

HAVANT BOROUGH COUNCIL

LICENSING COMMITTEE

VARIATION TO A STREET TRADING CONSENT – WATERLOOVILLE PRECINCT

Report by Economic Development Officer

Key Decision: No

1.0 Purpose of Report

- 1.1 To consider an application from Mr Jody Rosenthal to keep his catering trailer on site at WaterlooVille precinct over night 7 days a week.
- 1.2 This matter has been submitted to the Committee at the request of the ward Councillors'.

2.0 Recommendation

- 2.1 That the Licensing Committee considers Mr J Rosenthal's request to keep his catering trailer on site at WaterlooVille precinct overnight 7 days a week.
- 2.2 Should the committee be minded to grant the request, committee will need to agree specifically that the standard street trading terms and conditions be varied in this case to allow Mr Rosenthal to leave his van on the site.
- 2.3 The following conditions will be included on the licence agreement
 - (a) at the request of Havant Borough Council, Hampshire County Council or any contractor working for the aforementioned Mr Rosenthal removes his trailer without question given appropriate notice.
 - (b) HBC may withdraw this variation should unforeseen difficulties attributed to the permanent overnight presence of the trailer be experienced by the local authorities and Police.

3.0 Summary

- 3.1 The standard terms and conditions (appendix A, section 7) provide that vehicles are not left on the highway overnight, the current terms and conditions will be varied for Mr Rosenthal's street trading licence specifically.

- 3.2 The three ward councillors have been consulted, each raised issues with street trading in general but not specific with regard leaving the trailer overnight
- 3.3 The Police were consulted, and suggested a trial period.
- 3.4 Hampshire County Council's Highways engineer has been consulted and replied positively, commenting only that if HCC or HBC or any of it's contractors need the trailer removed for maintenance/cleaning/utilities work that the licence holder remove the trailer without question given appropriate notice.
- 3.5 The street trading licence has been extended on the instruction of the chairman of the Licensing committee under delegated powers. The licence will expire on 3rd May 2016.
- 3.6 The license holder has been vigilant with regard to litter and debris from the van, he has a 5 rating for food hygiene from Environmental Health.
- 3.7 There have been no reported incidences from the Police of anti social behaviour directly attributed to the catering concession.
- 4.0 Implications:** Allowing an exception in this case to our street trading conditions could set a precedent if future traders made similar applications
- 4.1 **Resources:**
- 4.2 **Legal:** None arising directly from this item.
- 4.3 **Strategy:** Street trading in pedestrian area's can enhance the vitality of the area
- 4.4 **Risks:** Anti social behaviour, vandalism of the trailer
- 4.5 **Communications:** None arising directly from this item.
- 4.6 **For the Community:**
- 4.7 **The Integrated Impact Assessment (IIA) has been completed and concluded the following: N/A**
- 5.0 Consultation**
- 5.1 Ward Councillors
- 5.2 Police
- 5.3 Hampshire Highways

Appendices:

Appendix A - current Street Trading Terms and conditions **which includes proposed variation at section 7**

Background Papers: None

Agreed and signed off by:

Legal Services: 10 June 2015

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