



REGULATORY SUB-COMMITTEE HEARING

MEMBERS' RECORD OF DETERMINATION

K&A ONLY FOOD AND SAUCES, DEANS ROAD, OLD WOLVERTON

STREET TRADING CONSENT RENEWAL APPLICATION

30 JULY 2020

Constitution of the Sub-Committee: Councillors Bowyer, Marlow and Trendall
Chair Councillor Legg

Legal Advisor: Kat Hulatt
Committee Manager: Jane Crighton

Licensing Officers: James Sloan Senior Licensing Officer

Applicant / Licence Holder: Karen Brown K&A Only Food and Sauces

Also Present: P Caves (Team Leader [Traffic and Development]),
(interested party)

Documentation:

Apologies: Councillor Cryer-Whitehead

Disclosures of interest: None

CHAIRMAN	Councillor Legg
SIGNATURE	
DATE	30 July 2020

1. Reason for Hearing

The Senior Licensing Officer advised the Sub-Committee that a hearing was necessary to determine an application in respect of a Street Trading Consent Renewal for K&A Only Food and Sauces, Deans Road, Old Wolverton, to continue trading between the hours of 7.30 am and 1.30 pm.

2. Considerations

The Senior Licensing Officer advised the Sub-Committee that the applicant had held Street Trading Consent in the location since January 2020 and that Street Trading Consent had been permitted on Deans Road since 2017.

During the consultation process for renewal, an objection had been received from the Council's Highways team.

The representation specifically looked at road safety, the suitability of the location for a street trader and how it could impede sight lines and force vehicles into oncoming traffic.

The Sub-Committee noted that statistics in relation to road safety issues had not been available to support the objection. It heard that other locations may be better from a Highways point of view and there were difficulties with the trader accessing a specific spot on the road due to parking issues.

The Sub-Committee suggested that signage be displayed to alert road users to the street trading vehicle but were advised that this could potentially cause confusion.

It was also suggested that the applicant uncouple the trading vehicle from the car to shorten the vehicle, however, this seemed unduly onerous on the trader and Highways could not confirm that it would be of any benefit.

The applicant informed the Sub-Committee that the trading vehicle was at the edge of Old Wolverton Road which was a prohibited area, she would like to remain at the location as she had built up a good rapport with local businesses and to move the trading vehicle would be difficult due to road congestion.

3. Decision

The Sub-Committee carefully considered all the evidence before it, including the applicant's comments and supporting documentation and the representation, and resolved that the application for a Street Trading Consent Renewal be granted for twelve months in the same location.

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4. Reason

The Sub-Committee heard from the applicant and carefully considered the submissions from the interested party on this matter.

The Sub-Committee carefully considered what had been put forward and understood the reasons for the Highways objection, however, it noted that there had been street trading at the spot since 2017. There had been no complaints regarding obstruction of traffic and no recorded incidents at the site.

The Sub-Committee advised the applicant to liaise with the Highways team to introduce measures to reduce the risk to road users.

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