Committee meeting at which their application for their street trading licence would be

considered. Copies of this correspondence will be available to be viewed by Councillors at the Licensing Sub-Committee Hearing.

8. The correspondence also advised the trader of his right to attend the hearing and make written or verbal representations at the hearing.
9. Additionally, the trader was advised via correspondence that the applications would be decided in his absence in the event that Democratic Services were not notified of the trader's intention to attend and/or address the Sub-Committee.
10. In light of the traders' compliance with Street Trading Regulations, the Street Scene Enforcement Team is not aware of any reason refuse the licences for the period requested.

## LEGAL COMMENTS

11. This report recommends that the street trading licences as attached at Annexure 1 be renewed in accordance with Section 25(1) of the London Local Authorities Act 1990 (as amended) – ("the Act").
12. An application for the renewal of a street trading licence should be made not later than two months before the date on which the existing licence will cease to be valid. This time period may be shortened if the Local authority considers it reasonable to do so.
13. Section 25(4) of the Act specifies that a street trading licence may not be granted:
  - a. To a person under the age of 17 years;
  - b. To a company incorporated under the Companies Acts, an unincorporated association or a partnership except where such an application is made to carry on ice cream trading
  - c. In respect of an application for a street trading licence which, if granted, would authorise trading in a street which is not a licence street. An exception to this prohibition is where the application is for the grant of a temporary permit and the proposed trader has the permission of the owner of the land to carry out trading activities. In such a situation, the applicant is required to provide sufficient evidence of such permission to the Licensing Sub-Committee.
  - d. Where the goods that the trader proposes to trade in are prohibited or embargoed by a resolution passed in compliance with Section 24(1)(b) of the Act.
14. In accordance with Section 25(4)(b), a licence may not be granted unless the Sub-Committee are satisfied that there is enough space in the street for the applicant to engage in the trading activity without causing undue interference or inconvenience to persons or vehicular traffic using the street.
15. As at 26 February 2010, all **Highway**" means a route or area which all persons can use to pass and repass along as often and whenever they wish without let or hindrance and without charge; this includes carriageway, footway and any part of that area where the public have access and which may be in public or private ownership public within the London Borough of Hillingdon designated for the purposes of street trading under the Act.

## BACKGROUND DOCUMENTS

London Local Authorities Act 1990(as amended)

London Borough of Hillingdon Street Trading Licence Terms and Conditions

NAME : Mr David Evans – Automobile Association  
LICENCE TYPE AND PERIOD : Temp Pitch licence 2 days each 09+10 October 2010 &  
05+06 November 2010

LOCATION : Hayes Town Centre Station Road Hayes / Uxbridge Town  
Pedestrian area near to Superdrug

COMMODITY : A A Memberships

Uxbridge North/South Townfield

Correspondence address

60 Lehar Close

Basingstoke

Hants

RG22 4HT

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## TITLE APPLICATION FOR TEMPORARY PITCH STREET TRADING LICENCE

**Committee**

Licensing Sub Committee

**Officer Contact**

Bill Hickson – Ext 7402

**Papers with report**

Annexure 1

**Ward(s) affected**

Uxbridge North / South

### SUMMARY

The Street Scene Enforcement Team has now processed the new applications for temporary pitch street trading licences \*as tabulated in Annexure 1. Having considered the applications and documentation, the Street Scene Enforcement Team suggests that it would be appropriate to issue temporary pitch licences for the traders as tabulated in Annexure 1.

### RECOMMENDATION

**Refuse to issue the licence temporary pitch street trading licences, as required documentation (listed in Annexure 2) and licence fees have not been supplied.**

### ALTERNATIVE OPTIONS

- A. That temporary pitch street trading licences of the reported traders identified in Annexure 1 be issued for three days being the 23+24+25 September 2010**

### INFORMATION

1. Street trading activity within the London Borough of Hillingdon is regulated by the London Local Authorities Act 1990 (as amended).
2. The applications listed in Annexure 1 are for new temporary pitch licences.
3. The licences, if issued will be temporary licences lasting for three days only being the 23+24+25 September 2010.
4. The Street Scene Enforcement Team has examined all documentation accompanying the applications; however the Sub-Committee should be aware that applicants have not supplied some of the supportive documents. Copies of the relevant documentation supplied by each trader will be available to be viewed by Councillors at the Licensing Sub-Committee Hearing.
5. The Street Scene Enforcement Team consulted with local interested parties concerning these applications. This consultation was conducted between 16<sup>th</sup> August 2010 and 27<sup>th</sup> August 2010. A list of consultees are shown in Annexure 3 and responses received in Annexure 4
6. On 26<sup>th</sup> August 2010 correspondence was despatched by mail and by e.mail to the organising company Savoir Fayre who represent all applicants. The Street Scene Enforcement Team advised them by post of the date and time of the Sub-Committee meeting at which their application for their street trading licence would be considered.

Copies of this correspondence will be available to be viewed by Councillors at the Licensing Sub-Committee Hearing.

7. The correspondence also advised the traders and organising company Savoir Fayre of their right to attend the hearing and make written or verbal representations at the hearing.
8. Additionally, the traders organising company Savoir Fayre were advised via correspondence that the applications would be decided in their absence in the event that Democratic Services were not notified of the trader's intention to attend and/or address the Sub-Committee.

## LEGAL COMMENTS

9. This report recommends that the street trading licences as attached at Annexure 1 be renewed in accordance with Section 25(1) of the London Local Authorities Act 1990 (as amended) – (“the Act”).
10. An application for the renewal of a street trading licence should be made not later than two months before the date on which the existing licence will cease to be valid. This time period may be shortened if the Local authority considers it reasonable to do so.
11. Section 25(4) of the Act specifies that a street trading licence may not be granted:
  - a. To a person under the age of 17 years;
  - b. To a company incorporated under the Companies Acts, an unincorporated association or a partnership except where such an application is made to carry on ice cream trading
  - c. In respect of an application for a street trading licence which, if granted, would authorise trading in a street which is not a licence street. An exception to this prohibition is where the application is for the grant of a temporary permit and the proposed trader has the permission of the owner of the land to carry out trading activities. In such a situation, the applicant is required to provide sufficient evidence of such permission to the Licensing Sub-Committee.
  - d. Where the goods that the trader proposes to trade in are prohibited or embargoed by a resolution passed in compliance with Section 24(1)(b) of the Act.
12. In accordance with Section 25(4)(b), a licence may not be granted unless the Sub-Committee are satisfied that there is enough space in the street for the applicant to engage in the trading activity without causing undue interference or inconvenience to persons or vehicular traffic using the street.
13. As at 26 February 2010, all **Highway**” means a route or area which all persons can use to pass and repass along as often and whenever they wish without let or hindrance and without charge; this includes carriageway, footway and any part of that area where the public have access and which may be in public or private ownership public within the London Borough of Hillingdon designated for the purposes of street trading under the Act.

## BACKGROUND DOCUMENTS

London Local Authorities Act 1990(as amended)

London Borough of Hillingdon Street Trading Licence Terms and Conditions

**Letter of response to consultation (listed in Annexure 3**



NAME : Mr Basset – Savoir Fayre Event organiser  
 LICENCE TYPE AND PERIOD : 25 Temp Pitch licences 3 days from 23/9 to 25/9/2010  
 LOCATION : High Street Uxbridge (area between Belmont Rd & Windsor St )

See Breakdown of stall holders

NAME : Mr Patrice Audouard  
 LICENCE TYPE AND PERIOD : 2 -Temp Pitch licences 3 days from 23/9 to 25/9/2010  
 LOCATION : High Street Uxbridge (area between Belmont Rd & Windsor St )  
 COMMODITY : 1- Speciality Foods – Pates & Sausages  
 : 2- Speciality Foods – Duck Confit, Foie Gras

**Correspondence address**

20 Rue d'Ingouville  
 14370 Moulit  
 France

NAME : Mr Bill Marlow  
 LICENCE TYPE AND PERIOD : 1 Temp Pitch licence – 3 days 23/09 to 25/09/2010  
 LOCATION : High Street Uxb (area between Belmont Rd & Windsor St)  
 COMMODITY : **Unknown**

**Correspondence address**

1 Aberford Grove Birches Head ??  
 (incomplete)

NAME : Paul Binmore  
 LICENCE TYPE AND PERIOD : Temp Pitch licence – 3 days 23/09 to 25/09/2010  
 LOCATION : High Street Uxb (area between Belmont Rd & Windsor St)  
 COMMODITY : Cocina Cookware

**Correspondence address**

Windrush Wembury Rd  
 Wembury Plymouth PL9 0DQ

NAME : Ms Amanda Hutchins  
 LICENCE TYPE AND PERIOD : Temp Pitch licence – 3 days 23/09 to 25/09/2010  
 LOCATION : High Street Uxb (area between Belmont Rd & Windsor St)  
 COMMODITY : Crystals / Fossils (bowls & Chess Sets)

**Correspondence address**

5 St. George Park Lostwithiel  
 Cornwall PL2 20AT

NAME : Mr Delphin Pallu  
LICENCE TYPE AND PERIOD : Temp Pitch licence – 3 days 23/09 to 25/09/2010  
LOCATION : High Street Uxb (area between Belmont Rd & Windsor St)  
COMMODITY : Salami & Cured Meats  
**Correspondence address**  
27 Rue D'Angouleme 91100  
Corbeil-Essonnes France

NAME : Michel Van Been  
LICENCE TYPE AND PERIOD : Temp Pitch licence – 3 days 23/09 to 25/09/2010  
LOCATION : High Street Uxb (area between Belmont Rd & Windsor St)  
COMMODITY : Bags, Belts, Purses etc  
**Correspondence address**  
207 Rue de la Liberation  
76700 Gainneville France

NAME : Ms Melina Dalatsis  
LICENCE TYPE AND PERIOD : 1 Temp Pitch licence – 3 days 23/09 to 25/09/2010  
LOCATION : High Street Uxb (area between Belmont Rd & Windsor St)  
COMMODITY : Grilled sausages  
**Correspondence address**  
Hameau de Secqueville  
76430 St. Vigor France

NAME : Ms Carole Avenel  
LICENCE TYPE AND PERIOD : 1 Temp Pitch licence – 3 days 23/09 to 25/09/2010  
LOCATION : High Street Uxb (area between Belmont Rd & Windsor St)  
COMMODITY : French breads / Snacks  
**Correspondence address**  
124 Rue des 4 ages  
Criquebeuf Sur Seine 27340 France

NAME : Mr Amir Khosranvani Pajou  
LICENCE TYPE AND PERIOD : 5 Temp Pitch licence – 3 days 23/09 to 25/09/2010  
LOCATION : High Street Uxb (area between Belmont Rd & Windsor St)  
COMMODITY : 1- Cakes / Baklava  
2- Dried Fruits & Nuts  
3- Paella/ Noodles/ Mushrooms  
4- Olives / Sun dried tomatoes / Peppers/ Garlic  
5- Sweets fudges  
**Correspondence address**  
Flat 5, 86 London Road  
Kingston KT2 6PX

NAME : Philippe Basset  
LICENCE TYPE AND PERIOD : 1 Temp Pitch licence – 3 days 23/09 to 25/09/2010  
LOCATION : High Street Uxb (area between Belmont Rd & Windsor St)  
COMMODITY : French Shoes  
**Correspondence address**  
78 Dene Road Northwood HA6 2DF

NAME : Bernard Mercurio  
LICENCE TYPE AND PERIOD : 1 Temp Pitch licence – 3 days 23/09 to 25/09/2010  
LOCATION : High Street Uxb (area between Belmont Rd & Windsor St)  
COMMODITY : Mustards/ Jams  
**Correspondence address**  
75 Rue de Paris  
14100 Lisieux France

NAME : Stephane Chiarenza  
LICENCE TYPE AND PERIOD : 1 Temp Pitch licence – 3 days 23/09 to 25/09/2010  
LOCATION : High Street Uxb (area between Belmont Rd & Windsor St)  
COMMODITY : Crepes  
**Correspondence address**  
5 Place de la Mairie  
50360 Quettehou

NAME : Gaspare De Luca  
LICENCE TYPE AND PERIOD : 1 Temp Pitch licence – 3 days 23/09 to 25/09/2010  
LOCATION : High Street Uxb (area between Belmont Rd & Windsor St)  
COMMODITY : Italian Biscuits  
**Correspondence address**  
Unit g10 Wembley Commercial Centre  
115 East Lane HA9 7UR

NAME : Phillppe Haubois  
LICENCE TYPE AND PERIOD : 1 Temp Pitch licence – 3 days 23/09 to 25/09/2010  
LOCATION : High Street Uxb (area between Belmont Rd & Windsor St)  
COMMODITY : Cheeses  
**Correspondence address**  
72 La Rue Agon Coutainville

NAME : Gilbert Launay  
LICENCE TYPE AND PERIOD : 1 Temp Pitch licence – 3 days 23/09 to 25/09/2010  
LOCATION : High Street Uxb (area between Belmont Rd & Windsor St)  
COMMODITY : Fruit & Vegetables

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**Correspondence address**

3 Rue de la Liberation  
50000 St Lo France

NAME : Pierre Malett  
LICENCE TYPE AND PERIOD : 1 Temp Pitch licence – 3 days 23/09 to 25/09/2010  
LOCATION : High Street Uxb (area between Belmont Rd & Windsor St)  
COMMODITY : Wine & Cider

**Correspondence address**

35 Foxcote, Wokingham RG40 3PG

NAME : Mariuz Kiec  
LICENCE TYPE AND PERIOD : 1 Temp Pitch licence – 3 days 23/09 to 25/09/2010  
LOCATION : High Street Uxb (area between Belmont Rd & Windsor St)  
COMMODITY : **Unknown**

**Correspondence address**

26 Mill Road Surrey CT2 0AG

NAME : Claude Nicourt  
LICENCE TYPE AND PERIOD : 1 Temp Pitch licence – 3 days 23/09 to 25/09/2010  
LOCATION : High Street Uxb (area between Belmont Rd & Windsor St)  
COMMODITY : Soap

**Correspondence address**

La Maison d'Antonin ?(incomplete)

NAME : Remy Nino  
LICENCE TYPE AND PERIOD : 2 Temp Pitch licences – 3 days 23/09 to 25/09/2010  
LOCATION : High Street Uxb (area between Belmont Rd & Windsor St)  
COMMODITY : 1-Toys  
2-Paschminas Scarves

**Correspondence address**

No Given

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PART 1, MEMBERS' PUBLIC AND PRESS

Licensing Sub-Committee 17 September 2010

Continental market temporary Street Trading license applications			
STALL NO.	Applicant	STALL NAME	SELLING ITEMS
1	Patrice Audouard	Au Cochon d'Or	Selections of home made French Pates and delicatessen, Toulouse sausages, Merguez Black Pudding etc  DOCUMENTS REQUIRED:- COPY PASSPORT / PUBLIC LIABILITY INSURANCE
2	Patrice Audouard	Au Conserves d'Antan	Duck Confit, Cassoulet, Foie Gras, Fish Soup, Garlic Sausage, Snails, Goose Fat, Smoked pork fillet etc  DETAILS OF ASSISTANT RUNNING STALL / COPY PASSPORT / PUBLIC LIABILITY INSURANCE
3	Bill Marlow	?	?  DOCUMENTS REQUIRED:- COPY PASSPORT / PUBLIC LIABILITY INSURANCE / DETAILS OF ITEMS TO BE SOLD ON STALL
4	Paul Binmore	Cocina Cookware	Speciality products (non food)  DOCUMENTS REQUIRED:- COPY PASSPORT / PUBLIC LIABILITY INSURANCE
5	Amanda Hutchins	A. Hutchins Crystals/Fossils	Speciality Craft - Crystals/fossils/fossil marble bowls/Fairly traded wooden chess sets and Backgammon sets

			DOCUMENTS REQUIRED:- COPY PASSPORT / PUBLIC LIABILITY INSURANCE
6	Delphin PALLU	La Charcuterie D'Auvergne	Speciality Food - French Salami, Cured Meat  DOCUMENTS REQUIRED:- COPY PASSPORT / PUBLIC LIABILITY INSURANCE
7	Michel Van Been	Le Sac a Main Parisien	Speciality products (non food) - Hand Bags, Leather Belt, Purses, Wallets, Leather Bags  DOCUMENTS REQUIRED:- COPY PASSPORT / PUBLIC LIABILITY INSURANCE
8	Melina Dalatsis	The Swing Grill	Catering - Grilled Sausages  DOCUMENTS REQUIRED:- COPY PASSPORT / PUBLIC LIABILITY INSURANCE
9	Amir khosravani pajou	Baklava	Food produced or manufactured in Britain - baklava, katayef, bourma pistachio, honey cake,  DOCUMENTS REQUIRED:- COPY PASSPORT / PUBLIC LIABILITY INSURANCE
10	Amir khosravani pajou	Dry Fruits and Nuts	Speciality Food - Dry mango, Dry sour cherries, Dry cranberry, dry mix berries. Nuts :Smoked Cashew, Mexican Cashew , Honey Cashew, Honey Almond, Honey Macadamia Pistachio, Walnut, Hazelnut  DETAILS OF ASSISTANT RUNNING STALL / COPY PASSPORT / PUBLIC

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			LIABILITY INSURANCE
11	Amir khosravani pajou	Food Corner	Speciality Food - Paella, noodles, mushroom  DETAILS OF ASSISTANT RUNNING STALL / COPY PASSPORT / PUBLIC LIABILITY INSURANCE
12	Amir khosravani pajou	Olive	Speciality Food - Olives, sun dried tomato, stuffed pepper, pickled garlic, provencal mushroom  DETAILS OF ASSISTANT RUNNING STALL / COPY PASSPORT / PUBLIC LIABILITY INSURANCE
13	Amir khosravani pajou	Sweet	Speciality Food - chocolate banana fudge, chocolate mint fudge  DETAILS OF ASSISTANT RUNNING STALL / COPY PASSPORT / PUBLIC LIABILITY INSURANCE
14	Carole Avenel	Au Pain d'Autrefois	Catering - French Baguettes and Speciality Breads Croissants and Danish Pastry, all baked on site. French Pastry and Snacks  DOCUMENTS REQUIRED:- COPY PASSPORT / PUBLIC LIABILITY INSURANCE
15	Philippe Basset	La chaussure a son pied	Speciality products (non food) - French Fashion shoes  DOCUMENTS REQUIRED:- COPY PASSPORT / PUBLIC LIABILITY INSURANCE & PHOTOGRAPH FOR LICENCE
16	Bernard Mercurio	Le Moutardier	Speciality Food - Selection of Artisanal Mustard Made in family Business since

## PART 1, MEMBERS' PUBLIC AND PRESS

Licensing Sub-Committee 17 September 2010



			1979 and speciality Jams  <b>DOCUMENTS REQUIRED:- COPY PASSPORT / PUBLIC LIABILITY INSURANCE</b>
17	Stephane Chiarenza	Crepe en folie	Catering - crepes gaufres galettes pralines boissons  <b>DOCUMENTS REQUIRED:- COPY PASSPORT / PUBLIC LIABILITY INSURANCE</b>
18	Gaspare De luca	Italian Biscuits and Treats	Speciality Food - Italian Gluten Free Biscuits  <b>DOCUMENTS REQUIRED:- COPY PASSPORT / PUBLIC LIABILITY INSURANCE</b>
19	Philippe Haubois	Le specialiste du fromage	Fresh Foods - Extended Premium Quality French Cheese selection, Farmers Produced cheeses, Organic cheeses, Goat Cheese, Roquefort, 2 years old Conte, Unpasteurised Cheeses, Smoked Cheese, . Also as Special Offer "the Lulu Selection, 3 cheese for £5 "  <b>DOCUMENTS REQUIRED:- COPY PASSPORT / PUBLIC LIABILITY INSURANCE</b>
20	Gilbert Launay	Le verger de mon pere	Fresh Foods – fruit and vegetables  <b>DOCUMENTS REQUIRED:- COPY PASSPORT / PUBLIC LIABILITY INSURANCE</b>
21	Pierre Mallet	French minimarket	Alcohol - wine & cider  <b>DOCUMENTS REQUIRED:- COPY PASSPORT / PUBLIC LIABILITY</b>

## PART 1, MEMBERS' PUBLIC AND PRESS

Licensing Sub-Committee 17 September 2010

			INSURANCE / ALCOHOL LICENCE
22	Mariusz Kiec	?	? DOCUMENTS REQUIRED:- COPY PASSPORT / PUBLIC LIABILITY INSURANCE /DETAILS OF ITEMS TO BE SOLD ON STALL
23	Claude Nicourt	La maison d antonin	Speciality products (non food) - marseille soap  DOCUMENTS REQUIRED:- COPY PASSPORT / PUBLIC LIABILITY INSURANCE
24	Remy Nino	Paris Mode	Other wooden letter bear toys DOCUMENTS REQUIRED:- COPY PASSPORT / PUBLIC LIABILITY INSURANCE / HOME ADDRESS
25	Remy Nino	Paris Mode	Paschmina scarfs  DETAILS OF ASSISTANT RUNNING STALL / COPY PASSPORT / PUBLIC LIABILITY INSURANCE

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PART 1, MEMBERS' PUBLIC AND PRESS

Licensing Sub-Committee 17 September 2010



RECEIVED  
27 AUG 2010

Street Scene Enforcement Team  
Planning, Environment & Community Services  
London Borough of Hillingdon  
4W/05 Civic Centre  
Uxbridge

27<sup>th</sup> August 2010

Dear Bill

**Re: Street trading application for a continental market on 23-25 September 2010**

I am writing to advise my views on the above application. Having looked at the content of the application and discussed the practicability of holding the market with relevant council officers I would highlight the following points.

1. This application is for a three day specialist market that will generate additional interest in Uxbridge town centre. Street markets are identified by the Association of Town Centre Management and the Greater London Authority as generators of trade and interest from consumers which benefits the town as a whole.
2. The person co-ordinating the proposed market is Philippe Basset, who for some time has operated a French Market in Pinner and Harrow town centres approximately three times a year. Enquiries with Harrow council indicate that the public look forward to the market visiting. Providing the market is well managed and council officers have a good overview of critical factors then they add to the attraction of the town centres.
3. Over the years I have been Town Centre Manager I have received many informal enquiries from members of the public asking if we can have a market in the high street.
4. The experience of the Farmers Market that operated on the Civic Centre forecourt a few years ago is that specialist markets attract new customers to the town. Most shoppers shop the whole town, not just part of it. An attractive market therefore benefits the whole town. The Farmers Market experience also showed the importance of locating markets in areas of high footfall. The site proposed in the application meets this requirement.
5. Research indicates that enthusiasm to advertise a market can be a problem if illegal methods are used, by using fly posting, for example. In the management plan put forward by Mr Basset he has stated that only legal advertising methods will be used.
6. Suitable methods need to be identified for refuse disposal so a nuisance is not created. Potentially this can be coupled to the usual street cleansing regime that already exists.

Partnerships & Business Community Engagement  
Department: Deputy Chief Executives Office  
T.01895 558696  
astubbs@hilllingdon.gov.uk www.hillingdon.gov.uk  
London Borough of Hillingdon,  
3 East/O2, Civic Centre, High Street, Uxbridge, UB8 1UW



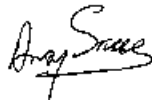
INVESTOR IN PEOPLE

7. Vehicle movements when the market is setting up or breaking down need to be carefully supervised in order to protect the public.
8. A place needs to be identified for the market trader's vehicles to be parked. There is a potential opportunity here for council officers to negotiate a rate with the applicants for them to utilise unused space in the council's business parking area in Grainges Yard or other suitable parking areas.
9. There is some concern from market traders in the local authority market that exists in the Mall Pavilions shopping centre. Some of these traders could perhaps be incorporated within future markets (if these were to happen) and if this was something that the Licensing Committee felt was desirable. Nevertheless, competition and enhanced choice are important factors that serve to drive up quality of products and customer service that will benefit the consumer. Innovation and evolution of the existing retail offer coupled with good customer service are key features which will provide sustainable businesses in our town centres and sustain consumer interest.
10. Markets are supported by planning policy. In Planning Policy Statement 4 (PPS4) the focus is clearly on promoting competitive town centres (through Policy EC4) and this includes a diversity of retailing including support for existing markets and the possible reintroduction or creation of new markets.

It can be seen there are pros and cons associated with the application, but the positives would seem to outweigh the negatives and a trial would hopefully allay some of the fears that have been raised in discussion with me by existing market traders and street traders. On balance I feel the Licensing Committee should consider granting the street trading licences for the period requested as it would offer the opportunity to examine the measures that officers have identified as being essential to allowing the market to operate. It would further offer the opportunity to assess whether specialist markets like the one proposed by the applicants are a way of enhancing the vitality of Uxbridge town centre in the future.

Information about the street trading application was provided to the Uxbridge Initiative town centre partnership Transport & Environment group on 11<sup>th</sup> August. The group members present wished it to be known that they supported the grant of a license.

Yours sincerely



Andy Stubbs  
Town Centres Manager



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PART 1, MEMBERS' PUBLIC AND PRESS

Licensing Sub-Committee 17 September 2010

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RECEIVED  
27 AUG 2010

bite<sup>to go</sup>

Date: 19.08.2010

LOW BORO OF HILLINGDON  
RECEIVED  
23 AUG 2010  
PLANNING, ENVIRONMENT  
& COMMUNITY SERVICES GROUP

**Re: Street trading application consultation**

Dear Mr W Hickson

In a time where most shops are struggling to pay their bills something like this would be the nail in the coffin.

By issuing a licence will bring in more funds for the council at our cost.

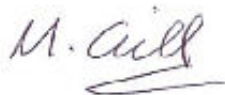
What is being done to help businesses, because I haven't received any help what so ever.

I've had to contribute towards the cross rail and all my bills are increasing.

Can you give me a guarantee that by issuing a licence for a continental market won't affect my business?

I'm totally against it, as I'm extremely concerned that it will affect my sales, unless the council make up the loss to my business.

Regards



Mansodhi Gill

Tel: 01895 236 177 Email: Bitego1.td@aol.com  
**Bite to go Ltd**  
173 High Street, Uxbridge, Middlesex, UB8 1JZ  
Company Registration No: 5696037

Ack'd

Page 1 of 1

**Denise Buckingham - Continental Market**

---

**From:** Tony Dunn <Tony-Dunn@capshop.co.uk>  
**To:** "sset@hillington.gov.uk" <sset@hillington.gov.uk>  
**Date:** 27 August 2010 17:17  
**Subject:** Continental Market  
**CC:** Andy stubbs <AStubbs@hillington.gov.uk>

---

Dear sirs

I would like to support the idea of having a continental market in the Uxbridge High St on the dates proposed, I believe it would provided an additional point of interest to the town. I would suggest that a licence be granted for this occasion only and a fully evaluation is undertaken after the event to determine the effect on trade for other retailers, the environment including cleaning and customers attitude to the concept.

In order to ensure the proposed concept meets with ideals of what a continental market should contain, I would recommend that a full list of stalls and the type of goods to be sold should be submitted to the town centre manager three weeks before the event to identify any use which is not be in keeping with the concept and conflicts of interest with other operators in close proximity to the market

Regards

Tony Dunn  
General Manager  
The Chimes  
P O Box 368  
High St  
Uxbridge  
UB8 1GE

Tel: 01895-817510 (Direct Line)  
Fax: 01895-819401

 Please consider the environment before printing this email.

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Capital Shopping Centres Group PLC  
40 Broadway | London | SW1H 0BT  
Registered No: 3685527 | Registered office: as above  
Incorporated in England

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PART 1, MEMBERS' PUBLIC AND PRESS

Licensing Sub-Committee 17 September 2010

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Mr C G Craddock  
52 Bedford Road  
Ruislip  
HA4 6NA

Mr W. Hickson  
Street Scene Enforcement Team  
4W/05 Civic Centre  
Uxbridge  
UB8 1UW

RECEIVED  
20 AUG 2010

19/08/10

Ref: Continental Market app. /SSET

Dear Mr Hickson,

Firstly I must stress that I find it difficult to compose a considered response to this proposal, as you have omitted to include an inventory of stalls to be taken into account. The following argument is therefore a general criticism of the concept of a generic continental market taking place in Uxbridge High Street. My main concerns are its potential negative impact on local trade and environment.

Ten years ago an Uxbridge council committee meeting agreed that it was not in the best interests of the town to allow the sale of food on the High Street. This was decided as a solution to the recognized problem of food-outlets operating in the town illegally. It was accepted at this time that if you give a licence to one you give licence to all and so to prevent rubbish, rats and arguments no licences would be given to food vendors and no foodstuffs are to be sold on the High Street. You state that the proposed continental market needs a street trading licence. If you allow a licence for this, you will open the floodgates for other food stalls.

I have heard it said that the continental market; "would bring people into the town". The last french market here did indeed bring a crowd, but it also brought resentment and trouble as although it increased footfall in the town, it did nothing to improve local trade. Money was spent in the town but did not go to our own shopkeepers and stall holders. With the economic climate as harsh as it is I believe that our local shopkeepers and our own council market should be genuinely considered and supported before we go about importing competition.

Yours Sincerely,



Glyn Craddock

STREET SCENE ENFORCEMENT TEAM  
LONDON BOROUGH OF HILLINGDON  
4W/05, CIVIC CENTRE,  
HIGH STREET,  
UXBRIDGE  
UB8 1UW.

MR F PETERS  
4 BEACHES YARD  
HORTON ROAD  
WEST DRAYTON  
UB7 8HX.

26<sup>TH</sup> AUGUST 2010

Ref: Continental Market app./SSET

Dear sir or Madam,

In response to your letter as part of a consultation process for a continental Market on the pedestrian area high street uxbridge, my views are as follows we already have a market inside the pavilions shopping centre on the days the continental market has applied for selling most of the goods that the continental market would be providing , I do not think that this would be fair to the traders in the pavillions market as I am sure this would have an effect on them and in the present financial climate I am sure they can not afford to have trade taken away from them and in fairness they are there in uxbridge providing the public with there services 52 weeks of the year and I feel this should be taken in to consideration.

Yours sincerely



MR F PETERS  
PETERS AMUSEMENTS

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## UXBRIDGE MARKET TRADERS ASSOCIATION

40 Kingsway Gerrards Cross Bucks SL9 8NU  
Tel: 01753 885485 email: michael\_tacey@02.co.uk

London Borough of Hillingdon  
Street Scene Enforcement Team  
4W/08, Civic Centre  
Uxbridge UB8 3UW

26 August 2010

Dear Sir,

Ref: Continental Market app./BSET Street Trading Application Consultation

Thank you for your letter 20 August and we ask that the entire contents of this letter be communicated to every member of the of the Licensing Sub Committee. We would comment as follows:

In the late 60's the market trading in the yard of the demolished Cloaquers public house needed to be moved in order to build what was then known as the New Town Centre. The Council were anxious to preserve the market and put at the disposal of the market traders the derelict Vine Street Station at a sympathetic rent provided the traders developed the site, financed the entire project and managed the market themselves. All was completed to a high standard and continued until it was possible to re-locate to the present site in the shopping centre. The London Borough of Hillingdon was thus provided with a viable working market and a partnership was forged between the Council and the traders for future management. The partnership continues to this day. When the refurbishment to create the covered Pavilions Shopping Centre was under consideration the writer was able to provide the major input into the negotiations both in regard to the layout of the site and the advantageous terms of the final agreement. As a result a substantial asset accrued to the Council's benefit. This asset is devolved to the Estate Management Department of Property Services and it is our view that to license an alternative market, even on a short term basis, is not in the Council's interest. Not only will such a course prejudice the Council but will harm the traders who are your partners of 40 years standing.

Everyone is aware of the current economic situation. Retailers and traders are having a hard time and the Council's tenants are no exception. Your management team are well aware of this and are doing all possible to help. The placing of 26 stalls in the best position in Uxbridge must have a major impact on their livelihood. A weeks trading ruined is a personal tragedy which can have an ongoing effect. The more so when these competitors owe loyalty neither to the town nor the people of Uxbridge. They intend to come and trade on the investment of goodwill created by this Association. This experiment was tried some years ago. There were incidents and confrontations from High Street traders and I personally dealt with complaints and repercussions for weeks. The operators who attempt to set up these temporary markets seek to trade in the best locations in many towns always outside planning regulations. A policy best described as plunder and move on. Looking at the trades listed in the Application many have no bearing on a continental market and others merely duplicate those already provided by the Council's tenants who should not be required to face this kind of competition.

cont/

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PART 1, MEMBERS' PUBLIC AND PRESS

Licensing Sub-Committee 17 September 2010

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Uxbridge Market Traders Association to The London Borough of Hillingdon 26/08/2010 .conf

The Committee will be mindful of the onerous Regulations which govern the issuing of Street Trading Licences. I see that these include evidence of £2M Public Liability insurance. It is clear from the Regulations that it is not possible to License a Market Promoter or Operator but only individual traders. It will follow that any insurance must be in the name of the individual trader and any attempt to provide blanket cover without naming the individual trader will not suffice. Photographs must be provided together with a copy of a valid UK passport with proof of address and national insurance number. No provisions seem to exist for foreign national being able to apply. All food traders are to comply with the requirement for each and every worker to have completed an approved course of food hygiene training. Waste disposal must be similarly approved and all this to be in place 2 months before the trading date. An enquiry to the Enforcement Team this week elicited the information that not all details were to hand. Street traders who have worked in Uxbridge for very many years were compelled to meet every letter of these Regulations before the grant of their Licence. I am confident that the Committee will ensure that all Applications meet the same strict criteria.

I wish to draw to the attention of the Committee a matter which I consider most serious. It is well known to experienced Council Officers involved in the Town Centre that I am responsible for many aspects of the Council's Town Market and have been for 40 years. They are also aware of the Council's ownership and interest in the Market and that Estates Management are responsible to Members. Despite this we were neither included in the Consultation process. It was only by chance that I heard about the proposal. My ability to respond was thus hampered by limitation of time and indeed the relevant Officers in your Estates Department were both on leave when I became alerted to the Application. Their opportunity to comment has been very severely impaired. It is not in my remit to investigate or speculate on how it came about that we were not on the list. However, I do ask the Committee to instruct the Officers to include us both in any future consultation.

Finally, it is self evident that the members of this Association have spent years investing in this community. We have never neglected our responsibility to the Town or to the Council. We now ask that you reject this Application and give your full support to the traders of your own Market who need your help at a difficult time.

Yours faithfully



Michael Facey

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## REFUSAL OF STREET TRADING LICENCES

<b>Committee</b>	Licensing Sub Committee
<b>Officer Contact</b>	Bill Hickson, Ext 7402
<b>Papers with report</b>	Annexure 1
<b>Ward(s) affected</b>	Eastcote & East Ruislip

### SUMMARY

The Street Scene Enforcement Team has now processed an application for the renewal of a street trading licence. Having considered the application and documentation, the Street Scene Enforcement Team suggests that it would be appropriate to revoke the licence of the trader as tabulated in Annexure 1.

### RECOMMENDATION

That the Licensing Sub-Committee refuses to grant the street trading licences of the reported trader identified in Annexure 1

### ALTERNATIVE OPTIONS

- A. Grant the Licence application  
or;
- B. Grant the Licence application but vary the conditions of the licence

### INFORMATION

1. Street trading activity within the London Borough of Hillingdon is regulated by the London Local Authorities Act 1990 (as amended).
2. The trader listed in Annexure 1 are holders of a shop-front licence. The trader listed on the annexure has been issued with temporary licences lasting for six months from date of issue.
3. The Street Scene Enforcement Team has received an application for the renewal of the licence as listed in Annexure 1.
4. The Street Scene Enforcement Team has examined all documentation accompanying the application. Copies of the relevant documentation for the trader will be available to be viewed by Councillors at the Licensing Sub-Committee Hearing.
5. The Street Scene Enforcement Team has found that the application submitted is incomplete as the relevant supporting documentation was not provided at the time of submitting this report to Democratic Services. The document outstanding is listed in Annexure 1.
6. The Street Scene Enforcement Team is therefore unable to comment on the eligibility of the trader to be awarded a street trading licence as applied for,
7. Section 28(1)(d) of the London Local Authorities Act 1990 (as amended) permits the Sub-Committee to revoke a street trading licence where the trader is, on account of misconduct or for any other sufficient reason unsuitable to hold a street trading licence.

8. The Street Scene Enforcement Team has served a notice of its preferred recommendation and notified the trader of a 21 day period within which to make any representations. The notice for the trader listed in Annexure 1 was sent on 2 August 2010.
9. On 18 August 2010 the relevant trader was advised by the Street Scene Enforcement Team by post of the date and time of the Sub-Committee meeting at which their application to renew their street trading licence would be considered, along with notification that a recommendation to revoke the licence will be made. Copies of this correspondence will be available to be viewed by Councillors at the Licensing Sub-Committee Hearing.
10. The correspondence also advised the trader of their right to attend the hearing and make written or verbal representations at the hearing.
11. Additionally, the trader was advised via correspondence that the application would be decided in their absence in the event that Democratic Services were not notified of the trader's intention to attend and/or address the Sub-Committee.

## **LEGAL COMMENTS**

13. Section 31(1)(i) of the London Local Authorities Act 1990 (as amended) states that the Sub-Committee may, if they think fit, grant a temporary street trading licence to an applicant.
14. Regulation 3 of the London Borough of Hillingdon Street Trading Licence Terms and Conditions states that it is the Licensed Street Trader's responsibility to ensure that all documents requested for any application for a grant, renewal or variation of a licence is provided on applying for a Street Trading Licence.
14. Section 31 of the London Local Authorities Act 1990 (as amended) states that an applicant must satisfy the Sub-Committee of ownership of the land on which trading is proposed. Alternatively, where the applicant proposes to trade on land which is owned and/or occupied by another person, the applicant must satisfy the Sub-Committee that he/she has the relevant consent to trade on the land. If such consent is withdrawn after the issue of a licence, the temporary licence that was granted shall lapse.
15. Section 31(2) authorises the Sub-Committee to prescribe conditions which it deems necessary for the use of the licence.
16. Section 25(3A) requires that where third party insurance is a requirement for the issue of a licence, such insurance must be provided before the licence is granted.
17. Traders have given the licence holder not less than 21 days previous notice in writing that a refusal is proposed. This notice also specified the grounds on which the recommendation is based. Additionally, the applicant was notified of his/her right to appear before the sub-committee determining the matter.
15. Section 28 (2) of the Act states that the Council may instead of revoking a licence, vary it by attaching further specified conditions;
  - (a) reducing the numbers of days in any week or the period in any one day during which the licence holder is permitted to trade;
  - (b) specifying a different licence street or position or place at which the licence holder may trade;
  - (c) restricting the items which licence holder is permitted to sell.
16. The applicant must be notified in writing of the decision of the Sub-Committee.
17. The Council has a duty in considering this matter to take account of all relevant considerations and disregard any matters of irrelevance. In doing so, it must have regard

to the rules of natural justice. This is in addition to complying with procedural requirements set out in the statute.

## **BACKGROUND DOCUMENTS**

London Local Authorities Act 1990(as amended)

London Borough of Hillingdon Street Trading Licence Terms and Conditions

<b>NAME</b>	<b>LICENCE TYPE AND PERIOD</b>	<b>LOCATION</b>	<b>DOCUMENT OUTSTANDING / REASON FOR NON-RENEWAL</b>
Mr J Khurana My Shop	Shop Frontage Six Months	115 Field End Rd Eastcote HA5 1QG	Commercial trade waste agreement; Not submitted

## REFUSAL OF STREET TRADING LICENCES

<b>Committee</b>	Licensing Sub Committee
<b>Officer Contact</b>	Bill Hickson, Ext 7402
<b>Papers with report</b>	Annexure 1
<b>Ward(s) affected</b>	Northwood Hills

### SUMMARY

The Street Scene Enforcement Team has now processed an application for a street trading licence. Having considered the application and documentation, the Street Scene Enforcement Team suggests that it would be appropriate to issue the licence of the trader as tabulated in Annexure 1.

### RECOMMENDATION

That the Licensing Sub-Committee refuses to grant the street trading licences of the reported trader identified in Annexure 1

### ALTERNATIVE OPTIONS

- A. Grant the Licence application  
or;
- B. Grant the Licence application but vary the conditions of the licence

### INFORMATION

1. Street trading activity within the London Borough of Hillingdon is regulated by the London Local Authorities Act 1990 (as amended).
2. The trader listed in Annexure 1 has applied for a shop-front licence. This is the first application received.
3. The Street Scene Enforcement Team has examined all documentation accompanying the application. Copies of the relevant documentation for the trader will be available to be viewed by Councillors at the Licensing Sub-Committee Hearing.
4. The Street Scene Enforcement Team has found that the application submitted is incomplete as the relevant supporting documentation was not provided at the time of submitting this report to Democratic Services. The document outstanding is listed in Annexure 1.
5. The Street Scene Enforcement Team is therefore unable to comment on the eligibility of the trader to be awarded a street trading licence as applied for.
6. The Street Scene Enforcement Team has served a notice of its preferred recommendation and notified the trader of a 21 day period within which to make any representations. The notice for the trader listed in Annexure 1 was sent on 10 August 2010.
7. On 1 September 2010 the relevant trader was advised by the Street Scene Enforcement Team by post of the date and time of the Sub-Committee meeting at which their application to renew their street trading licence would be considered, along with

notification that a recommendation to revoke the licence will be made. Copies of this correspondence will be available to be viewed by Councillors at the Licensing Sub-Committee Hearing.

8. The correspondence also advised the trader of their right to attend the hearing and make written or verbal representations at the hearing.
9. Additionally, the trader was advised via correspondence that the application would be decided in their absence in the event that Democratic Services were not notified of the trader's intention to attend and/or address the Sub-Committee.

## **LEGAL COMMENTS**

13. Section 31(1)(i) of the London Local Authorities Act 1990 (as amended) states that the Sub-Committee may, if they think fit, grant a temporary street trading licence to an applicant.
14. Regulation 3 of the London Borough of Hillingdon Street Trading Licence Terms and Conditions states that it is the Licensed Street Trader's responsibility to ensure that all documents requested for any application for a grant, renewal or variation of a licence is provided on applying for a Street Trading Licence.
14. Section 31 of the London Local Authorities Act 1990 (as amended) states that an applicant must satisfy the Sub-Committee of ownership of the land on which trading is proposed. Alternatively, where the applicant proposes to trade on land which is owned and/or occupied by another person, the applicant must satisfy the Sub-Committee that he/she has the relevant consent to trade on the land. If such consent is withdrawn after the issue of a licence, the temporary licence that was granted shall lapse.
15. Section 31(2) authorises the Sub-Committee to prescribe conditions which it deems necessary for the use of the licence.
16. Section 25(3A) requires that where third party insurance is a requirement for the issue of a licence, such insurance must be provided before the licence is granted.
17. Traders have given the licence holder not less than 21 days previous notice in writing that a refusal is proposed. This notice also specified the grounds on which the recommendation is based. Additionally, the applicant was notified of his/her right to appear before the sub-committee determining the matter.
15. Section 28 (2) of the Act states that the Council may instead of revoking a licence, vary it by attaching further specified conditions;
  - (a) reducing the numbers of days in any week or the period in any one day during which the licence holder is permitted to trade;
  - (b) specifying a different licence street or position or place at which the licence holder may trade;
  - (c) restricting the items which licence holder is permitted to sell.
16. The applicant must be notified in writing of the decision of the Sub-Committee.
17. The Council has a duty in considering this matter to take account of all relevant considerations and disregard any matters of irrelevance. In doing so, it must have regard to the rules of natural justice. This is in addition to complying with procedural requirements set out in the statute.

## **BACKGROUND DOCUMENTS**

London Local Authorities Act 1990(as amended)

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<b>NAME</b>	<b>LICENCE TYPE AND PERIOD</b>	<b>LOCATION</b>	<b>DOCUMENT OUTSTANDING / REASON FOR NON-RENEWAL</b>
Mr P Paramanthan	Shop Frontage Six Months	Greenland 62 The Broadway Joel Street Northwood Hills HA6 1PA	Proof of Right to Occupy the property not supplied

## TITLE APPLICATION FOR TEMPORARY SHOP FRONT STREET TRADING LICENCES

**Committee**

Licensing Sub Committee

**Officer Contact**

Bill Hickson – Ext 7402

**Papers with report**

Annexure 1

**Ward(s) affected**

Townfield

### SUMMARY

The Street Scene Enforcement Team has now processed the new applications for temporary shop front street trading licences \*as tabulated in Annexure 1. Having considered the applications and documentation, the Street Scene Enforcement Team suggests that it would be appropriate to issue temporary pitch licences for the traders as tabulated in Annexure 1.

### RECOMMENDATION

**That temporary shop front street trading licences of the reported traders identified in Annexure 1 be issued for a period of 6 months .**

### ALTERNATIVE OPTIONS

- A. Approve the issue of the licences for a further time limited period of less than 6 months – time period to be specified by the Sub-Committee.**  
or;
- B. Refuse to issue of temporary shop front street trading licence<<s>>.**

### INFORMATION

1. Street trading activity within the London Borough of Hillingdon is regulated by the London Local Authorities Act 1990 (as amended).
2. The applications listed in Annexure 1 are for new temporary shop front street trading licences
3. The licences issued will be temporary licences lasting for a period of 6 months.
4. The Street Scene Enforcement Team has examined all documentation accompanying the applications. Copies of the relevant documentation supplied by each trader will be available to be viewed by Councillors at the Licensing Sub-Committee Hearing.
5. The Street Scene Enforcement Team is satisfied that the applications complies with the London Borough of Hillingdon's Street Trading Regulations and the legislation,
6. The Street Scene Enforcement Team confirms that it has no objection to the grant of the licence.
7. Street Scene Enforcement Team Officers confirm the proposed trading activities have sufficient space of two (2) metres on the pavement for pass and re-pass by pedestrians.
8. On 10 August 2010 correspondence was despatched by mail to the relevant traders. The Street Scene Enforcement Team advised them by post of the date and time of the Sub-

Committee meeting at which their application for their street trading licence would be considered. Copies of this correspondence will be available to be viewed by Councillors at the Licensing Sub-Committee Hearing.

9. The correspondence also advised the traders of their right to attend the hearing and make written or verbal representations at the hearing.
10. Additionally, the traders were advised via correspondence that the application<<s>> would be decided in their absence in the event that Democratic Services were not notified of the trader's intention to attend and/or address the Sub-Committee.
11. In light of the traders' compliance with Street Trading Regulations, the Street Scene Enforcement Team is not aware of any reason refuse the licences for the period requested.

## LEGAL COMMENTS

12. This report recommends that the street trading licences as attached at Annexure 1 be renewed in accordance with Section 25(1) of the London Local Authorities Act 1990 (as amended) – (“the Act”).
13. An application for the renewal of a street trading licence should be made not later than two months before the date on which the existing licence will cease to be valid. This time period may be shortened if the Local authority considers it reasonable to do so.
14. Section 25(4) of the Act specifies that a street trading licence may not be granted:
  - a. To a person under the age of 17 years;
  - b. To a company incorporated under the Companies Acts, an unincorporated association or a partnership except where such an application is made to carry on ice cream trading
  - c. In respect of an application for a street trading licence which, if granted, would authorise trading in a street which is not a licence street. An exception to this prohibition is where the application is for the grant of a temporary permit and the proposed trader has the permission of the owner of the land to carry out trading activities. In such a situation, the applicant is required to provide sufficient evidence of such permission to the Licensing Sub-Committee.
  - d. Where the goods that the trader proposes to trade in are prohibited or embargoed by a resolution passed in compliance with Section 24(1)(b) of the Act.
15. In accordance with Section 25(4)(b), a licence may not be granted unless the Sub-Committee are satisfied that there is enough space in the street for the applicant to engage in the trading activity without causing undue interference or inconvenience to persons or vehicular traffic using the street.
16. As at 26 February 2010, all **Highway**” means a route or area which all persons can use to pass and repass along as often and whenever they wish without let or hindrance and without charge; this includes carriageway, footway and any part of that area where the public have access and which may be in public or private ownership public within the London Borough of Hillingdon designated for the purposes of street trading under the Act.

## BACKGROUND DOCUMENTS

London Local Authorities Act 1990(as amended)

London Borough of Hillingdon Street Trading Licence Terms and Conditions

NAME :Mr A Mellaul – Bismallah  
LICENCE TYPE AND PERIOD :Shop Frontage - 6 Months  
LOCATION :40 Coldharbour Lane Hayes UB3 3EP  
COMMODITY :Fruit & Vegetable Display

NAME :Mr M Sidona – Bal Super Market  
LICENCE TYPE AND PERIOD : Shop Frontage - 6 Months  
LOCATION :65-67 Coldharbour Lane Hayes UB3 3EE  
COMMODITY :Fruit & Vegetable Display

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