

Open

Licensing and Environmental Committee

Agenda

10.30am
Monday, 5th August 2019
Council Chamber
Wyre Forest House
Finepoint Way
Kidderminster



Licensing and Environmental Committee

Members of Committee:

Chairman: Councillor P Dyke
Vice-Chairman: Councillor M Rayner

Councillor J F Byng
Councillor R H Coleman
Councillor I Hardiman
Councillor F M Oborski MBE
Councillor L Whitehouse

Councillor A Coleman
Councillor C E E Edginton-White
Councillor K Henderson
Councillor J W R Thomas
Councillor P W M Young

Information for Members of the Public:

Part I of the Agenda includes items for discussion in public. You have the right to request to inspect copies of Minutes and reports on this Agenda as well as the background documents used in the preparation of these reports.

Part II of the Agenda (if applicable) deals with items of "Exempt Information" for which it is anticipated that the public may be excluded from the meeting and neither reports nor background papers are open to public inspection.

Declaration of Interests by Members – interests of members in contracts and other matters

Declarations of Interest are a standard item on every Council and Committee agenda and each Member must provide a full record of their interests in the Public Register.

In addition, alongside the Register of Interest, the Members Code of Conduct ("the Code") requires the Declaration of Interests at meetings. Members have to decide first whether or not they have a disclosable interest in the matter under discussion.

Please see the Members' Code of Conduct as set out in Section 14 of this constitution for full details.

Disclosable Pecuniary Interest (DPI) / Other Disclosable Interest (ODI)

DPI's and ODI's are interests defined in the Code of Conduct that has been adopted by the District.

If you have a DPI (as defined in the Code) in a matter being considered at a meeting of the Council (as defined in the Code), the Council's Standing Orders require you to leave the room where the meeting is held, for the duration of any discussion or voting on that matter.

If you have an ODI (as defined in the Code) you will need to consider whether you need to leave the room during the consideration of the matter.

For further information:

If you have any queries about this Agenda or require any details of background papers, further documents or information you should contact Sian Burford, Assistant Committee Services Officer, Wyre Forest House, Finepoint Way, Kidderminster, DY11 7WF.
Telephone: 01562 732766 or email sian.burford@wyreforestdc.gov.uk

Wyre Forest District Council

Licensing and Environmental Committee

Monday, 5th August 2019

Council Chamber, Wyre Forest House, Finepoint Way, Kidderminster

Part 1

Open to the press and public

Agenda item	Subject	Page Number
1.	Apologies for Absence	
2.	Appointment of Substitute Members To receive the name of any Councillor who is to act as a substitute, together with the name of the Councillor for whom he/she is acting.	
3.	Declarations of Interests by Members In accordance with the Code of Conduct, to invite Members to declare the existence and nature of any Disclosable Pecuniary Interests (DPI's) and / or Other Disclosable Interests (ODI's) in the following agenda items and indicate the action that they will be taking when the item is considered. Please see the Members' Code of Conduct as set out in Section 14 of the Council's Constitution for full details.	
4.	Minutes To confirm as a correct record the Minutes of the meeting held on the 10th June 2019.	5
5.	Consideration of the Grant of a Street Trading Consent To receive a report from the Head of Worcestershire Regulatory Services which asks the Committee to consider and determine an application for street trading consent.	7
6.	To consider any other business, details of which have been communicated to the Solicitor to the Council before the commencement of the meeting, which the Chairman by reason of special circumstances considers to be of so urgent a nature that it cannot wait until the next meeting.	

7.	<p>Exclusion of the Press and Public</p> <p>To consider passing the following resolution:</p> <p>“That under Section 100A(4) of the Local Government Act 1972 the press and public be excluded from the meeting during the consideration of the following item of business on the grounds that it involves the likely disclosure of “exempt information” as defined in the paragraph 1 of Part 1 of Schedule 12A to the Act”.</p>	
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Part 2

Not open to the Press and Public

8.	<p>To consider any other business, details of which have been communicated to the Solicitor to the Council before the commencement of the meeting, which the Chairman by reason of special circumstances considers to be of so urgent a nature that it cannot wait until the next meeting.</p>	
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WYRE FOREST DISTRICT COUNCIL

LICENSING AND ENVIRONMENTAL COMMITTEE

COUNCIL CHAMBER, WYRE FOREST HOUSE, FINEPOINT WAY, KIDDERMINSTER

10TH JUNE 2019 (10.30AM)

Present:

Councillors: P Dyke (Chairman), M Rayner (Vice-Chairman), J F Byng, A Coleman, R H Coleman, C E E Edginton-White, P Harrison, K Henderson, F M Oborski MBE, J W R Thomas and L Whitehouse.

Observers:

Councillor B S Dawes.

LIC.01 Apologies for Absence

Apologies for absence were received from Councillors: I Hardiman and P W M Young.

LIC.02 Appointment of Substitutes

Councillor P Harrison was a substitute for Councillor Hardiman.

LIC.03 Declaration of Interests

No declarations of interest were made.

LIC.04 Minutes

Decision: The minutes of the meeting held on 8th April 2019 be confirmed as a correct record by those in attendance at that meeting and signed by the Chairman.

LIC.05 Exclusion of the Press and Public

Decision: Under Section 100A(4) of the Local Government Act, 1972 the press and public be excluded from the meeting during consideration of the following items of business on the grounds that they involve the likely disclosure of "Exempt Information" as defined in paragraphs 7 of Part I of Schedule 12A of the Act.

LIC.06 Review of a Hackney Carriage/Private Hire Driver's Licence

A copy of the applicant's Enhanced Certificate and their written statement were circulated to Members.

The Committee received a report from the Corporate Director: Economic Prosperity and Place to review a Hackney Carriage/Private Hire Driver's Licence.

Agenda Item. No 4

The Senior Practitioner – Licensing led Members through the report giving details as to the reason for the review. He informed Members that the applicant had failed to declare to Worcestershire Regulatory Services convictions at the time they took place and also did not declare the convictions on two renewal application forms.

The applicant answered questions from Members explaining the reasons for not declaring the convictions.

The Chairman informed the Committee that Councillor Dawes would remain in the room for deliberation as an observer but would take no part in the discussion or decision making.

The Senior Practitioner – Licensing, Technical Officer (WRS) and applicant left the meeting at this point (11:00am) for Members to deliberate their decision. The Solicitor and Assistant Committee Services Officer stayed in the meeting whilst the Committee reached their decision.

The Senior Practitioner – Licensing, Technical Officer (WRS) and applicant returned at 11:27am and the Solicitor read out the decision of the Committee.

Decision: Having reviewed the applicant’s Hackney Carriage/Private Hire Driver’s Licence and carefully considered whether they are a fit and proper person to continue to hold such a licence, the Committee have decided:

- 1. That the applicant’s Hackney Carriage/Private Hire Driver’s Licence is revoked on the grounds that the applicant did not appear to the Committee, with due consideration of the Council’s “Guidelines relating to the Relevance of Convictions”, to be “a fit and proper person” to continue to hold such a Licence for the following reasons:**
- 2. The Applicant’s conviction for repeated dishonesty offences (committed over a prolonged period of time), namely four counts of benefit fraud involving the making of false statements and withholding information to obtain benefit.**
- 3. The Applicant’s failure to declare their conviction to the Council within 7 days as required by the Council’s Guidelines relating to the Relevance of Convictions.**
- 4. The Applicant’s failure to declare the conviction on their renewal applications despite the application forms clearly requiring them to do so.**
- 5. Taking into account the necessity of honesty and trustworthiness for hackney carriage and private hire drivers the Committee were not persuaded that the Applicant’s failure to declare their convictions on multiple occasions was just an unintentional oversight rather than a deliberate action.**

There being no further business the meeting ended at 11:30am

**WYRE FOREST DISTRICT COUNCIL
LICENSING AND ENVIRONMENT COMMITTEE**

5 AUGUST 2019

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

CONSIDERATION OF THE GRANT OF A STREET TRADING CONSENT

PUBLIC HEARING	
Director:	Head of Worcestershire Regulatory Services
Contact Officer:	Graham Rowberry Licensing Technical Officer 01562738074 graham.rowberry@worcsregservices.gov.uk
Ward(s) affected:	Foley Park & Hoobrook
Appendices:	Appendix 1 – Application Form (revised site) and supporting documents Appendix 2 – Representation from Beakbane Ltd (initial site) Appendix 3 – Representation from Beakbane Ltd (revised site) Appendix 4 – Representation from Gemini Holdings Appendix 5 – Representation from Mr Kayaoglu (initial site) Appendix 6 – Representation from Mr Kayaoglu (revised site) Appendix 7 – Guidance Notes on Street Trading In Wyre Forest

1. PURPOSE OF REPORT

- 1.1 To consider and determine an application for street trading consent to trade from the following site:

An area on the Eastern side of the grassed verge area between the main A451 Stourport Road and the service road which runs parallel with it, opposite to the junction of the spur road leading into Oldington Trading Estate.

(Being a site that has not been designated a prohibited street for the purposes of street trading consent)

2. BACKGROUND

- 2.1 On 6 April 2019 an application was received from Samantha and David Luckock for the grant of consent to sell hot and cold refreshments from a trailer at a site alongside the service road running parallel to the A451 Stourport Road, Monday to Friday between the hours of 07:30 and 15:30. Initially, consent to trade was requested for a paved area situated on the northern corner of the Oldington Trading Estate spur road where it joins the A451 Service Road.
- 2.2 Once outstanding elements of the application had been received, details of the application were sent out to required consultees on the 24 April 2019. Neighbouring businesses and local traders were notified of the application on the 2 and 8 of May 2019.
- 2.3 Objections were received to the site initially identified in the application from businesses situated next to the junction and an existing street trader with consent to trade at the northern end of the grassed area alongside the A451.
- 2.4 The applicant was made aware of the objections received to their initial application and revised it to request consent to trade from a nearby site on the large grass verge opposite the spur road junction.
- 2.2 The complete and revised application was sent out for consultation on the 20 May 2019 to required consultees and neighbouring businesses and local traders (the application form and supporting documents are attached as Appendix 1).

3. REPRESENTATIONS

- 3.1 Responses to consultation on the revised application were received from Beakbane Limited, Gemini Properties and Mr Atila Kayaoglu.
- 3.2 Beakbane Limited had objected to the application initially on the basis that the requested trading location would compromise road safety in the area and that the location is already served by a number of existing food businesses (this is attached as Appendix 2). They submitted a further representation to the revised application which indicated that the concerns raised by them remained (attached as Appendix 3).
- 3.3 In their email representation, Gemini Holdings highlighted road safety concerns in the area due to the numbers of vehicles parked and consequent congestion, and that grant of the consent for the revised site would make these matters worse.

They also made representation that a food van is not appropriate for the area due to its position within a regeneration area (the representation is attached as Appendix 4).
- 3.4 Mr Kayaoglu made representation regarding the initial application and subsequently remade his representation on the revised site. He highlights

the fact that he is the current holder of a street trading consent in the same area and licensed to trade for 23 hours each day, and that the granting of consent in this case would reduce his day-time trade (these representations are attached as Appendix 5 and Appendix 6).

(Mr Kayaoglu has consent to trade from a site at the northern end of the grass verge between the A451 and the service road. He is also licensed by means of a premises licence issued under the requirements of the Licensing Act 2003 to provide late night refreshment between 23:00 and 04:00 each day.)

- 3.5 Wyre Forest Development Management highlighted that planning permission would be required for a unit kept in position permanently but made no specific representation regarding the application.

4. LOCAL POLICY CONSIDERATIONS

- 4.1 The Committee should have regard to the Council's Policy Statement on Street Trading (this is included in the Council's Guidance Notes on Street Trading in Wyre Forest, attached as Appendix 7).
- 4.2 The Council's Policy Statement on Street Trading is available to download from the Council's website or to request a hard copy, contact Worcestershire Regulatory Services on 01905 822799 or email wrsenquiries@worcsregservices.gov.uk

5. LEGAL IMPLICATIONS

- 5.1 The Committee is obliged to determine this application in accordance with the Local Government (Miscellaneous Provisions) Act, 1982.
- 5.2 In making its decision, the Committee is obliged to have regard to the street trading policy adopted by The Council.
- 5.3 The Committee must also have regard to the representations made and the evidence it hears.
- 5.4 The Committee must take such of the following steps as it considers appropriate:
- (a) Allow the consent to be granted
 - (b) Refuse the application
- 5.5 Paragraph 9 (5) of Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 states that where a consent is surrendered or revoked, the council shall remit or refund, as they consider appropriate, the whole or a part of any fee paid for the grant or renewal of the consent.
- 5.6 All parties to the hearing will be notified of the Committee's decision in writing within five working days of the conclusion of the hearing.
- 5.7 The Committee are advised that The Local Government (Miscellaneous Provisions) Act 1982 does not provide any direct right of appeal against a

decision to revoke a street trading consent. Therefore a consent holder aggrieved by a decision to revoke a street trading consent, would only be able to challenge that decision by making an application for a judicial review.

5.8 The hearing should be conducted in accordance with the agreed procedure.

6. FOR DECISION

6.1 The Committee must consider whether to grant or refuse the application made by the applicants.

APPLICATION FOR A STREET TRADING CONSENT

Type of Application	
Grant of a new Street Trading Consent <input checked="" type="checkbox"/>	Renewal of an existing Street Trading Consent <input type="checkbox"/>
Static (from a single site) <input checked="" type="checkbox"/>	Mobile (moving from one site to another) <input type="checkbox"/>

Applicant Details	
Name: Samantha Luckock, David Luckock	
Address: 13 Kettleham rd Droitwich, Worcester, WR9 8NT	
Telephone Number: _____	
Email: _____	
I am registered as a Food Business Operator Yes <input checked="" type="checkbox"/> Name of registering Council: Worcester No <input type="checkbox"/>	

When you want to trade
Hours (indicate the start and end of the hours you wish to trade): mon - fri 7.30 am - 3.30 pm
Days (indicate the days of the week you wish to trade): mon - fri

What you want to trade
Describe the articles you intend to sell Hot and cold refreshments to include a variety of people through the estate. Satisfying every need.

Where you want to trade

Describe the location you wish to trade from. If this is a single site, you should include a map or plan of the site indicating the location. If you are applying for a mobile consent, you should indicate the streets and/or areas where you wish to operate.

~~the farm~~ Indermat Estate
Stourport Service Road

Details of your vehicle, stall and/or container

Describe the unit you will be using, including any registration number where appropriate, and its dimensions

12 x 8 trailer

The vehicle is kept at the following address when not trading:

Saints farm Droitwich

I have enclosed the following documents	Please tick ✓
(a) A colour photograph of the vehicle or unit	<input checked="" type="checkbox"/>
(b) Food Hygiene Training Certificates (for food retailers)	<input checked="" type="checkbox"/>
(c) Certificate of Inspection for Fire Extinguishers	<input checked="" type="checkbox"/>
(d) Certificate to show electrical installations have been tested and are safe	<input checked="" type="checkbox"/>
(e) Proof of Public Liability Insurance to 5 million pounds	<input checked="" type="checkbox"/>
(f) Consent fee (Cheque payable to Wyre Forest District Council)	<input checked="" type="checkbox"/>

I understand that any vehicle should be inspected prior to the start of trading.
I am aware of the provisions of The Local Government (Miscellaneous Provisions) Act 1982 concerning street trading. The details contained in the application form and any attached documentation are correct to the best of my knowledge and belief.
I understand that the Council is under a duty to protect the public funds it administers and to this end may use the information I have provided on this form within this Council for the prevention and detection of fraud. It may also share this information with other bodies administering public funds, solely for these purposes.

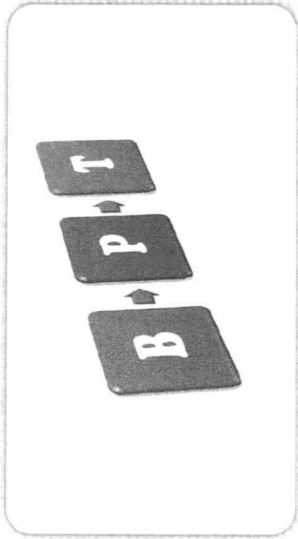
SIGNATURE		DATE	6-4-19
			6-4-19

Please return to
Licensing Section, Wyre Forest House, Wyre Forest District Council, Finepoint Way, Kidderminster, DY11 7WF
Telephone 01905 822799

Certificate

of Electrical Appliance Testing

(Signed)....
T Blake



Certificate Number BPT-085016

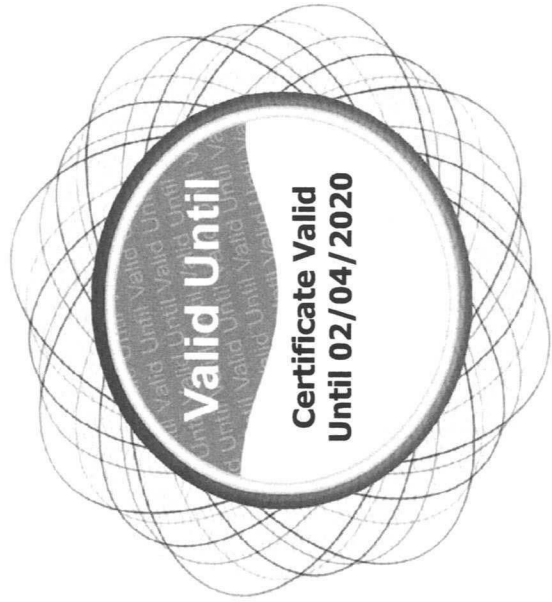
Birmingham PAT Testing LLP

Certificate issued by

Birmingham PAT Testing LLP
26 Longmeadow Grove
Cotton Common
Birmingham
West Midlands
B31 4SU
Phone: 0121 244 8789
Mobile: 07789 686 093
Email: karen@birminghampattesting.com
Web: www.birminghampattesting.com

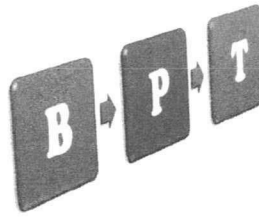
Certificate issued to

D and S Catering
13 Pelham Road
Droitwich
WR9 8NT



**Appliance Register
For all Sites and Locations**

D and S Catering
13 Pelham Road
Droitwich
WR9 8NT

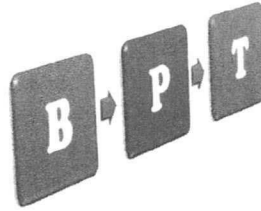


Birmingham PAT Testing LLP
26 Longmeadow Grove
Cofton Common
Birmingham
West Midlands
B31 4SU
Phone: 0121 244 8789
Mobile: 07789 686 093
Email: karen@birminghampattesting.com
Web: www.birminghampattesting.com

Appliance Description	Appliance Id	Test Date	ReTest Date	Status
FRIDGE	1177230	02/04/19	02/04/20	PASS
TOASTER	1177231	02/04/19	02/04/20	PASS
FREEZER	1177232	02/04/19	02/04/20	PASS

**Report Of Passed And Failed Appliances
For all Sites and Locations**

D and S Catering
13 Pelham Road
Droitwich
WR9 8NT



Birmingham PAT Testing LLP
26 Longmeadow Grove
Cofton Common
Birmingham
West Midlands
B31 4SU

Phone: 0121 244 8789

Mobile: 07789 686 093

Email: karen@birminghampattesting.com

Web: www.birminghampattesting.com

Appliance Description	Appliance Id	Test Date	Vis	Pol	Earth Cont Ohms	Insulation MOhms	Load kVA	Leakage mA	Touch Leak mA	Sub Leak mA	Flash mA
D AND S CATERING -											
FRIDGE	1177230	02/04/19	P	S	0.11 P	9.70 P	S	S	S	S	S
TOASTER	1177231	02/04/19	P	S	0.12 P	72.00 P	S	S	S	S	S
FREEZER	1177232	02/04/19	P	S	0.19 P	161.00 P	S	S	S	S	S
Total Appliances:											3
Total Appliances For Report:											3



Outside Caterer Certificate

It is essential that you make fair presentation of the risk that should include a full and unrestricted disclosure including every material fact and circumstance (a material fact or circumstance is material if it would influence the judgement of the Underwriter when considering whether to accept the risk and/or the assessment of the terms, conditions or premium which should be applied).

If you are unsure in any way that your disclosure is complete you should check with your insurance advisor.

In the event you fail to make a full unrestricted disclosure Underwriters may refuse to pay your claim, pay only part of your claim, and/or void your policy.

This statement will be considered together with the presentation of risk that you and your insurance advisor have provided to the Underwriter.

If the answers or information you have provided change during the period of insurance you should notify your insurance advisor as soon as reasonably possible as Underwriters may be unable to continue with cover.

SCHEDULE

Agent:	Cateringinsurance.co.uk
Agent Reference:	59272
Quotation Number:	CICO/00282400/032018
Certificate Number:	CEQ309411/2019
The Insured:	Dave & Samantha Luckock t/a D & S Catering
Correspondence Address:	13 Pelham Road Droitwich WR9 8NT
Product:	Outside Caterer
Period of Insurance:	Commencing 00:00:00 on the 27/03/2019 to 23:59:00 on the 26/03/2020
Sums Insured:	As per attached schedule
Excesses:	As per attached schedule
Premium:	£ 96.23
I. P. T.	£ 11.54
Fee:	£ 20.00
Total Premium (incl. IPT, Fee):	£ 127.77
Date proposal completed:	27/03/2019
Special condition(s):	As per attached schedule

Authorised Signatory



Signed in Dudley, West Midlands for and on behalf
of those Underwriters subscribing to this certificate

Dated this 27/03/2019

IMPORTANT NOTICE - Please check this Policy very carefully

The Insurers

For insurer details please refer to the policy wording



Sums Insured Property Schedule

Address of property to be insured:

13 Pelham Road, Droitwich, WR9 8NT

Business Description: Catering Trailers

Material Damage

Business Equipment:	£0
Theft cover of Business Equipment from unattended motor vehicle or trailer:	No
Section 1 - Money:	£500
Section 2 - Stock in Trade:	£500
Section 3 - Business Interruption:	Not Included
Section 4 - Stock Deterioration following Refrigeration Breakdown:	Not Included
Excess:	£100

Liability

Section A – Employers Liability:	£10,000,000
Section B – Public Liability:	£10,000,000
Section C – Products Liability:	£10,000,000
Excess:	
Public/Products Liability:	£250

Special Conditions

None

Interested Party

None

IMPORTANT NOTICE - Please check this policy very carefully

This insurance is subject to the information detailed in this document. The Insured should carefully review the contents of the Certificate (including its attached schedule, endorsements and proposal / statement of facts). If any of the information set out therein is incorrect, the insured must notify the Commercial Express or the insurer. Failure to do so may invalidate the insurance provided.

Dated 13th Feb 2019

Risk assessments for DTS catering risk assessment for operation of mobile catering trailer

<u>category</u>	<u>Hazard</u>	<u>controls</u>
fire + explosion	Gas explosion resulting from faulty installation.	use professional equipment from reliable manufacturers instructions. store gas in use securely in well ventilated compartment outside unit. conduct annual gas safety inspection.
fire + explosion	Gas explosion resulting in misuse of equipment.	Train staff in safe lighting and use of all gas appliances.
fire + explosion	Gas explosion from storage and connection of spare LPG cylinders	Keep one spare cylinder in gas compartment order replacement locally. Ensure staff are trained in safe changing method.
fire + explosion	Storage of spare fuel (LPG catering unit)	Limit spare fuel to one bottle. Ensure local re supply in good time before event. Store spare 19kg LPG bottle in locker at front of trailer.
fire	waste	Do not allow waste to accumulate. use waste bin bag waste for disposal. check and clear customer area regularly.

Dated 13th Feb 2019

Risk assessments for Dots catering - Risk assessment for operation of mobile catering trailer.

<u>Category</u>	<u>Hazard</u>	<u>Controls</u>
Bio Haz	Illness as a result of selling out of date foodstuffs.	Buy Perishable stock fresh for each event. Monitor dates on all foods. Discard foods which are past their 'use by date'.
19 Bio Haz	Illness from poorly stored food stuffs.	Ensure that all fridges, freezers, and other storage areas are clean before each event. Clean each freezer at least weekly and (in case of spillages) maintain cleanliness. Staff trained in food hygiene (level 2 certificated).
Bio Haz	Illness from mixing cooked and raw foodstuffs.	Keep cooked and raw foodstuffs separate at all time use clearly marked containers for raw and cooked food. Ensure they do not come into contact with each other during preparation of storage. Discard those which are contaminated.
Bio Haz	Cross contamination from meats.	Keep meats separate at all times except when served. Ensure meat does not come into contact with other foodstuffs except for cooking and serving. Discard those which become contaminated. Staff trained in food hygiene (level 2 certificated).

Dated 13th Feb 2019

Risk assessments for Dts catering - Risk assessment for operation of mobile catering trailer.

<u>Category</u>	<u>Hazard</u>	<u>Controls</u>
Electric shock	Fire of electric shock resulting from poorly maintained generator.	Ensure generator and distribution cables are checked before use and tested for electrical safety
Burns	From cooking equipment	Principal hazards are built in water boiler and griddle. Also possible from additional catering equipment required from time to time. Staff to be alerted to hazards adequate space for appliances on work surfaces. Staff to be instructed in correct way of lighting gas burners.
Cuts	Food preparation	Train staff in the use of knives and other cutting instruments and appliances.
Slips	Spills on trailer floor	Staff trained to clear spills immediately. Suitable absorbent materials for mopping spills.
Trips & falls	In and around trailer service vehicle.	Staff instructed to practice good house keeping. Equipment and stock away when not in use. Both inside and outside trailer and support vehicle. Keep area clear of trip hazards. Use lights at night. Use step off into trailer when necessary.
Bio Haz	General food safety	Stress our commitment to the highest standards of food hygiene and safety to all staff. Promote food safety management system and review it periodically. Principals staff trained in food hygiene (Level 2 Certified). Casual staff briefed on appropriate hygiene and safety standards for

Dated 13th Feb 2018

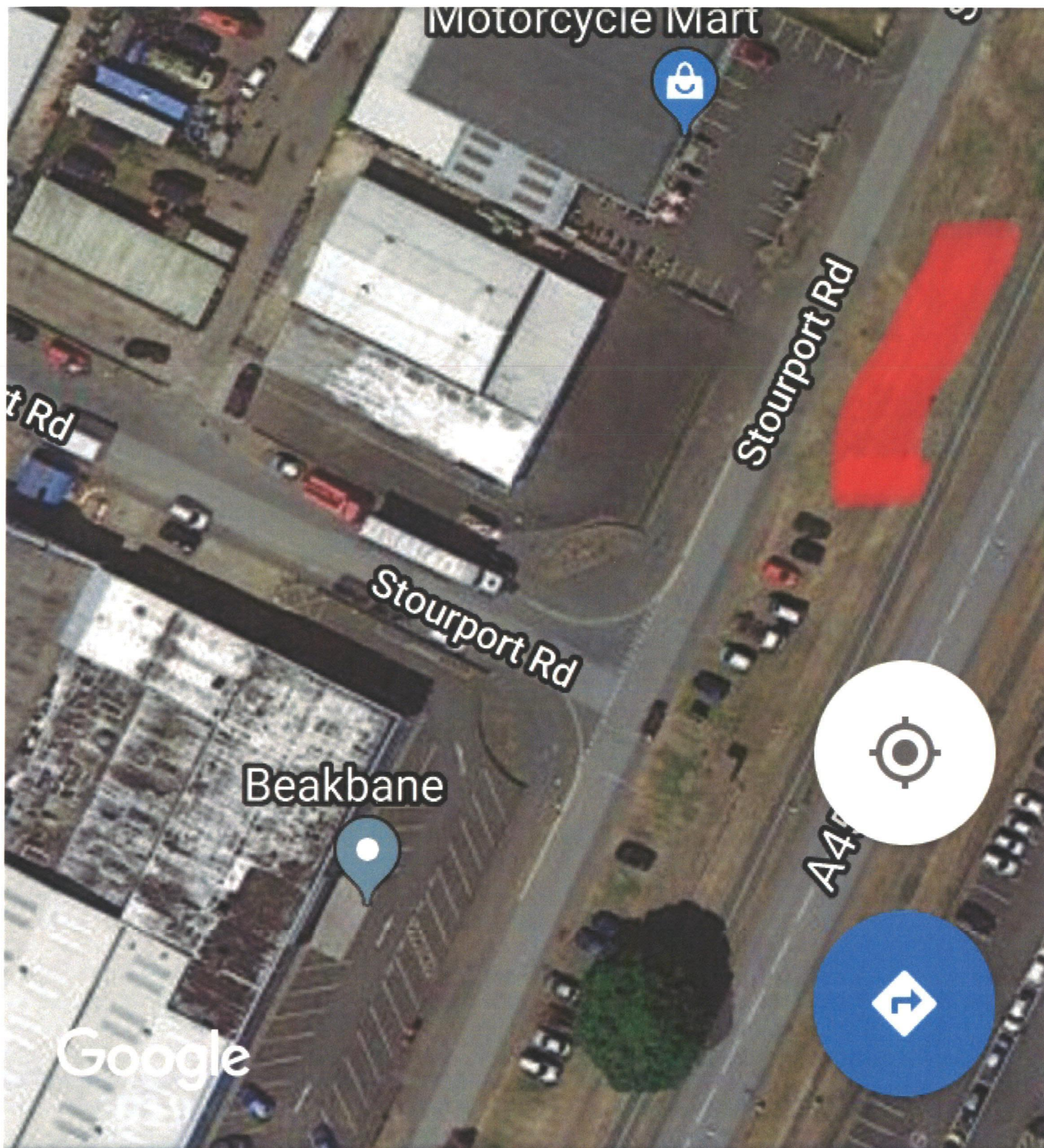
Risk assessments for DTS catering. Risk assessments for operation of mobile catering trail

<u>Category</u>	<u>Hazard</u>	<u>controls</u>
Fire	Fats	minimise use of fats as far as possible. store new and used fats in secure containers for use and regular disposal.
fire	fire of refuelling of generator	(See generator refuelling method). Train staff in safe fuel storage and refuelling of generator. Isolate generator using ski fence & stakes. Secure generator to trailer chasses. Have CO2 fire extinguisher nearby.
fire	Storage of spare fuel (petrol for generator).	(See generator refuelling method). Limit amount of spare fuel to 10 litres in 2, 5 litre containers. Store spare fuel in secure space (eg in service vehicle, boot of car.)
fire shock	fire or electric shock resulting in poor maintained electrical installation.	Ensure that the distribution system is competent, installed and maintained.
fire shock	fire or electric shock resulting from poorly maintained portable appliances.	Have a competent person PAT test all appropriate appliances annually or more often if regularly plugged and unplugged regularly. - Apply stickers indicating date of next test. Monitor PAT test dates and renew.





RED MARK INDICATES SITE



ENVIRONMENTAL HEALTH &
LICENSING



Samantha Marie Luckock/ David Charles Luckock
D And S Catering

Please reply to: Angela Godfrey
Direct line: 01905 822799
e-mail: wrsenquiries@worcsregservices.gov.uk
Our ref: 17/00014/FOOD

18 January 2017

Dear Sir/Madam,

**REGULATION EC 852/2004 REGISTRATION OF NEW FOOD BUSINESS
DATABASE NO: 17/00014/FOOD**

Details of your recent registration have been entered on our database. You can find business start up information on the Food Standards Agency [FSA] website www.food.gov.uk Go to the Business and Industry tab, select Catering and Retail from the drop down menu, then in the Related Items box select Starting Up: Your First Steps to Running a Catering Business. Our handbooks "Running a Successful Food Business" & "Health and Safety in the Workplace" can be viewed or downloaded from our website www.worcsregservices.gov.uk. Please follow the respective links on the home page. We recommend you look at these, since they contain some useful information.

Please note:

- Once registered you can start trading immediately (unless there is another legal requirement outstanding, e.g. licence for a mobile vehicle, planning permission)
- This assumes you have considered the food and health and safety hazards and implemented controls
- WRS is part of the FSA national Food Hygiene Rating Scheme (www.food.gov.uk/ratings). Our Senior Practitioner (Food Safety) will determine whether you are Included, Exempt or Excluded from the scheme when allocating you a contact officer
- Most food businesses will need an appropriate, written food safety management system [FSMS]. This can range from two sides of A4 to the FSA model system Safer Food Better Business. You can download a copy of SFBB from the FSA website at www.food.gov.uk or, as a new business, we can provide you with a paper copy but you must request this. Your FHRS score may be affected if your FSMS is not available at the time of an officer visit. **If you are a catering business preparing food you should always use SFBB (or**
continued....

Worcestershire Regulatory Services
Wyre Forest House, Finepoint Way, Kiddeminster, DY11 7WF
General Enquiries: 01905 822799 wrsenquiries@worcsregservices.gov.uk www.worcsregservices.gov.uk

an equivalent system). You should also train your staff in your working practices. Please contact our Environmental Health Duty Officer on 01905 822799 if you are not sure about the best system for your business.

- Depending on your business activity we may visit (you may already have had an inspection), or we may just 'phone you to check, or send you a self-assessment questionnaire about your activities. If you fail to respond to a phone call or return a questionnaire a visit will be made.
- If a visit is made it is standard practice to make this unannounced during trading hours (if you are trading from your home 24-hours notice will be given). At the time of an inspection the officer will leave you a written Business Intervention Report. This will advise you of any action you need to take to improve your standards and also confirm your FHRS level.
- In December 2014 the Food Information Regulations came into force. These mean you, and anyone who works for you, must know what allergens are and be able to accurately advise your customers which of your foods contain one of 14 allergens. The Food Standards Agency has produced a publication which you can download from www.food.gov.uk and search for Allergens. There is also information on our website.

If you would like to clarify any of the above or require further advice specific to your business, please contact a food officer on 01905 822799. Please note that Trading Standards advice, which generally covers food composition and labelling matters, is chargeable and attracts a minimum fee of £150. Information on Trading Standards issues, including food labelling, can be found on our website, the FSA website and at www.businesscompanion.info

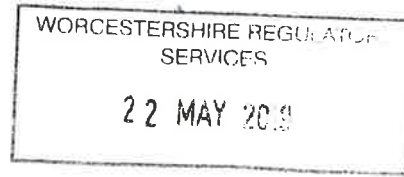
WRS wishes you every success in your business venture.

Angela Godfrey
Food Business Registration Officer
Tel: 01905 822799
e-mail wrsenquiries@worcsregservices.gov.uk
Web site: www.worcsregservices.gov.uk

Environmental Health & Licensing

Worcestershire Regulatory Services [WRS] combines Environmental Health and Licensing Services from the six District Councils (Bromsgrove, Malvern Hills, Redditch, Worcester, Wychavon and Wyre Forest). Visit our website at www.worcsregservices.gov.uk.

20/5/19
Graham Rowberry
Worcester Regulatory Services
Wyre Forest House
Finepoint way
Kidderminster
Worcestershire
DY11 7WF



Beakbane Limited
Stourport Road
Kidderminster
Worcestershire
DY11 7QT
England

T. +44 (0) 1562 820561
F. +44 (0) 1562 820560
E. info@beakbane.co.uk
www.beakbane.co.uk

Ref 19/01923/STRETR

Graham

With reference to the above application for street trading consent on the junction of Oldington Trading Estate and the Service Road I would like to object strongly to the application.

The reasons for my objection are as follows:-

- The junction has been raised as a safety hazard for several years. Visibility for vehicles coming out of the junction is traditionally not very good and this situation is exacerbated by the regular parking of vehicles and lorries along the Service Road, which effectively turns the road near the junction into a single carriageway. Furthermore the speed of vehicles travelling down the Service Road is often in excess of the 30MPH speed limit. This has lead over the last few years to a high number of near misses for vehicles exiting Oldington Trading Estate and in my period as MD of Beakbane in at lead 2 road accidents. In the last two years, in co-operation with the Council on this safety issue for our employees and visitors, we have had double yellow lines put around this junction and this has improved the situation significantly. I feel strongly that placing a food outlet on this junction would, together with the vehicles of the customers, be a severely backward step on the safety of this junction and also a retrograde step on the recent improvement from double yellow lines.
- The surrounding location is already serviced by a number of existing food businesses. This includes both the food facilities across the road in Foley Drive (Greggs), and existing concession towards Kidderminster, nearby Coffee and KFC outlets by the Aldi, a potential upcoming BurgerKing in Foley Drive, and also two mobile food services (Vans) that attend Oldington Trading Estate in the lunch period. I do not feel there is any requirement in the location for further hot and cold food outlets. It would be detrimental to the environment, sustainability of current businesses and the health of our employees!!

If you have any questions on the points I have raised please contact me.

Mike Southwell
Managing Director
Beakbane Ltd



05/06/19
Graham Rowberry
Worcester Regulatory Services
Wyre Forest House
Finepoint way
Kidderminster
Worcestershire
DY11 7WF

Beakbane Limited
Stourport Road
Kidderminster
Worcestershire
DY11 7QT
England

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Ref 19/01923/STRETR

Graham

With reference to the above revised application for street trading consent on the junction of Oldington Trading Estate and the Service Road I would like to strongly re-inforce my original objection to the application. I do not believe the revised location has removed any of the original objections raised in my letter of 20th May.

The revised application does not remove the safety issue it would create on the junction of Oldington Trading Estate with the Service Road. Any vehicle parked in the vicinity of the food outlet would impair visibility and the width of the carriageway approaching the junction.

Also as previously stated we already have a number of food outlets in the area and a further one is not required to support the local inhabitants. In fact it would only encourage more vehicles from out of area to park the location which would exacerbate the above safety issue.

If you have any questions on the points I have raised please contact me.

Mike Southwell
Managing Director
Beakbane Ltd



Graham Rowberry

From: Nick Jethwa
Sent: 21 May 2019 17:02
To: WRS Enquiries
Cc:
Subject: 19/01923/STRETR- Application for street trading consent
Attachments: doc18931420190521105403.pdf

CAUTION: This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Hi Graham

Further to our conversation I confirm that Gemini Properties have received a copy of the letter dated 23 January 2017 on 21st May 2019, via our neighbour

We own a significant frontage opposite the site and also the Denmans site

There have been significant traffic issues with parking around the junction to Oldington Trading Estate with both the main service road and estate road being heavily parked and reduced to single lane around the junction and for long lengths of the road. This has caused health and safety concerns for road users and also pedestrians who struggle to walk on the over parked pavements and forced into the congested roadway. In this regard I feel the proposal site is making a bad situation worse

Also from a regeneration perspective I do not feel the food van is appropriate to this main arterial road between Kidderminster and Stourport, which has undergone significant regeneration and cultural shift in the last few years. This combined with Silverwoods is covered by the LDO and is the premier employment regeneration zone for the Wyre Forest. If a safe highways location could be found I would be delighted to see a quality build of a food facility in the central grassed area as this would liven up the footfall in the often introverted working society in Stourport Road, but given the significant architectural and occupier uplift of the area, does a burger van does not do anything to enhance? It is no longer conducive to the tome of the area

Kind regards
Nick

-----Original Message---

From: Mike Southwell
Sent: 21 May 2019 10:56
To: Nick Jethwa
Subject: FW: scanned documents

Nick - were you aware of this?

Mike

Beakbane Ltd.

One of the world's leading manufacturers and distributors of machinery protection systems.

Tel : +44 (0)1562 820561
Fax: +44 (0)1562 820560

Web: <http://www.beakbane.co.uk>

Email: info@beakbane.co.uk

Registered Office:

Stourport Road

Kidderminster

Worcestershire

DY11 7QT

England

Registered in England No. 534430

This email is confidential and may also be privileged. If you are not the intended recipient, please notify us immediately. You should not copy it or use it for any other purpose, nor disclose its contents to any other person.

In messages of a non-business nature, the views and opinions expressed are the author's own and do not necessarily reflect the views and opinions of the company.

04/05/2019

ATILA KAYAOGU

[REDACTED]
[REDACTED]
[REDACTED]

**Worcestershire Regulatory Service
Wyre Forest House
Finepoint Way
Kidderminster
DY11 7WF**

Tel: [REDACTED]

M: [REDACTED]

Dear Sir/Madam

Ref: 19/01923/STRETR

Thank you for your letter regarding an application for a street trading license near my business in Kidderminster.

As you may know from your Licensed business record in the area, I have a street trading license in the same area and I have been trading for over 6 months running a Kebab Burger van starting in the afternoon. I have also made license application for the same spot to run a day time breakfast van to sell hot and cold refreshments and granted license. Now I have a license to operate day and night for 23 hours and soon I will start operating in the mornings too.

Therefore, I object to license application as it may cut down my daytime trade completely by offering the same hot and cold refreshments. In addition, the spot for the proposed application is about 150 yards where I operate my van.

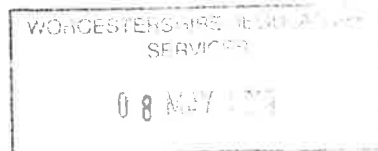
Under these circumstances, I believe you will not issue a new license to a new trader in the same area.

If you need any more information, please do not hesitate to contact me.

Kind regards

Atila Kayaoglu

[REDACTED]





23/05/2019

ATILA KAYAOGLU

[Redacted]
[Redacted]
[Redacted]

Susan Gratt
Worcestershire Regulatory Service
Wyre Forest House
Finepoint Way
Kidderminster
DY11 7WF

Tel: [Redacted]
M: [Redacted]

Dear Sir/Madam

Ref: 19/01923/STRETR

Thank you for your letter regarding an application for a street trading license near my business in Kidderminster.

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Under these circumstances, I believe you will not issue a new license to a new trader in the same area.

If you need any more information, please do not hesitate to contact me.

Kind regards

Atila Kayaoglu

[Redacted signature block]



Street Trading in Wyre Forest District

Guidance Notes and Application Form

Wyre Forest District Council, Wyre Forest House, Kidderminster, DY11 7WF

Guidance on street trading in Wyre Forest

What is a Street Trader?

A Street Trader is someone who:-

- i. Trades on any road, footways, highways, and other adjacent areas to which the public have access without payment. Traders must obtain land owners' permission when trading on private land.
- ii. Sells or exposes or offers for sale any article, whether food or non-food, including a living thing, whether with or without a stall or vehicle.
- iii. Trades from a fixed location.

Does the Control apply to all Traders?

No, there are various exemptions to the requirement to hold a Street Trading Consent:-

- i. Trading as a pedlar with a valid Pedlar's certificate issued under the Pedlars Act 1871. A pedlar is a person who travels and trades on foot and goes from town to town or from house to house carrying goods to sell. A pedlar cannot trade from a fixed spot. Pedlar's certificates are obtained from any main Police Station. Further guidance on pedlars is available from the Council.
- ii. A roundsman, who is a person who delivers orders to the customer's door. This is a trader who calls by prior arrangement with the customer and sells at the customer's premises. Ice cream sellers or mobile food sellers are not deemed to be "roundsmen" and require a licence to trade in the street.
- iii. News vendors selling only newspapers and periodicals, unless the stall exceeds one metre in length or width, or two metres in height.
- iv. Trading from the forecourt of a petrol filling station.
- v. Trading from a stall outside a shop as an extension of that business.

How is Street Trading Controlled in Wyre Forest?

Wyre Forest District Council has adopted the provisions of the Local Government (Miscellaneous Provisions) Act 1982 so that it can effectively control street trading.

- i. All streets within Wyre Forest have been designated as consented streets apart from those specifically prohibited (see Appendix A of the Council's Street Trading Policy).
- ii. This means that it is an offence to trade without a Consent in any street, road, footway, highway, or adjacent area to which the public have access without payment, other than those prohibited where no trading at all can take place.
- iii. Trading without consent may result in prosecution.
- iv. If a trader has been granted a consent the Council has the right to vary or revoke the Consent at any time if the trader fails to comply with the conditions attached to the Consent.
- v. If you wish to trade outside of the Wyre Forest District you should contact the appropriate District Council for that area. Please note that different Councils may have different procedures and rules regarding street trading.
- vi. If you wish to trade within the Wyre Forest area an application should be made to the Wyre Forest District Council, Licensing Section, Wyre Forest House, Finepoint Way, Kidderminster, Worcestershire, DY11 7WF.

How do I Apply for a Consent?

- i. Complete the appropriate application form – for a "static trader" if you wish to trade from a pitch, or for a "mobile" trader if you sell from street to street.
- ii. Attach to the application form the required documents, as listed on the application form.
- iii. Post or bring to the Council Offices at Wyre Forest House the completed application form, and original copies of any supporting documents (these will be copied and returned to you).

What Are the Fees Payable for a Consent?

- i. Fees are payable for each unit or site.
- ii. Fees may be payable in instalments, by agreement with the Council.
- iii. Fees are reviewed annually and are applicable from 1st April each year.
- iv. Current fees will be published on the Council's website or are available on request.

How Long Does a Consent Last for?

- i. A Consent can be issued for any period up to a maximum of 12 months but will expire on 31st March next, unless surrendered earlier.
- ii. Renewals will take place on receipt of a completed renewal application form and payment of the appropriate fee.

Are Consents Transferable?

- i. No, they are not.
- ii. The Consent holder is entitled to a refund of part of the fee paid if the Consent is surrendered part way through the year.
- iii. Refunds may be made on a pro rata basis, subject to an administration charge of £25.
- iv. If you do not renew the Consent on the expiry date or surrender it before then, then any other person will be able to apply to trade from the same site.

What are the Responsibilities of a person granted consent?

Such a person is responsible for ensuring that:-

- i. The consent conditions are complied with.
- ii. All relevant certificates are produced to the Council with any application for a Consent.
- iii. The vehicle or stall is registered with the Council if selling food of any description.
- iv. The Council will not be held responsible for any acts or omissions arising from the grant of a Consent.
- v. Where trading is on private land, to which the public has access without restriction, permission to trade must be obtained from the owner/occupier as well as the Council

Does the Grant of a Consent by the Council give any other entitlement?

- i. No - It only permits trading within the terms of the Consent as specified. The Consent does not override any parking restriction or other traffic regulation.
- ii. The Consent to trade does not imply approval from any other person or authority.

Consideration and Determination of your Application

- i. When received by the Licensing Section your application form will be checked. Provided there are no queries arising from the application form, your application will be acknowledged in writing within 5 working days of receipt. If there is a query then you will be contacted in writing and/or by telephone and given the opportunity to respond.
- ii. The complete application form will be copied for comment to various parties. Usually these are the Police, Worcestershire County Council Highways Partnership Unit Manager, Ward Councillors, the Parish or Town Council, Economic Regeneration & Tourism Manager, Development Control Manager, Operational Services Manager and local businesses within the vicinity of the proposed site of operation.
- iii. We aim to complete this process within 20 working days.
- iv. If queries are raised at this stage then you will be contacted in writing and/or by telephone and given the opportunity to address them.
- v. Having received all comments/recommendations and taking into account the Council's adopted Street Trading Policy, the Head of Planning, Health & Environment or one of his nominated officers, under the Council's Scheme of Delegation, may then determine applications where there are no objections and where the application is to be granted. Where your application cannot be granted, or where objections are received, your application will be referred to the Council's Licensing & Environmental Committee for consideration and determination.

Application for a Street Trading Consent - continued

- vi. You will be informed in writing of the recommendation to the Licensing & Environmental Committee and the date of the meeting to which you will also be invited to attend.
- vii. If your application is granted, you will be requested to pay the fee. The Consent will be issued upon payment of the fee, together with a copy of the Standard Conditions applicable to street trading Consents plus any Special Conditions deemed necessary by the Council.
- viii. If the Committee refuses your application you will be notified in writing of the reasons for refusal.
- ix. There is no right of appeal in the case of refusals or against the application of conditions.

Is there an Independent Body which represents Street Traders?

There is a body which offers advice on all aspects of outside catering. This body is called NCASS (The Nationwide Caterers' Association) and is located at:-

180 Britannic Gardens

Lifford Lane

Birmingham

B30 3NU

Tel 0121 603 2524

Website <https://www.ncass.org.uk/>

STREET TRADING - POLICY STATEMENT

UNDERLYING PRINCIPLES

1. Street Trading is regarded as an acceptable activity in Wyre Forest within the consented areas (Appendix A), provided that it is located where it can make a positive contribution to add interest, vibrancy, and diversity to the area and does not give rise to problems associated with Crime and Disorder.
2. The Council is the responsible authority for granting Street Trading Consents in Wyre Forest and will ensure that traders operate in accordance with conditions attached to such Consents (Appendix B).
3. The Council accepts that Wyre Forest comprises distinct areas with differing historic and commercial characters, and varying streetscape qualities, which should be individually developed and promoted, and therefore the Council has identified suitable locations (consented areas) for street trading in consultation with the Police, and other consultees.
4. The Crime and Disorder Act (1998) stresses the need to take positive action to combat crime and the fear of crime. Therefore, prior to granting any Street Trading Consent the Council will pay particular attention to any potential crime and disorder arising directly or indirectly from the Consent and will give significant weight to the views of the Police and Community Safety Officer.
5. The Council may issue a Consent for up to one year or a lesser period where appropriate if the trading activity is seasonal or of a temporary nature.
6. Applications will only be considered where an applicant has completed an application form and will not be granted unless an applicant has paid the appropriate Consent fee.
7. Applications for a Street Trading Consent will be considered and determined under the Council's Scheme of Delegation by the Head of Planning Health and Environment, or otherwise by the Council's Licensing & Environmental Committee.
8. Where more than one trader applies for a Consent to trade from an approved site, the applications will be referred to the Council's Licensing & Environmental Committee.

CRITERIA FOR CONSIDERING APPLICATIONS FOR STREET TRADING CONSENTS

When considering an application for a Street Trading Consent, the Council will take into account the following matters when reaching its decision:

1. Responses from Consultees and other interested parties.
2. The proposed siting and design of the street trading vehicle and whether it enhances the vitality of the shopping area within the immediate vicinity.
3. Any potential obstruction to the free flow of pedestrians or of vehicles in the street, with special regard for the visually impaired.
4. Road safety, either arising from the siting of the street trading vehicle or as a result of customer visiting or leaving the site, including existing traffic orders and waiting restrictions.
5. The nature of the proposed goods to be traded and whether this will create conflict with the trade of adjacent, established shops.
6. Whether the proposed siting of the street trading vehicle obstructs the frontage of adjacent established shops.
7. The numbers, distribution and location of existing street trading consents.
8. The likelihood of excessive noise, odour and litter being generated.
9. Whether the proposal would conflict with any other policies of the Council.

CONSENTED STREETS	PROHIBITED STREETS
<p>ALL STREETS WITHIN WYRE FOREST DISTRICT EXCEPT THOSE DESIGNATED AS PROHIBITED STREETS</p>	<p>BEWDLEY TOWN CENTRE Severn Side North Severn Side South Lax Lane High Street Dog Lane</p> <p>KIDDERMINSTER TOWN CENTRE Pitts Lane Crown Lane (formerly the rear service road to Vicar Street) Orchard Street Church Street Blackwell Street (between the Ring Road and Coventry Street) Coventry Street (between Blackwell Street and the Inner Ring Road) Lion Street Lion Square Worcester Street rear service road (referred to as Prospect Terrace) Prospect Hill Prospect Lane New Road Green Street Dixon Street Castle Road Island Drive Pump Street Tram Street Corporation Street Exchange Street Rowland Hill Centre service road Bromsgrove Street Callows Lane Bridge Street Waterloo Street The length of Mill Street, Kidderminster Commencing at its junction with St Mary's Ringway and terminating at its junction with Pitts Lane.</p> <p>STOURPORT-ON-SEVERN TOWN CENTRE No Street Trading</p>

WYRE FOREST DISTRICT COUNCIL

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 STREET TRADING - STANDARD CONDITIONS

1. Wyre Forest District Council (“the Council”), pursuant to Section 3 of the Local Government (Miscellaneous Provisions) Act 1982 (“the Act”) have resolved that Schedule 4 to the Act, to control street trading in the district should come into force from 1982.
2. The Council has resolved that every street within the area of the district of Wyre Forest is to be designated as a Consent Street” under the Act, (except those shown at Appendix One and nominated as Prohibited Streets) which means a street in which street trading is prohibited without a Consent issued by the Council.
3. A street trading Consent is issued by the Council subject to the following conditions, insofar as they do not conflict with or are amended by any specific conditions imposed on the grant of the Consent:-
 - (a) The Consent is valid for the period shown on the Consent
 - (b) The Consentee shall pay a fee to the Council in accordance with the approved list of fees.
 - (c) The Consent may be surrendered by the Consentee at any time, providing that the Council shall repay to the Consentee that part of the fee considered by the Council appropriate for the unexpired period of the licence, less £25 for administrative expenses, the exception being the day rate.
 - (d) The Consent holder must at all times while trading display in a conspicuous position the Consent issued by the Council.
 - (e) The Consentee shall not carry on his/her trade in such a way as to cause obstruction of any part of the street in which he/she is trading, or danger to persons using the street.
 - (f) The Consentee shall not carry on his/her trade in such a way as to cause a nuisance or annoyance to persons using the street or to occupiers in the vicinity.
 - (g) The Consentee shall not sell any type of food, goods or merchandise other than that specified in the Licence.
 - (h) The Consentee shall provide and maintain, where appropriate, adequate facilities for the collection of litter resulting from his/her trading and at the close of each trading day shall remove any litter resulting from his/her trading from the street. The Consentee shall be responsible for any damage to the highway or otherwise resulting from the trading activity.
 - (i) The Consentee shall make such provision as is necessary to prevent the deposit in any street of solid or liquid refuse occurring from the trading activity and shall not discharge any waste water to the street surface or to the surface water drains.
 - (j) The Consentee shall not use any television, tape recorder or other device for the reproduction of sound while trading without the express permission of the Council.
 - (k) The Consentee shall not trade outside the times and days permitted by the Consent
 - (l) The Consentee shall not trade in any location other than the location permitted by the Consent
 - (m) Any vehicle, stall or container used by the Consentee in the course of street trading shall be constructed and maintained to the satisfaction of the Council and shall comply with legislation in force at the time or any relevant British Standard.
 - (n) The use and storage of liquid petroleum gas shall comply with the Code of Practice or requirements of the Fire Officer.
 - (o) The Consent shall not operate for any other purpose than to permit the Consentee to trade in a Consent street in accordance with the conditions imposed. The Consentee must ensure that he/she has obtained any other approval or registration required under any other statutory provisions relevant to his/her trade.
 - (p) The Consentee must be 18 years of age or over and shall be responsible at all times for control of the stall. Any persons assisting on the stall shall be 18 years of age or over.
 - (q) The Consent is personal to the Consent holder and shall not be assigned or transferred to any other person or company.
 - (r) The Consent holder or his employee must move his vehicle/stall or vacate the site immediately upon the instruction of a Police Officer or Authorised Officer of the Council.

Application for a Street Trading Consent - continued

- (s) Nothing herein contained shall prejudice the rights, powers, duties and obligations of the Council or any other enforcing authority under any public or private statutes, orders, regulations or byelaws.
- (t) The Consent holder shall at all times maintain a valid Third Party Public Liability Insurance policy to the satisfaction of the Council and shall produce a valid certificate of such insurance at any time upon the request.
- (u) Nothing contained in these conditions shall relieve or excuse the Licence holder or his/her employee or agent from any legal duty or liability and the Consent holder shall indemnify the Council in respect of all claims, actions, demands or costs arising from trading.
- (v) The conditions attached to the Consent may be varied by the Council at any time.
- (w) Any breach of these conditions may lead to the Consent being suspended or revoked.
- (x) In these conditions "the Consent" means a Consent issued under Section 3 of and Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982. Consentee means the person named on the Consent issued by the Council and includes any employee, servant or agent of the licence holder and "the Council" means Wyre Forest District Council.

Food and Safety Requirements for Food Traders

The Food Hygiene (England) Regulations 2006

As a food business operator you must put in place a document a Food Safety Management System. The Food Standards Agency have produced a catering pack Safer Food Better Business SFBB to assist you. Please contact the Food Safety Team on 01905 822799 for further information.

All food businesses need to be registered with the Local Authority. See Food Registration on the Council Website www.wyreforestdc.gov.uk/ccm/content/planning/environmental-health-services/food-and-safety/register-your-food-business.en

Or alternatively contact the Food Team on 01905 822799.

The mobile unit must be in good condition and be able to be kept clean.

The Unit must have an adequate supply of hot and/or cold potable water. The unit must be fitted with a wash hand basin which is solely for food handlers to wash their hands. It must be provided with soap and paper towels or a clean hand towel.

All food handlers must wear suitable, clean protective clothing.

All food handlers must have sufficient training commensurate with their duties.

www.wyreforestdc.gov.uk/ccm/content/planning/environmental-health-services/food-and-safety/food-safety-legislation.en

All high risk food should be kept stored below 8°C or above 63°C during hot holding.

Health and Safety

All gas bottled must be caged to prevent tampering there should be the proper connectors with flash back arrestors. All LPG Installations should be installed and checked by a competent person who is corgi registered.

All electrical equipment must be suitably protected from mechanical, physical damage and adverse weather. Generators must be checked by a competent person. They should be enclosed and segregated from the public with adequate warning sign.

Advice to Mobile Ice Cream Traders

Under the provisions of the Control of Pollution Act 1971:

- it is an offence to sound your chimes before 12 noon or after 7.00 p.m.
- it is an offence to sound your chimes at anytime in a way which gives reasonable cause for annoyance.

A mobile ice cream trader may sound chimes, but not:-

- for longer than 4 seconds at a time
- more often than once every 3 minutes
- when the vehicle is stationary
- when in sight of another vehicle which is trading
- when within 50 metres of schools (during School Hours), hospitals and places of worship (On Sundays and other recognised days of Worship)
- more often than once every 2 hours in the same length of street
- with the volume too loud, i.e. more than 80db(A)



APPLICATION FOR A STREET TRADING CONSENT

Type of Application
Grant of a new Street Trading Consent <input type="checkbox"/> Renewal of an existing Street Trading Consent <input type="checkbox"/>
Static (from a single site) <input type="checkbox"/> Mobile (moving from one site to another) <input type="checkbox"/>

Applicant Details
Name:
Address:
Telephone Number:
Email:
I am registered as a Food Business Operator Yes <input type="checkbox"/> Name of registering Council: No <input type="checkbox"/>

When you want to trade
Hours (indicate the start and end of the hours you wish to trade):
Days (indicate the days of the week you wish to trade):

What you want to trade
Describe the articles you intend to sell

Where you want to trade
Describe the location you wish to trade from. If this is a single site, you should include a map or plan of the site indicating the location. If you are applying for a mobile consent, you should indicate the streets and/or areas where you wish to operate.

Details of your vehicle, stall and/or container
Describe the unit you will be using, including any registration number where appropriate, and its dimensions
The vehicle is kept at the following address when not trading:

I have enclosed the following documents	Please tick ✓
(a) A colour photograph of the vehicle or unit	
(b) Food Hygiene Training Certificates (for food retailers)	
(c) Certificate of Inspection for Fire Extinguishers	
(d) Certificate to show electrical installations have been tested and are safe	
(e) Proof of Public Liability Insurance to 5 million pounds	
(f) Consent fee (Cheque payable to Wyre Forest District Council)	
<p>I understand that any vehicle should be inspected prior to the start of trading. I am aware of the provisions of The Local Government (Miscellaneous Provisions) Act 1982 concerning street trading. The details contained in the application form and any attached documentation are correct to the best of my knowledge and belief. I understand that the Council is under a duty to protect the public funds it administers and to this end may use the information I have provided on this form within this Council for the prevention and detection of fraud. It may also share this information with other bodies administering public funds, solely for these purposes.</p>	
SIGNATURE	DATE

Please return to
 Licensing Section, Wyre Forest House, Wyre Forest District Council, Finepoint Way, Kidderminster, DY11 7WF
 Telephone 01905 822799