

## The Highland Licensing Committee

Meeting - 28 March 2017

Agenda Item	<b>9.3</b>
Report No	<b>HLC/021/17</b>

### Application for the renewal of a street trader's licence – George McConnachie (Ward 21 – Badenoch and Strathspey)

#### Report by the Principal Solicitor – Regulatory Services

##### Summary

This Report relates to an application for the renewal of a street traders licence.

This item is subject to a formal hearing procedure.

#### 1.0 Background

1.1 The Highland Council has resolved that in terms of the Civic Government (Scotland) Act 1982 a licence will be required for carrying out the activity of street trading.

#### 2.0 Application

2.1 On 21 November 2016 an application for the renewal of a street traders licence was received from Mr George McConnachie.

2.2 In terms of the abovementioned Act the licensing authority have six months from receipt of the application to determine the same, therefore this application must be determined by 20 May 2017. Failure to determine the application by this time would result in the application being subject of a 'deemed grant' which means that a licence would require to be issued to Mr McConnachie for a period of 1 year.

#### 3.0 Process

3.1 Following receipt of the application a copy of the same was circulated to the following Agencies/Services for consultation:

- Police Scotland
- Highland Council Environmental Health Service
- Highland Council Community Services (Roads)

3.2 All Agencies/Services confirmed that they had no objections to the application.

#### **4.0 Change of vehicle**

**4.1** The renewal licence was ready to be issued but on 1 March 2017 the licensing office was advised that Mr McConnachie had a new vehicle and it required to be inspected by Environmental Health. The renewal licence was put on hold until the new vehicle had been inspected.

**4.2** At the time of writing a response is awaited from the Environmental Health regarding the inspection of the new vehicle. A verbal update will be provided at the meeting.

#### **5.0 Policies**

**5.1** The following policies are relevant to this case:

Standard street traders licence conditions. A copy of these can accessed at

[http://www.highland.gov.uk/downloads/file/3535/street\\_trader\\_conditions\\_of\\_licence](http://www.highland.gov.uk/downloads/file/3535/street_trader_conditions_of_licence)

or a hard copy can be supplied where requested.

#### **6.0 Recommendation**

**6.1** The Committee is invited to determine the application in accordance with the Council's Hearings Procedure.

Officer Reference: Michael Elsey

Date: 15 March 2017

Background Papers: Civic Government (Scotland) Act 1982