

## RENEWAL OF TEMPORARY STREET TRADING LICENCES - TABLES AND CHAIRS

<b>Committee</b>	Licensing Sub Committee
<b>Officer Contact</b>	Stephanie Waterford – Ext 7232
<b>Papers with report</b>	Appendix 1
<b>Ward(s) affected</b>	Manor

### SUMMARY

The Licensing Service has received and processed applications for the renewal of temporary street trading licences - tables & chairs for a six month period from the date of the meeting.

### RECOMMENDATION

**To APPROVE the renewal of the temporary Street Trading Licences – Tables & Chairs for each trader identified in Appendix 1 for a period of 6 months the date of the determination.**

### ALTERNATIVE OPTIONS

- A. To 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. To refuse the renewal of the street trading 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 Appendix 1 are for the renewal of temporary Street Trading Licence - Tables & Chairs.
3. The licences issued will be temporary Street Trading licences lasting for six months from date of issue.
4. The Licensing Service 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 Licensing Service is satisfied that each application complies with the London Borough of Hillingdon's Street Trading Licence Terms & Conditions and the legislation.
6. The Licensing Service confirms that it does not have any objection to the grant of the licence.

7. The Licensing Service confirms the proposed trading activities allow sufficient space of two (2) metres on the pavement for pass by pedestrians, which exceeds minimum requirements under the Disability Discrimination Act 1995.
8. The applicants were sent notice of hearing on 5<sup>th</sup> April 2011.
9. In light of the traders' compliance with Street Trading Licence Terms & Conditions, the Licensing Service is not aware of any reason to refuse to approve the licence or issue a licence for a period of less than 6 months.

## **LEGAL COMMENTS**

10. This report recommends that the street trading licences as attached at Appendix 1 be renewed in accordance with Section 25(1) of the London Local Authorities Act 1990 (as amended) – (“the Act”).
11. 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.
12. 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.
13. 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.
14. 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 T Hennessy. T/A Hennessys  
LICENCE TYPE AND PERIOD : Street Trading-Tables & Chairs Renewal-  
6 Months  
LOCATION : 36 Victoria Road, Ruislip. HA4 0AG  
COMMODITY : Tables & Chairs  
**Manor**

NAME : Mr G B Cooray. T/A JJ Moons  
LICENCE TYPE AND PERIOD : Street Trading-Tables & Chairs Renewal-  
6 Months  
LOCATION : 12 Victoria Road, Ruislip. HA4 0AA  
COMMODITY : Tables & Chairs  
**Manor**

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