

NORTH LINCOLNSHIRE COUNCIL

LICENSING (MISCELLANEOUS) SUB COMMITTEE

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

**APPLICATION FOR GRANT OF STREET TRADING LICENCE
FOR MR ALFA UMARO LY, SITE B, HIGH STREET, SCUNTHORPE**

1. OBJECT AND KEY POINTS IN THIS REPORT

- 1.1 To request the Sub Committee determines an application for a Street Trading Licence for Mr Alfa Umamo Ly, Site B, High Street, Scunthorpe

2. BACKGROUND INFORMATION

- 2.1 This Licensing (Miscellaneous) Sub-Committee is authorised to determine applications for the grant, transfer, renewal or revocation of Street Trading Licences.
- 2.2 An application for a Street Trading Licence was received from Mr Alfa Umamo Ly on 4 April 2014. A copy of the application is shown as Appendix A to this report.
- 2.3 The site in which the applicant wishes to trade is identified on the plan attached to the application at Appendix B.
- 2.4 The applicant wishes to trade from a Mobile Cart from Monday to Sunday, between the hours of 10:00 hrs to 17:00 hrs, selling Popcorn, Water and Juice. A photograph with dimensions is attached as Appendix C to this report.
- 2.5 A public notice was displayed at the site for a period of twenty eight days from receipt of the application. A copy of the notice is attached as Appendix D to this report.
- 2.6 No objections have been made but the Street Trading Policy states that all applications for the Pedestrianised Area are to be determined by the Licensing (Miscellaneous) Sub-Committee.
- 2.7 The legislation also allows the Licensing Authority to attach Conditions to a Street Trading Licence.
- 2.8 Reports will be updated at the meeting if necessary to take account of any additional relevant information received after publication.

- 2.9 Members should not allow themselves to pre-determine or to be prejudiced in favour of or opposed to the application until they have had an opportunity to consider all the pertinent facts.
- 2.10 Members should not allow themselves to pre-determine or to be prejudiced in favour of or opposed to the application until they have had an opportunity to consider all the pertinent facts.

3. OPTIONS FOR CONSIDERATION

- 3.1 The options available to the Committee under the Local Government (Miscellaneous Provisions) Act 1982 when considering such applications are as follows:
- 3.1.2 Option 1 – To grant the application for a Street Trading Licence as applied for with no additional conditions.
- 3.2.2 Option 2 – To grant the application for a Street Trading Licence subject to different terms, conditions or restrictions.
- 3.2.3 Option 3 – To refuse the application for a Street Trading Licence.

4. RESOURCE IMPLICATIONS (FINANCIAL, STAFFING, PROPERTY, IT)

- 4.1 There are no resource implications.

5. OTHER IMPLICATIONS (STATUTORY, ENVIRONMENTAL, DIVERSITY, SECTION 17 - CRIME AND DISORDER, RISK AND OTHER)

- 5.1 Local Government (Miscellaneous Provisions) Act 1982.

6. OUTCOMES OF CONSULTATION

- 6.1 The table below provides details of any comments received:

Responsible Authority	Comment
Humberside Police – Casualty Reduction Officer	No comments received
Highways	No comments received
Environmental Health – Food and Safety	No comments received
Environmental Health – Waste	No comments received
Planning	No comments received
Tourism	No comments received
Interested Parties	No comments received

7. RECOMMENDATIONS

- 7.1 That the application be determined in accordance with the options outlined at paragraph 3.1 above.

DIRECTOR OF PLACES

Civic Centre
Ashby Road
North Lincolnshire

Author: Sophie Whipps
Date: 16 May 2014

Background Papers used in the preparation of this report: -

Application file.

RECEIVED
- 4 APR 2014

(MAU 22322)

APPENDIX A

Check



APPLICATION FOR STREET TRADING LICENCE

Local Government (Miscellaneous Provisions) Act 1982, part III, Schedule 4

"This Authority is under a duty to protect the public funds it administers, and to this end may use the information you have provided on this form within this authority for the prevention and detection of fraud. It may also share this information with other bodies administering public funds solely for these purposes."

Title: MR. Forename(s): Alfa Umaro

Surname: Ly

Address:

Post Code: Tel No:

Trading Name: Enjoy Popcorn Trading Tel No:

Area applied for:
Scunthorpe and Brigg Pedestrianised Areas Only –(refer to Street Trading Policy for more information)

Please refer to Street Trading Policy – page 17 for more information as to what goods can be sold from these sites.

The site locations can be found at pages 34-36 within the Street Trading Policy

Please note: These sites may already be occupied, check with the Licensing Team before making application – Tel 01724 297750

Site Requested (Scunthorpe) A B F G I J K

Brigg L N

PUBLIC LIABILITY INSURANCE

North Lincolnshire Council shall not be liable to the holder of any Street Trading Licence for any personal injury, damage, loss or inconvenience howsoever or wheresoever caused to the consent holders, or to any goods or chattels of theirs, it being the intention of and agreed between the parties that the Street Trading Licence holders shall perform the aforementioned activity at their own risk. The holders of any street trading consent shall agree to indemnify North Lincolnshire Council against all such claims to the satisfaction of the Council and to produce to the Council the policy of insurance and the receipts for all premiums issued thereunder.

There shall be a minimum of £5,000,000 public liability insurance cover. A copy of this liability insurance must accompany this application.

Name of Insurance Company: AXA

Level of Cover: £ 5,000,000 Policy No: 550.028.829

OFFICE USE ONLY

Cost Centre NEL001 Income Code 9002 Fee: £ 200 Receipt No: 811808

I wish to operate on the following days, between the stated hours: (please note access to the pedestrianised area for large structures is time limited, restriction is in place after 10:00 hrs till 16:00 hrs

	Time from	Time until
Monday	10:00	17:00
Tuesday	10:00	17:00
Wednesday	10:00	17:00
Thursday	10:00	17:00
Friday	10:00	17:00
Saturday	10:00	17:00
Sunday	10:00	17:00

Date of one off event (if applicable)

The articles I wish to trade in are:

Popcorn, water and juice.

Type of structure to be used: (e.g. trailer, stall etc). A photograph of the structure must accompany this application

It is a mobile cart with popcorn machine integrate in it.

Maximum External Dimensions

Length:

57 cm

Width:

32 cm

Height:

154 cm

Weight:

45 kg

Waste Arrangements for:

Disposal of liquid waste/foul water:

Disposal of solid waste/litter/rubbish:

A copy of the contract agreement for the disposal of Commercial Waste shall accompany this application. ✓

Declaration

I declare that I am over 17 years of age.

I hereby authorise the details of the aforementioned business, including; the name of licence holder; business name; address; contact telephone number; and licence expiry details being published on a Public Register which will be made available on North Lincolnshire Council's website.

- I enclose the following documents with this application Tick ✓
- Site Plan
 - Photographs of structure / vehicle to be used
 - A copy of public liability insurance cover (to a minimum of £5,000,000)
 - A copy of the contract agreement for the disposal of Commercial Waste

Please note:

Making a false statement in connection with any application is punishable on summary conviction by a fine. North Lincolnshire Council Licensing Division accept no liability for road closures, maintenance work or restricted access to any site.

Holders of Street Trading Licences must also be aware that they are required to comply with traffic regulation orders, waiting restrictions and directions of the Police and must not cause an obstruction on any part of the highway.

Applicant Signature:



Date:

4/4/14

Fees for Street Trading Licence – Pedestrianised areas only SCUNTHORPE & BRIGG

R = Renewal

Duplicate Licence fee £15.75

Annual	Quarter	Month	Day
£1950	£525.00	£200.00	£35.00
£1890.00 (R)		£189.00 (R)	£31.50 (R)

OFFICE USE ONLY

Highways

Planning

Food & Safety

Parish/Town
Council/Town Centre

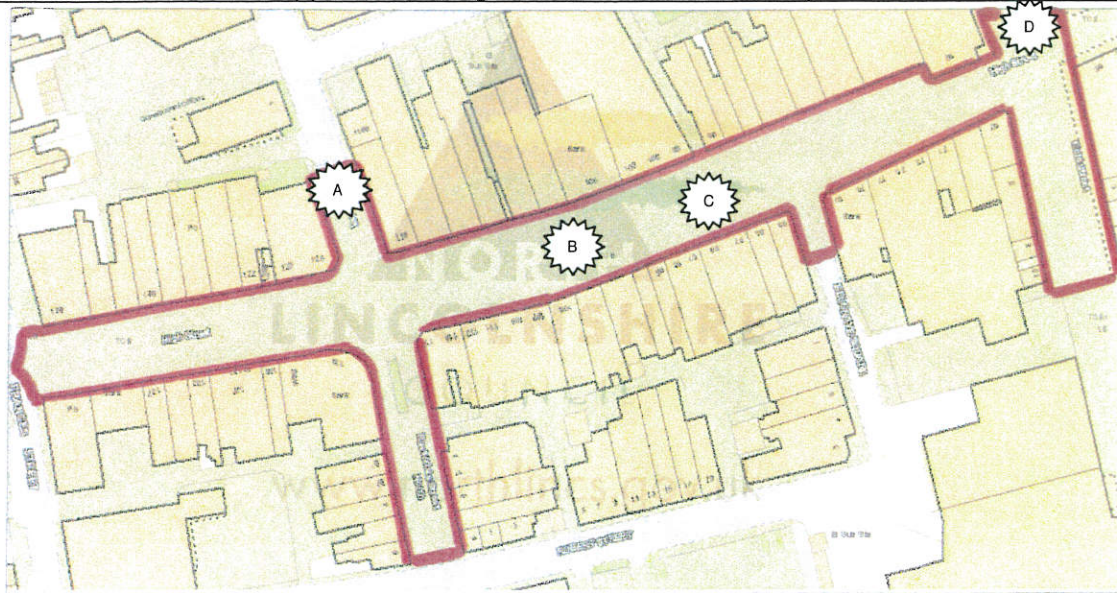
Police/Fire

Waste/Property
Services

APPENDIX B

High Street, Scunthorpe

Includes the High Street west from the Foundry/Cole Street up to Frances Street and Wells Street. There are two approved trading sites indicated on the map.

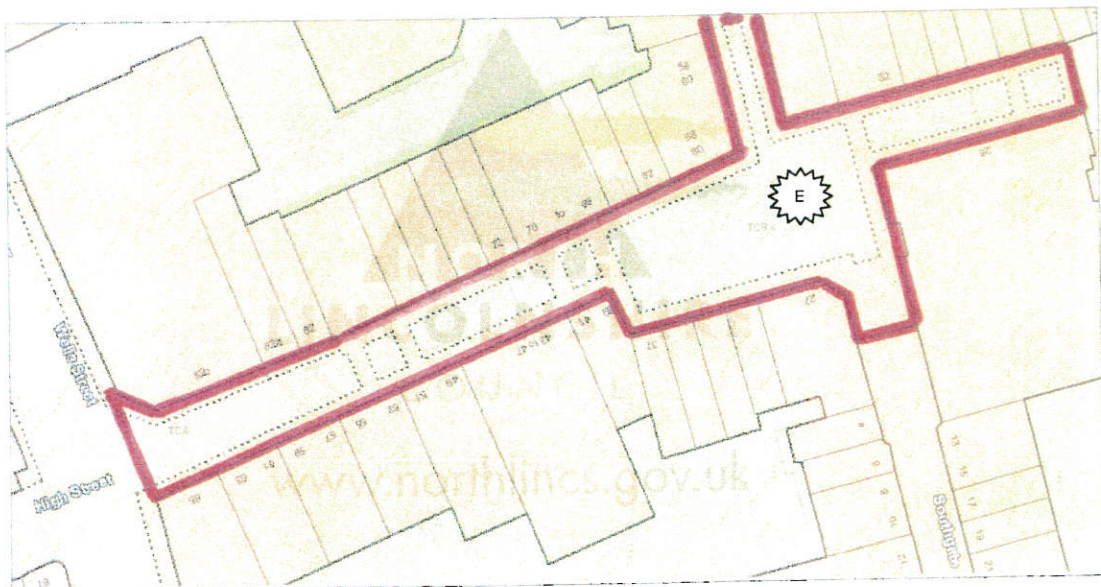


Title:	High Street				
Drawn By:	N Bramhill	Scale:	1: 1,000	Date:	10 October 2011

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The Foundry

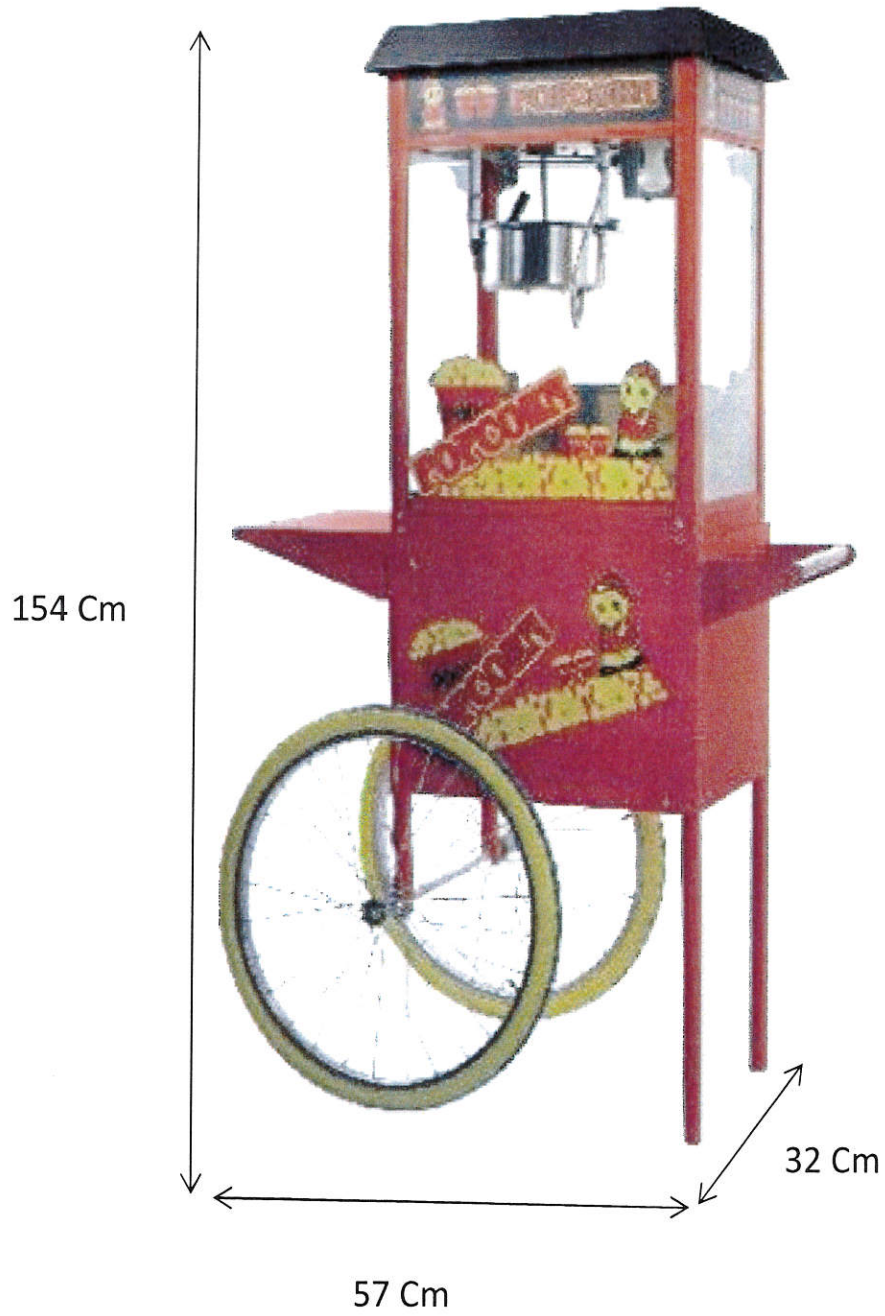
Includes the High Street known as the Foundry from Cole Street/Wells Street down to Library Square. There is one approved trading sites indicated on the map.



Title:	The Foundry				
Drawn By:	N Bramhill	Scale:	1: 700	Date:	10 October 2011

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PopCorn Machine





**LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982
SCHEDULE 4 – STREET TRADING**

NORTH LINCOLNSHIRE COUNCIL – Church Square House, Scunthorpe
being the authority for the purposes of issuing street trading licences
HEREBY GIVE NOTICE that a grant application has been made by:

Mr Alfa Umoro Ly
t/a Enjoy Popcorn

to trade in the middle of Scunthorpe High Street - Site B
Opposite the Halifax Bank

on: Mondays to Sundays inclusive
10:00 hrs and 17:00 hrs

In articles of the following description:

Popcorn, Water and Juice

Any person may give in writing of any objection to the grant of such application, with reasons for the objection, within 28 days from the date of this notice.

Such notice of objection should be given to the authority at the Technical & Environmental Services, Licensing Division, Church Square House, PO Box 42, Scunthorpe, North Lincolnshire, DN15 6XQ.

****Objections will only be considered that fall within the following reasons:**

- That there is not enough space in the street for the applicant to engage in the trading without causing undue interference or inconvenience to persons using the street; or
- There are already enough traders trading in the street from shops or otherwise in the goods in which the applicant desires to trade; or

Dated: **7 April 2014**

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Authorised Officer of the Council