

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982
PART III-STREET TRADING

DETERMINATION NOTICE

Alan Ainscough

[REDACTED]
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On the 4th February 2014 Warrington Borough Council (“the Council”), being the relevant Local Authority, received an application for a new Street Trading Consent from you in respect of the firm known as:

Sizzlers the Meal Mobile

During the 21-day objection period, which expired on 25th February 2014, the Council received objections from:

(a) A trader in the area on the 5th February 2014.

The application was determined on the 26th February 2014 by the Community Safety & Licensing Manager and was refused.

During the 14 day appeal period, the Council received notification of your intention to appeal the decision on the 11th March 2014.

On the 25th March 2014 at 10.00am a hearing was held to consider the appeal. The Sub-Committee in determining the appeal before it decided it was necessary to:

- Uphold the appeal and issue a Street Trading Consent.

In reaching its determination the Sub-Committee had regard to the following matters:

- (1) the relevant parts of the written and oral evidence before them;
- (2) the relevant parts of the Local Authority's Street Trading Policy;
- (3) the relevant parts of the Local Government (Miscellaneous Provisions) Act 1982 ;
- (4) the Human Rights Act 1998
- (5) The Race Relations Act 1976, as amended by the Race Relations (Amendment) Act 2000.

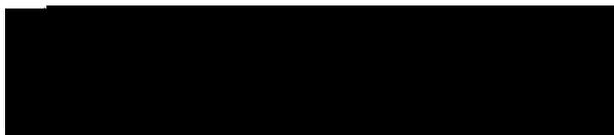
The Sub-Committee considered the merits of the case in accordance with their duties described above.

Reasons for decision

In considering all of the above factors, the Sub-Committee balancing the interests of the applicant and the objector, have made its decision for the following reasons:

Members took into account that the proposed site was not within 100 metre radius of existing trader. There are currently only three traders in the area that falls to be determined under Street Trading regime. Members did not feel and were not convinced by the evidence put forward that the proposed business would adversely affect the business of other traders.

Dated: 25th March 2014



Signed: _____

Designation: Assistant Director-Regulation & Public Protection