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7 September 2023

Dear Councillor

NOTICE IS HEREBY GIVEN THAT a meeting of the **REGULATORY COMMITTEE** will be held in the Council Chamber at these Offices on Friday 15 September 2023 at 10.00 am when the following business will be transacted.

Members of the public who require further information are asked to contact Democratic Services on (01304) 872305 or by e-mail at democraticservices@dover.gov.uk.

Yours sincerely

A handwritten signature in black ink, appearing to read "Nicky", written over a white background.

Chief Executive

Regulatory Committee Membership:

G Cowan (Chairman)
J P Loffman (Vice-Chairman)
P M Brivio
D P Murphy
O C de R Richardson

AGENDA

1 **APOLOGIES**

To receive any apologies for absence.

2 **APPOINTMENT OF SUBSTITUTE MEMBERS**

To note appointment of Substitute Members.

3 **DECLARATIONS OF INTEREST** (Page 4)

To receive any declarations of interest from Members in respect of business to be transacted on the agenda.

4 **MINUTES** (Pages 5 - 7)

To confirm the attached Minutes of the meeting of the Committee held on 20 June 2023.

PROCEDURE FOR HEARING (Pages 8 - 12)

The procedures for the Hearings are attached.

5 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 - APPLICATION TO LICENCE VEHICLE OUTSIDE OF POLICY GUIDELINES** (Pages 13 - 24)

To consider the attached report of the Licensing Manager.

6 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 - APPLICATION FOR STREET TRADING CONSENT** (Pages 25 - 52)

To consider the attached report of the Licensing Manager.

Access to Meetings and Information

- Members of the public are welcome to attend meetings of the Council, its Committees and Sub-Committees. You may remain present throughout them except during the consideration of exempt or confidential information.
- All meetings are held at the Council Offices, Whitfield unless otherwise indicated on the front page of the agenda. There is step free access via the Council Chamber entrance and an accessible toilet is available in the foyer. In addition, there is a PA system and hearing loop within the Council Chamber.
- In order to facilitate the broadcast of meetings there have been cameras set up in the Council Chamber that communicate with Microsoft Teams Live. This enables meetings held in the Council Chamber to be broadcast for public viewing through the Council's website.
- The meetings in which these cameras will be used include meetings of: (a) Council; (b) Cabinet; (c) Dover Joint Transportation Advisory Board; (d) General Purposes Committee; (e) Electoral Matters Committee; (f) Governance Committee; (g) Planning Committee; (h) General Purposes Committee and (i) Overview and Scrutiny Committee. Only agenda items open to the press and public to view will be broadcast.
- These recordings will be retained for 30 days from the date of the meeting. The recordings will be uploaded to YouTube as soon as practicable after the day of the meeting. In normal circumstances this would be within 2 working days of the meeting. However, there may be circumstances where it will take longer. The recordings can be viewed on the Council's YouTube Channel - [Council meetings - YouTube](#)
- Agenda papers are published five clear working days before the meeting. Alternatively, a limited supply of agendas will be available at the meeting, free of charge, and all agendas, reports and minutes can be viewed and downloaded from our website www.dover.gov.uk. Minutes will be published on our website as soon as practicably possible after each meeting. All agenda papers and minutes are

available for public inspection for a period of six years from the date of the meeting.

- Members of the Regulatory Committee may receive confidential information relating to criminal offence personal data as part of an exempt or confidential item of business on the agenda. It is each Member's responsibility to ensure that this information is handled securely and confidentially as required under data protection legislation. This information must only be retained for as long as necessary and when no longer required disposed of via a shredder or the Council's secure disposal arrangements.

For further information about how this information should be processed, please view the Council's Data Protection Policy and Appropriate Policy Document at www.dover.gov.uk/Corporate-Information/PDF/Data-Protection-Policy.pdf

- If you require any further information about the contents of this agenda or your right to gain access to information held by the Council please contact Democratic Services, democraticservices@dover.gov.uk, telephone: (01304) 872305 or email: democraticservices@dover.gov.uk for details.

Large print copies of this agenda can be supplied on request.

Declarations of Interest

Disclosable Pecuniary Interest (DPI)

Where a Member has a new or registered DPI in a matter under consideration they must disclose that they have an interest and, unless the Monitoring Officer has agreed in advance that the DPI is a 'Sensitive Interest', explain the nature of that interest at the meeting. The Member must withdraw from the meeting at the commencement of the consideration of any matter in which they have declared a DPI and must not participate in any discussion of, or vote taken on, the matter unless they have been granted a dispensation permitting them to do so. If during the consideration of any item a Member becomes aware that they have a DPI in the matter they should declare the interest immediately and, subject to any dispensations, withdraw from the meeting.

Other Significant Interest (OSI)

Where a Member is declaring an OSI they must also disclose the interest and explain the nature of the interest at the meeting. The Member must withdraw from the meeting at the commencement of the consideration of any matter in which they have declared a OSI and must not participate in any discussion of, or vote taken on, the matter unless they have been granted a dispensation to do so or the meeting is one at which members of the public are permitted to speak for the purpose of making representations, answering questions or giving evidence relating to the matter. In the latter case, the Member may only participate on the same basis as a member of the public and cannot participate in any discussion of, or vote taken on, the matter and must withdraw from the meeting in accordance with the Council's procedure rules.

Voluntary Announcement of Other Interests (VAOI)

Where a Member does not have either a DPI or OSI but is of the opinion that for transparency reasons alone s/he should make an announcement in respect of a matter under consideration, they can make a VAOI. A Member declaring a VAOI may still remain at the meeting and vote on the matter under consideration.

Note to the Code:

Situations in which a Member may wish to make a VAOI include membership of outside bodies that have made representations on agenda items; where a Member knows a person involved, but does not have a close association with that person; or where an item would affect the well-being of a Member, relative, close associate, employer, etc. but not his/her financial position. It should be emphasised that an effect on the financial position of a Member, relative, close associate, employer, etc OR an application made by a Member, relative, close associate, employer, etc would both probably constitute either an OSI or in some cases a DPI.

Minutes of the meeting of the **REGULATORY COMMITTEE** held at the Council Offices, Whitfield on Tuesday, 20 June 2023 at 10.00 am.

Present:

Chairman: Councillor G Cowan

Councillors: J P Loffman
P M Brivio
M P Porter (as substitute for Councillor O C de R Richardson)

Officers: Principal Lawyer - Litigation and Regulatory
Litigation Lawyer
Licensing Manager
Licensing Officer
Democratic Services Officer

Also Present: Danielle Usherwood (Minute No.5)
Supporting Person x 2 (Minute No.5)
Robert Botkai (Minute No.6)

1 APOLOGIES

Apologies for absence were received from Councillor D P Murphy and O C de R Richardson.

2 APPOINTMENT OF SUBSTITUTE MEMBERS

It was noted that, in accordance with Council Procedure Rule 4, Councillor M P Porter be appointed as substitute for Councillor O C de R Richardson.

3 DECLARATIONS OF INTEREST

There were no declarations of interest made by Members.

4 MINUTES

The Minutes of the meeting held on 28 February 2023 were approved as a correct record for signing by the Chairman.

5 HIGHWAYS ACT 1980 - SECTION 115E - THE SANDWICH BAKERY COMPANY LTD, 12 KING STREET, SANDWICH

The Committee considered the report of the Licensing Manager on an application by Danielle Usherwood for a Street Furniture permit to allow the placement of 4 tables and 8 chairs in Austen's Lane, to be placed alongside The Sandwich Bakery Company Ltd, 12 King Street, Sandwich. The furniture would be wooden folding bistro tables and chairs and the application sought the placing of the furniture every day between 08:30 hrs to 17:00 hrs.

The Committee was advised that five representations were received objecting to the application and one in support of the application. The objections cited general access concerns, particularly for: residents, pedestrians and wheelchair users entering Austen's Lane; household deliveries and access for maintenance vehicles to carry out general maintenance; refuse collectors and the placement of bins, as

well as access concerns for emergency vehicles. In response to the application Kent Highways did not object to the placing of the tables and chairs as applied for.

The representation in support stated that, even with tables and chairs in Austen's Lane, there would still be room for access and that the application being sought would encourage more people to visit and spend time in Sandwich.

On behalf of the applicant, Danielle Usherwood was in attendance, along with two family members, to answer any questions from committee members. She advised the Committee of her experience, having two businesses in the district, and that she worked well other local businesses, particularly the neighbouring business 'Goats that Dance'. Since Covid, and having received feedback from customers, she was aware that customers wanted the opportunity to be able to sit outside. Miss Usherwood was aware of other places where customers could sit outside, and she was losing customers; being able to have tables and chairs outside her premises could boost business. Miss Usherwood over the last few years operated reduced hours, she was now testing reopening for the longer hours. Additionally, she explained the benefits of the outside seating for those with mobility issues who were unable to access inside premises within the town. An account of this was provided by her family member present at the meeting who was a wheelchair user and said that accessible outside seating would make the town more inclusive. Miss Usherwood explained her customers at the moment could possibly use the space opposite at the church, but it was not easily accessible, and she had to serve drinks in takeaway cups. Having tables and chairs outside the premises meant coffee could be served in cups and be able to have cake on a plate.

Miss Usherwood told the Committee of the steps she had taken to measure the furniture and that she had placed the furniture on the pavement to ensure it fitted. The furniture would be placed on the pavement alongside her premises, going no further than her boundary. Wheelchair users could then come up to the table edge. The furniture would be taken inside at the end of each day.

The Committee were advised how Miss Usherwood would manage the area - food and drink would be served in crockery and tables would be regularly cleared. With regard to noise, this was a town centre location, and some level of noise should be expected however, she would approach her customers if they were making an unacceptable level of noise or causing disruption. Addressing concerns regarding access and the locked bollards at each end of Austen's Lane, Miss Usherwood informed the Committee the bollards were removable by key but she was not a keyholder. Miss Usherwood understood one person on Austen's Lane held the key however, she assured Members she would move tables whenever access was required. She considered herself to be considerate and respectful and wanted to work with her neighbours and not intrude on other's space.

In accordance with the approved procedure, the Committee withdrew to consider the application and upon returning, the Principal Lawyer – Litigation and Regulatory advised that the Committee had considered the report of the Licensing Manager, the application from Danielle Usherwood, the response from Kent Highways, the five representations objecting to the application and the representation in support.

RESOLVED: (a) That, having regard to Section 115E of the Highways Act 1980, the application by Danielle Usherwood of The Sandwich Balery Company Ltd, 12 King Street, Sandwich for the siting of 4 tables and 8 chairs for use every day between 08:30 hrs and 17:00 hrs be GRANTED as applied for and that

- (i) Tables are to be set up on the pavement alongside the premises in Austen's Lane (table and 2 chairs set up), as per the plan and taken in at the end of each day.
- (ii) The Committee would like the applicant to make enquiries regarding the key to the bollard and being a key holder.

6 HIGHWAYS ACT 1980 - SECTION 115E - LOUNGE, 43-45 HIGH STREET, DEAL

The Committee considered the report of the Licensing Manager on an application by Loungers UK Ltd for a Street Furniture permit to allow the placement of 6 tables and 12 chairs (revised form 6 tables and 24 chairs) outside Lounge, 43-45 High Street, Deal. The furniture would be comprised of table bases and tops, with a selection of stackable and non-stackable chairs. The application sought the placing of the furniture every day between 09:00 hrs to 23:00 hrs and would be brought inside at the end of each day.

The Committee was advised that, in respect of the application and the consultation process, two representations were received objecting to the application. Deal Town Council raised objections in relation to the number of tables and chairs and their proximity to benches and planters already outside the premises [on the High Street], stating that the number being sought would limit their use. In addition, access would be restricted for people with mobility difficulties. Deal Chamber of Trade also objected citing insufficient space between the proposed furniture and the public benches.

On behalf of the applicant, Mr Botkai, (solicitor for the applicant) was in attendance to answer any queries from Members. Mr Botkai advised that the application was for a contemporary family orientated lounge/diner, offering vegan and gluten-free menus, rather than being a pub. It was their experience that customers were wanting the option to dine outside more and that it was not an overflow option if inside was full.

Having received the responses to the initial application, the applicant had reflected and amended the application by reducing the number of chairs to 12 and, amended the placement of the furniture, so to provide space for negotiating between the furniture and benches. This amendment was shared with both objectors, but no response was received.

In accordance with the approved procedure, the Committee withdrew to consider the application and upon returning the Principal Lawyer – Litigation and Regulatory advised that the Committee had considered the report of the Licensing Manager, the application from Loungers UK Ltd and the two representations objecting to the application.

RESOLVED: That, having regard to Section 115E of the Highways Act 1980, the application by Loungers UK Ltd for Lounge, 43-45 High Street, Deal for the siting of 6 tables and 12 chairs for use every day between 09:00 hrs and 23:00 hrs be GRANTED as applied for and that the furniture is set up as per the plan in the supplementary papers.

The meeting ended at 11.21 am.

DOVER DISTRICT COUNCIL

REGULATORY COMMITTEE PROCEDURE FOR HEARINGS LICENSING OF A DRIVER, VEHICLES AND OPERATORS

INTRODUCTIONS AND PRELIMINARIES		
1	Chairman	The Chairman invites all present to introduce themselves.
2	Chairman	The Chairman advises the applicant of the reason for the Hearing and the procedure.
3	Legal Adviser	The applicant is asked to confirm receipt of: <ul style="list-style-type: none"> • the agenda • Licensing Officer's report • Council's policy guidelines • procedure for hearing • extract from the Rehabilitation of Offenders Act 1974
HEARING		
4	Licensing Officer	The Licensing Officer: <ul style="list-style-type: none"> • presents the Licensing Officer's report • summarises any issues
5	Licensing Officer	The Licensing Officer may call any witnesses. Each witness in turn: <ul style="list-style-type: none"> • will give evidence • may be questioned by the applicant or applicant's representatives • may be questioned by the Committee • may, if necessary, be re-questioned by the Licensing Officer
6	Applicant or applicant's representative	The applicant is asked to present his/her case and any particular issues (including whether the applicant accepts the facts presented or wishes to correct them).
7	Applicant or applicant's representative	The applicant or the applicant's representative may call any witnesses (including the applicant themselves). Each witness in turn: <ul style="list-style-type: none"> • will give evidence • may be questioned by the Licensing Officer • may be questioned by the Committee • may, if necessary, be re-questioned by the applicant/applicant's representative.
8	Members of the Committee	The Committee may ask further questions of any of the parties or any witnesses for the purpose of obtaining further relevant information or clarification.
9	Licensing Officer	The Licensing Officer may give their final submission.
10	Applicant or applicant's representative	The applicant/applicant's representative may give their final submission.

DETERMINATION		
11	Committee members/Legal Adviser	The Committee will withdraw to consider its determination. The Legal Adviser may be requested by the Chairman to accompany the Committee.
12	Committee members	If the Committee requires any further information from any party or any further evidence, all parties will be recalled and the meeting reconvened. Any Member of the Committee who has not been present during the whole of the proceedings must not take part in the decision making.
13	Legal Adviser	Any legal advice given to the Committee in private will be summarised to the Applicant.
14	Chairman	The decision of the Committee is given to all parties. In the event of a decision to refuse, suspend or revoke an application, the applicant is told that he/she has the right of appeal through the Magistrates Court and then to the Crown Court.

NOTES

1. The opportunities given to the parties within this procedure to ask questions should be used only for that purpose - to ask questions. The person asking the question will not be allowed to use this right as an opportunity to make statements.

2. Members of the Committee are, as a general rule, expected to ask questions of the various parties in accordance with this procedure. However circumstances may arise where it is desirable for a Member to seek immediate clarification or a point made by a witness or by a party during the course of giving evidence, answering questions being put to him by another party or making a submission. This should be permitted by the Chairman provided that the question is relevant and is conducive to the proper conduct of the hearing. Where additional questions are permitted after the Applicant's case has been summed up, the Applicant or his/her representative will always be given the final right of reply.

3. Under no circumstances must the parties or their witnesses offer members of the Committee information in the absence of the other party. Similarly Members must not attempt to gain information from any party at the hearing in the absence of the other. These are essential requirements of the proper application of the rules of natural justice.

4. The Chairman may vary this procedure as circumstances require but having full regard to adhering to the rules of natural justice.

DOVER DISTRICT COUNCIL

REGULATORY COMMITTEE PROCEDURE FOR HEARINGS

INTRODUCTIONS AND PRELIMINARIES		
1	Chairman	The Chairman invites all present to introduce themselves.
2	Legal Adviser	The applicant is asked to confirm receipt of: <ul style="list-style-type: none"> • the agenda • Licensing Officer's report • Council's policy guidelines • procedure for hearing
HEARING		
3	Licensing Officer	The Licensing Officer: <ul style="list-style-type: none"> • advises of the purpose of the hearing • presents the Licensing Officer's report • summarises any issues
4	Licensing Officer	The Licensing Officer may call any witnesses. Each witness in turn: <ul style="list-style-type: none"> • Will give evidence • May be questioned by the applicant or applicant's representatives • May be questioned by the Committee • May, if necessary, be re-questioned by the Licensing Officer
5	Applicant or applicant's representative	The applicant is asked to present his/her case and any particular issues (including whether the applicant accepts the facts presented or wishes to correct them).
6	Applicant or applicant's representative	The applicant or the applicant's representative may call any witnesses (including the applicant themselves). Each witness in turn: <ul style="list-style-type: none"> • will give evidence • may be questioned by the Licensing Officer • may be questioned by the Committee • may, if necessary, be re-questioned by the applicant/applicant's representative.
7	Members	The Committee may ask further questions of any of the parties or any witnesses for the purpose of obtaining further relevant information or clarification.
8	Licensing Officer	The Licensing Officer may give their final submission.
9	Applicant or applicant's representative	The applicant/applicant's representative may give their final submission.

DETERMINATION		
10	Members	The Committee withdraws to consider in private. The Legal Adviser and Clerk may be invited to assist the Committee.
11	Members	If the Committee requires any further information from any party or any further evidence, all parties will be recalled and the meeting reconvened. Any Member of the Committee who has not been present during the whole of the proceedings must not take part in the decision making.
12	Legal Adviser	The Committee reconvenes. Any legal advice given to the Committee in private will be summarised to the Applicant.
13	Chairman	The decision of the Committee is given to all parties.

NOTES

1. The opportunities given to the parties within this procedure to ask questions should be used only for that purpose - to ask questions. The person asking the question will not be allowed to use this right as an opportunity to make statements.
2. Members of the Committee are, as a general rule, expected to ask questions of the various parties in accordance with this procedure. However circumstances may arise where it is desirable for a Member to seek immediate clarification or a point made by a witness or by a party during the course of giving evidence, answering questions being put to him by another party or making a submission. This should be permitted by the Chairman provided that the question is relevant and is conducive to the proper conduct of the hearing. Where additional questions are permitted after the Applicant's case has been summed up, the Applicant or his/her representative will always be given the final right of reply.
3. Under no circumstances must the parties or their witnesses offer members of the Committee information in the absence of the other party. Similarly Members must not attempt to gain information from any party at the hearing in the absence of the other. These are essential requirements of the proper application of the rules of natural justice.
4. The Chairman may vary this procedure as circumstances require but having full regard to adhering to the rules of natural justice.

Subject:	LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 – APPLICATION TO LICENCE VEHICLE OUTSIDE OF POLICY GUIDELINES
Meeting and Date:	Regulatory Committee – 15 September 2023
Report of:	Licensing Manager
Classification:	Unrestricted
Purpose of the report:	To consider an application to grant a licence for a private hire vehicle outside of policy guidelines
Recommendation:	That the Committee consider the report

1. Summary

Mr Sayed Ehsan Sadat, has submitted an application to the licensing authority asking for permission to grant a licence on his Hyundai i40 SE Nav Crdi Blue Drive as a Private Hire vehicle. This vehicle falls outside of the current vehicle age policy, being first registered on 30 September 2015. The vehicle NL65 VMG has 4 passenger seats and is intended to be used for private hire within the district and beyond.

2. Introduction and Background

2.1 The regulation of Hackney Carriage & Private Hire Vehicles is a statutory duty of the Council under the provisions of the Town Police Clauses Act 1847 and the Local Government (Miscellaneous Provisions) Act 1976.

2.2 The Dover District Council Hackney Carriage and Private Hire Policy 2022 – 2027 states in paragraph 4.4.1 that:

“No application for a hackney carriage or private hire vehicle licence will be granted if the vehicle, when initial application is made, exceeds 5 years of age.”

In addition, it states in paragraph 4.4.6 that:

The Licensing Manager has delegated authority to extend the time limits set out at 4.4.1 – 4.4.5 for exceptionally well-maintained vehicles by a maximum of two further years. Applicants who fail to obtain approval from the Licensing Manager for an extension or who may wish to seek permission to extend beyond the two extra years may ask to be referred to the Regulatory Committee for consideration.

Paragraph 4.4.7 states:

Applications for vehicles that fall outside of the policy guidelines or the provisions of 4.4.6, will be referred to the Regulatory Committee for consideration.

2.3 As this vehicle is almost 8 years old, it has been referred to the Regulatory Committee. The application can be found at **Appendix A**. The vehicle has been inspected by the Licensing Enforcement Officer and the details of the inspection are shown at **Appendix B**. The mileage at the time of inspection was 148,447 miles. The vehicle owner has requested that the vehicle be licensed as he cannot afford to buy a

new vehicle at this time, he also states that it is currently being used as a private hire vehicle with another authority, see **Appendix C**. The owner has been requested to physically present the vehicle for inspection on the day of the hearing.

- 2.4 Hackney carriage and private hire vehicle licences are normally issued for a period of 12 months.

3 **Identification of Options**

Options:

- (a) To allow the application for the grant of the Private Hire Vehicle licence notwithstanding that this would be a deviation from existing policy.
- (b) To reject the application as there are insufficient reasons to justify a deviation from existing policy.

4 **Evaluation of Options**

Options:

- (a) The vehicle is over the age defined in the policy for the grant of a licence. However, the applicant is requesting that the Committee consider whether the vehicle could be licensed as the applicant states it is in good condition with low mileage.
- (b) If such a deviation from policy were allowed, for a 12 month period or any lesser period, then it would be necessary to make clear that this was an exceptional circumstance.
- (c) If the Committee felt that there were insufficient reasons to deviate from the Policy, then the application should be refused.

5 **Resource Implications**

There are no resource implications arising from this report.

6 **Appendices**

Appendix A – Application form

Appendix B – Licensing Enforcement Officer's report following inspection of the vehicle.

Appendix C – Supporting email provided by Mr Sadat

7 **Background Papers**

Local Government (Miscellaneous Provisions) Act 1976.

Dover District Council Hackney Carriage and Private Hire Licensing Policy 2022 - 27

Contact Officers: Rebecca Pordage, Licensing Manager. 01304 872279

From: no-reply@dover.gov.uk
To: [DDC Licensing](#)
Subject: Private Hire Vehicle Licence - submitted form ref: 1026807
Date: 14 July 2023 12:55:48

The following details were submitted online using the Private Hire Vehicle Licence form.

New - private hire licence - £259.00

Question	Response
<i>Type of application:</i>	New - private hire licence - £259.00
<i>Plate number:</i>	
<i>Title (for example Mr, Mrs, Ms, Miss):</i>	Mr
<i>Firstname:</i>	Sayed Ehsan
<i>Lastname:</i>	Sadat
<i>Contact phone number:</i>	██████████
<i>Please enter your email address:</i>	██████.██████@██████.██████
<i>Current address (including postcode):</i>	██████ ████████ ████████
<i>National Insurance number:</i>	██████████
<i>Date of birth (dd/mm/yyyy):</i>	██/██/████
<i>Name of the vehicle owner:</i>	Sayed Ehsan Sadat
<i>Upload of Basic DBS, if owner is not a driver:</i>	
<i>Name of operator:</i>	
<i>If a firm or partnership, the names of all proprietors or partners or any other person concerned in the keeping, employing or letting on hire of the vehicle:</i>	

(Row 1) Name:

(Row 1) Address:

(Row 2) Name:

(Row 2) Address:

(Row 3) Name:

(Row 3) Address:

Registration number: NL65VMG

Make: Hyundai

Model: i40 SE NAV CRDI BLUE DRIVE

Colour: Silver

Date of first registration (dd/mm/yy): 30/09/2015

Engine capacity: 1685 cc

Type of fuel: Diesel

Vehicle type: Saloon

If changing vehicle, please provide the details of the existing vehicle:

Upload MOT certificate: 20230714_121032.jpg

Upload proof of vehicle tax: 20230711_111402.jpg

Upload V5 or proof of ownership (bill of sale): 20230622_115915.jpg

Is the vehicle adapted as wheelchair accessible?: No

Number of seats EXCLUDING the driver: 4

Is a meter fitted?: No

Upload the tariff card:

Are you requesting an exemption from displaying private hire plates on the vehicle?: No

Is the vehicle a prestige vehicle? : No

If so, is the vehicle used exclusively for the provision of prestige chauffeur services?:

Is the vehicle insured for the carriage of passengers for hire or reward?: Yes

Name of insurance company: Zego

Insurance policy number: ZWAKA/F4A7JG

Insurance expiry date (dd/mm/yyyy): 03/01/2023

Upload proof of the vehicle insurance: Screenshot_20230714_121626_Acrobat_for_Samsung.jpg

Declaration: I understand and accept the above declaration

Jadu reference number: 1026807

Date and time of submission: 14/07/2023 12:55:31

Logged by: WEB

This e-mail, including any attachments, is intended for the above addressee(s) only and may contain marked material up to RESTRICTED and should be handled accordingly. If you are not the intended recipient (or authorised to receive it on behalf of the addressee), please notify the sender immediately by return e-mail and then delete the message without copying it or disclosing it to anyone.

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CERTIFICATE OF MOTOR INSURANCE



Annual Private Hire (Taxi)

1. Certificate number

ZWAKA/WBMDU5

2. Name and address of Policyholder

Sayed Ehsan Sadat

3. Name and address of Insured

Flat 6, Bromford Park House, BIRMINGHAM B13 9YB, United Kingdom

4. Period of Cover

From: **04/01/2023, 00:00**

To **03/01/2024, 23:59**

5. Limitations as to Use

- Use for private hire (carriage of passengers) with an approved Work Provider or approved Telematics device or App
- Use for hire & reward (carriage of food and non-hazardous goods)
- Use for social, domestic and pleasure purposes.

This policy does not cover

- Use for any racing, pace-making, contest, reliability or speed trial
- Use for any purpose in connection with the motor trade
- Release of a seized vehicle by the police

6. Persons or Classes of Persons, whose liability is covered

Insured Only.

7. Vehicles, or Classes of Vehicles, the use of which is covered

Vehicle Registration Number: **NL65 VMG**

8. Drivers, or Classes of Drivers, whose driving is covered

Insured Only. Provided that the person driving holds a licence to drive such a vehicle or, having held such a licence, is not disqualified from holding such a licence.

I hereby certify that the policy to which this certificate relates satisfies the requirements of the relevant law applicable in Great Britain and Northern Ireland.

Signature or Seal of Vehicle Insurer:

Olivier Jaillon

Insurance Company Name and Address: Wakam, 120 - 122 rue Reaumur, 75083 Paris, Cedex 02, France

MOT test certificate



Driver & Vehicle
Standards
Agency

① Vehicle identification number
KMHLC41ULGU072832

② Registration number ③ Country of registration
NL65VMG GB

Make and model
HYUNDAI I40

④ Vehicle category	⑤ Mileage	Mileage history	
M1	148,833 miles	127,821 miles	07.12.2022
		95,222 miles	06.01.2022
		94,216 miles	09.12.2021

⑦ Pass with defects

⑧ Repair as soon as possible (minor defects)

- Headlamp reflector slightly defective Offside (poor pattern) [4.1.1 (b) (i)]

Monitor and repair if necessary (advisories)

- Brake fluid close to minimum mark [1.1.10 (d) (ii)]
- Brake pad(s) wearing thin Rear [1.1.13 (a) (ii)]
- Brake pad(s) wearing thin Rear [1.1.13 (a) (ii)]

⑨ Date of the test ⑩ Expiry date
14.07.2023 13.07.2024

To preserve the anniversary of the expiry date, the earliest you can present your vehicle for test is
14.06.2024.

⑪ Location of the test
67 MILL HILL, DEAL, CT14 9EW

⑫ Testing organisation and inspector name
**2029AX DICK DUNKLEY COMMERCIAL AND CAR REPAIRS
R. DUNKLEY**

MOT test number
6063 5011 2068

Check that this document is genuine by visiting www.gov.uk/check-mot-history

If any of the details are not correct, please contact DVSA by email at
enquiries@dvsa.gov.uk or by telephone on 0300 1239000.

Receive a free annual MOT reminder by subscribing
at www.gov.uk/mot-reminder or by telephone on 0300 1239000.

Issuer signature

Overage report Hyundai i40 – WK/202311729

Vehicle presented by Mr Sayed Sadat (owner). Inspected by PJ 11/07/2023 at Whitfield offices,

Mr Sadat has moved to the Deal area from the midlands. He was previously licensed (driver and vehicle), with Wolverhampton city council and worked for uber across the midlands.

The vehicle is currently licensed with Wolverhampton but this will be surrendered if successful with his Dover application.

Mr Sadat has informed me that he has owned and maintained the vehicle for three years. He wishes to use this vehicle until he can raise the finances to replace it. Mr Sadat understands the vehicle is over DDC age policy set out at 4.4.1 of the hackney carriage and private hire policy document.

The vehicle was first registered September 2015 making it 7 years and 10 months old. The vehicle had covered 148,447 miles at the time of inspection, Mr Sadat understands that a fresh Mot will be required completed before the regulatory hearing.

The seats and interior were found to be in good condition with minimal signs of wear. There would be 4 licensable passenger seats available in this saloon style car.

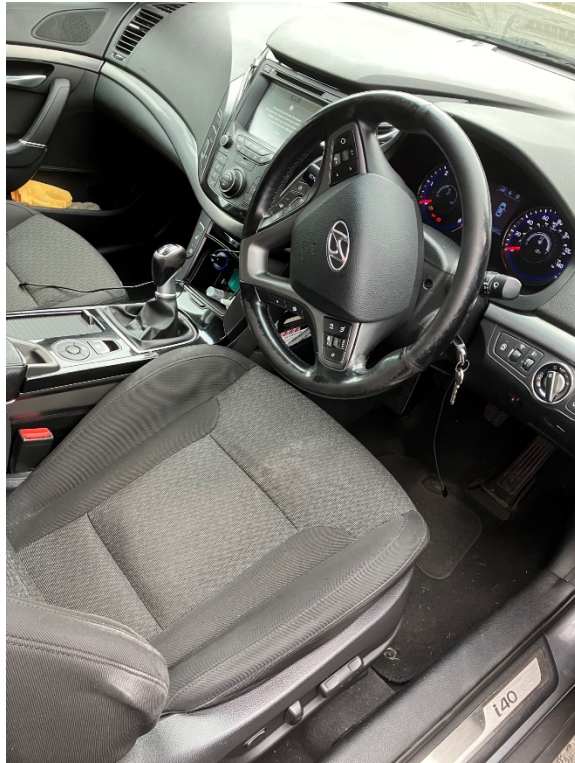
The exterior was clean, and the paintwork was in good condition. There was some damage to the offside rear view mirror casing (photo below) which Mr Sadat assured me would be repaired before presentation to the committee. The rear windows have factory fitted tinted glass.

Please see photos below

PJ









From: [Sayed Ehsan Sadat](#)
To: [DDC Licensing](#)
Subject: Age of vehicle NL65VMG and insurance certificate
Date: 17 July 2023 16:13:29
Attachments: [Screenshot_20230717_151342_Acrobat for Samsung.jpg](#)

Dear Sir / Madam

I am writing regarding the application for Private Hire Vehicle licence of my vehicle NL65VMG age, which is more than 7 years and less than 8 years old.

As I'm using this vehicle as a private hire with another council and recently moved to Deal and want to get Private hire vehicle licence from Dover district council for my vehicle.

As right now I don't have enough money to get a new car, if you please consider this vehicle and issue at least 1 year licence for my car.

I will cease my private hire vehicle licence with another council as I get Dover district council's licence.

Also I have attached my vehicle's insurance certificate as a private hire.

Kind Regards
Sayed E Sadat

Sent from my Galaxy

Subject:	Local Government (Miscellaneous Provisions) Act 1982 – Application for Street Trading Consent
Meeting and Date:	Regulatory Committee – 15 September 2023
Report of:	Rebecca Pordage – Licensing Manager
Classification:	UNRESTRICTED

Purpose of the report:	To consider an application for a Street Trading Consent
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Recommendation:	That the Committee consider the report
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1 Summary

1.1 George Charles Franklin has applied to the Council for permission to trade from a 9ft x 6ft trailer in the layby in Court Road, Deal.

2. Introduction and Background

2.1 The Council controls street trading having adopted Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982.

2.2 Paragraph 1 of Schedule 4 to the Act states

that: “street” includes –

(a) any road, footway, beach or other area to which the public have access without payment”

2.3 With effect from 1 April 1994 Dover District Council passed a resolution to designate a number of streets within the district as ‘Consent Streets.’

In a Consent Street, street trading is prohibited without the consent of the district council.

The area requested is Court Road, Deal, which is designated a Consent Street. A list of all the designated consent streets within the District is included within the Street Trading Guidance Notes shown at **Appendix A.**

2.4 In relation to street trading consents, Paragraph 7(2) of Schedule 4 of the

Act states that: “...the Council may grant consent if they think fit.”

Paragraph 7(10) goes on to say that:

“a street trading consent may be granted for any period not exceeding 12 months but may be revoked at any time.”

2.5 George Charles Franklin has applied to the Council for permission to trade from a trailer in the layby in Court Road, Deal.

The application is to trade from Monday to Saturday between 08:00 – 14:00 hrs.

The application is to sell hot and cold food and drinks to take away.

A copy of the application is shown at **Appendix B**.

A copy of the location plan is included at **Appendix C**.

Photos of the trailer and a sample menu is shown at **Appendix D**.

2.6 Following receipt of a valid application, a 28 day consultation exercise was conducted with notices posted to properties in the vicinity of the proposed site and consultation with the Highways Authority, Deal Town Council, Deal and Walmer Chamber of Trade, Kent Fire & Rescue, Kent Police and various internal Council departments.

2.7 2 representations were received during the consultation period objecting to the application.

(1) Mrs Lynne Simmons states that her property is the closest to the layby and she objects in the strongest possible terms to this application. Mrs Simmons says that there was a previous food vendor at this location and it was a complete and utter nuisance to all who lived locally, and extremely dangerous given the position of the layby and the volume of extra cars it encouraged at a very dangerous bend at the top of Court Road. Mrs Simmons is concerned about litter in the general area, the increased number of cars using the layby, and obstruction being caused for drivers. Mrs Simmons states that this is a residential area and feels there is no need for a commercial food operation within the local residential area. She is concerned about noise and fast food smells for 6 hours a day.

(2) Mr Gresham and Mr Honeycombe have submitted a representation but state that providing there is no audible noise from the generator or other device used to power the food premises, and all rubbish will be cleared and taken away each day they do not object.

2.8 Copies of the representations are included at **Appendix E**.

2.9 **Options available to the Committee:**

(a) To grant the street trading consent to be issued for a period not exceeding 12 months (with or without conditions).

(b) To grant a street trading consent for a period less than 12 months (with or without conditions).

(c) To refuse street trading consent

Members should have regard to the criteria at page 6 of Appendix A in coming to their decision.

3 **Appendices**

Appendix A – Street Trading Guidance Notes including a list of designated consent streets

Appendix B – Application

Appendix C – Location plan

Appendix D – Photos of the trailer and menu

Appendix E – Representations

4 **Background Papers**

Local Government (Miscellaneous Provisions) Act 1982

Dover District Council Street Trading Guidance Notes

Contact Officer: Rebecca Pordage, Licensing Manager. Ext.2279



DOVER DISTRICT COUNCIL

STREET TRADING GUIDANCE NOTES

STREET TRADING

Statutory Powers

Street trading is controlled by an adoptive code contained in Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982. The code was adopted by the Council on 12 October 1963. Having adopted Schedule 4 the Council may by resolution designate any street (a) a prohibited street, (b) a licensed street or (c) a consent street.

Definitions

- Prohibited Street: This is a street in which trading is prohibited.
- Licensed Street: This is a street in which street trading is prohibited without a licence granted by the District Council.
- Consent Street: This is a street in which street trading is prohibited without the consent of the District Council.
- Street: Includes any road, footway, beach or other area to which the public have access without payment.
- Street Trading: Means, subject to certain exemptions, the selling or exposing or offering for sale of any article.

Exemptions

The following types of trading are excluded from the definition of street trading and those traders are not required to obtain a licence or consent. They may also trade in a street designated as a prohibited street:-

- (a) Trading by a person acting as a pedlar.
- (b) Anything done in a market or fair the right to hold which was acquired by virtue of a grant, enactment or order.
- (c) Trading in a trunk road picnic area.
- (d) Trading as a news vendor subject to a restriction upon articles sold and the type of stall used.
- (e) Trading which is carried on at petrol filling stations or at premises used as a shop or in a street adjoining premises so used and as part of the business of the shop.
- (f) Roundsmen
- (g) The use for trading under the Highways Act 1980 of an object or structure placed on, in or over a highway (pavement cafes etc.).
- (h) The operation of facilities for recreation or refreshment under the Highways Act 1980.
- (j) Street collection.

Essential Differences

The main differences between the two types of street designation are as follows:-

<u>Licensed</u>	<u>Consent</u>
(1) District Council obliged to grant a licence unless the application ought to be refused on one or more of the grounds specified in the Act.	District Council under no duty to grant a street trading consent and need not specify statutory grounds for refusal.
(2) District Council may only revoke or refuse to renew a licence on the statutory grounds relating to principle terms (i.e. days, times, articles for sale).	No statutory limitation on a District Council's power to revoke or refuse to renew a street trading consent.
(3) Before a District Council may vary a principle term of a street trading licence or before it may refuse to grant or renew or revoke a street trading licence it must first invite the applicant/licence holder to make representations and then afford that person a reasonable opportunity to make those representations.	No notice requirements apply to a street trading consent.
(4) Statutory grounds of appeal against the refusal, revocation or variation of a principal term of a street trading licence are contained in the Schedule.	There is no right of appeal against the refusal to grant or renew a consent or against the revocation or variation of a consent.
(5) A licence holder may be prosecuted for a breach of the "principle terms" which relate to the street in which the days and times upon which and the articles in which the holder trades.	A street trading consent holder may only be prosecuted for a breach of a condition where he trades from a stationary van, cart, vehicle or from a portable stall in a place or at a time not included in the consent, or for breach of the condition relating to the positions and times in which he may trade but not for a breach of a condition relating to the type of article to be sold.
(6) A District Council may recover from a licence holder such reasonable charges as they may determine for the collection of refuse and the cleansing of streets etc.	A District Council may not charge the holder of a street trading consent for the collection of refuse and cleaning of streets etc.
(7) Where a licence is surrendered or revoked the Council has a discretion to remit or refund any fee paid to it.	Where a consent is surrendered or revoked a Council is under a duty to remit or refund the whole or part of any fee paid for the consent.
(8) The consent of the Highway Authority is necessary for the designation of a street as a licensed street.	Highway Authority consent is not required before the designation of a street as a consent street

Street Trading Licences (Street Markets)

Broadly speaking the licensing system is designed to cover street markets. It is rather complex and has been designed in an attempt to maintain a balance between the needs of stallholders who are dependent upon street trading for their livelihood and those of the Council.

Unless previously revoked or surrendered a street trading licence remains valid for a determined period not exceeding 12 months.

Street Trading Consents (Itinerant Traders)

Street trading consents provide a separate form of control than the licensing system with no rights of appeal for the trader. It is intended to cover the activities of itinerant traders ranging, for example, from the single flower seller with a basket to the ice-cream vendor or hot dog stall.

The Council may attach to a consent such conditions as they may consider reasonably necessary including conditions designed to prevent obstruction of the street or danger to persons using it or nuisance or annoyance (whether to persons using the street or otherwise).

If a street trading consent includes permission for its holder to trade in a consent street either (a) from a stationary van, cart or other vehicle or (b) from a portable stall it may be made subject to conditions as to where and the times between which or periods for which trading may take place.

A street trading consent may be granted for any period not exceeding 12 months and may be revoked at any time.

General Provisions

The holder of the street trading licence or consent may employ any other person to assist him in his trading without a further licence or consent being required subject to no such person being under 17 years of age.

A decision by the Council to designate a street is not irrevocable if one form of control or the absence of it proves inappropriate a new resolution may be made.

Designation Procedure

Before designating a street under any of the three categories mentioned notice of such intention has to be published in a local newspaper and a copy served on the Chief Officer of Police and the Highway Authority, the consent of the Highway Authority being required in the case of licensed streets. A period of not less than 28 days must be given for the submission of representations and these have to be considered by the Council before proceeding, if they think fit, to pass the proposed resolution. Public notice has also to be given of the passing of the resolution and the date specified for the coming into force of the designation must be not less than 28 days after the first publication of that notice.

Fees

The level of fees set by the District Council for the grant or renewal of a street trading licence or consent need not be restricted to the recovery of the cost of administration. The Council may set different fees relating to the duration of a licence or a consent and relating to the street and articles to be sold recognising that market forces may be taken into consideration to a certain extent in determining the different fee levels. Whilst there is no requirement to publish notice of fees payable for the issue of a licence or consent a District Council must give notice to the licence holders and publish notice of fees to be charged for the cleansing etc. of street and any variations thereof.

Offences

A person who:-

- (a) Engages in street trading in a prohibited street.
- (b) Engages in street trading in a licensed street or a consent street without being authorised to do so.
- (c) Contravenes any of the principal terms of a street trading licence.
- (d) Being authorised by a street trading consent to trade in a consent street:
 - (i) trades from a stationary van, cart, barrow or other vehicle
 - or
 - (ii) from a portable stallwithout first having been granted permission to do so.
- (e) Contravenes certain conditions shall be guilty of an offence, subject to a statutory defence.

In addition a person who, in connection with an application for a street trading licence or consent, makes a false statement which he knows to be false in any material respect or which he does not believe to be true shall also be guilty of an offence.

LICENCE\MISC\ST-GN

DOVER DISTRICT COUNCIL - PRESENT POSITION

In order to obtain the benefit of greater flexibility the District Council has designated those streets or parts thereof, together with any road, footway, beach or other area detailed in Appendix A to which the public has access without payment which is adjacent to the street or part of it.

In addition every other street adjoining any street referred to in Appendix A for a distance of 20 metres from its junction with each such designated street have also been designated as consent streets.

The Council has, on individual application, also designated additional streets as consent streets for specific dates in connection with Deal and Dover carnivals and Deal braderie.

Criteria

All applications for consent will be considered on their merits but regard will be had to the following criteria:-

- (a) In the case of persons wishing to trade on a commercial basis the goods to be sold should usually be restricted to food, beach goods and souvenirs.
- (b) Consents should not be granted when there already exists sufficient retail outlets in the area.
- (c) Consent should not be granted if there is insufficient space and undue inconvenience and interference to pedestrians or road users will be caused or where to do so would be prejudicial to highway safety.
- (d) The Council should be satisfied as to the suitability of the applicant.
- (e) That street trading should only be permitted to take place between specified hours.

Roundsman

For the purposes of exemption "Roundsman" has been defined as follows:-

A person who regularly travels a set route making deliveries to regular customers at their home.

Consent Conditions

Details of the general conditions applying to a consent are attached at Appendix B.

Fees

The Council has established the following criteria in respect of fees.

- (i) The annual fee should be such that the costs of the service are met by the users thereof.
- (ii) A daily fee is also payable in respect of one off applications.
- (iii) Local carnivals, braderies and tourism promotions - to be determined by Officer in consultation with Co-Chairmen of the Technical Services Committee.
- (iv) Registered charities - no charge.

In the event of an application being refused the whole fee is refunded and in those cases where consent is prematurely surrendered or revoked a proportion of the fee relating to the unexpired completed months is refunded upon request.

Determination of Applications

Applications must be made on the correct form (Appendix C) and be accompanied by the appropriate fee.

The Council will seek the views of the Chamber of Trade, Town Council, Local Police and any other organisation that may be deemed appropriate prior to the matter being placed before the relevant Committee of the Council. As meetings of the Committee are some weeks apart time scales should be discussed with the relevant member of staff.

Consents

Consents are issued for a maximum of 12 months and applications for renewal should be made in good time.

If you sell the business that has the benefit of a street trading consent you must notify the Council immediately. The new owner of the business must apply to the Council for consent.

A consent holder may employ other persons to assist in his trading without further consents being required.

Enforcement

The Licensing Team Leader is empowered to revoke consents in the event of a breach of conditions or institute legal proceedings against anyone trading in a designated consent street without the benefit of a valid consent.

The submission of an application for consent does not permit trading.

White Cliffs Business Park
Dover
Kent
CT16 3PJ

DOVER DISTRICT COUNCIL

DESIGNATED CONSENT STREETS

Deal

Albert Road
Alfred Square (High Street to Alfred Row)
Beach Street
Broad Street
Court Road
Cornwall Road
Deal Castle Road
Dover Road (Ripple Road to The Strand)
Duke Street (High Street to Robert Street)
Farrier Street (High Street to Middle Street)
George Alley
Gilford Road
Godwyn Road
Golf Road (Godwyn Road to Western Road)
Granville Road
Griffin Street (High Street to George Street)
Hamilton Road
High Street
Ivy Place
King Street
Kingsdown Road
London Road (Queen Street to Sholden New Road)
Manor Road
Marine Road
Marina, The
Market Street (High Street to Middle Street)
Middle Deal Road
Middle Street (King Street to Market Street
King Street to Middle Street Car Park
Broad Street in southerly direction for 20 metres
South Street in northerly direction for 20 metres)

Mill Hill
Mill Road
Mongeham Road (London Road to St Richards Road)
New Street
Oak Street (High Street to Middle Street)
Park Avenue
Park Street (High Street to eastern boundary of No. 4)
Peter Street
Prince of Wales Terrace
Promenade (From junction of The Marina/Beach Street to southern boundary of Deal Castle)
Queen Street
St George's Road (High Street to western boundary of Town Hall Car Park)
St Georges Passage
St Richards Road
Salisbury Road

Sondes Road
South Court
South Parade
South Street
Stanhope Road (High Street to eastern boundary of Astor Theatre)
Station Road (Dover Road to Court Road)
Strand, The
Union Road (High Street to western boundary wall of Union Road Car Park)
Victoria Parade
Victoria Road
Water Street (High Street to Robert Street)
Wellington Road (High Street to eastern boundary wall of No. 27)
Western Road

Dover

A20 (Eastern Dock to Court Wood Interchange)
Alkham Road (Abbey Road to London Road, Temple Ewell)
Astor Avenue
Barton Road
Beaconsfield Avenue
Beaconsfield Road
Bench Street
Biggin Street
Bridge Street
Brookfield Avenue (Whitfield Avenue to Buckland Avenue)
Buckland Avenue
Cambridge Road
Camden Crescent
Cannon Street
Castle Hill Road (Maison Dieu Road to Upper Road)
Castle Street
Chapel Lane
Charlton Green (Frith Road to Maison Dieu Road)
Cherry Tree Avenue
Chilton Way
Church Street
Coombe Valley Road
Connaught Road
Crabble Hill
Crabble Road
Dieu Stone Lane (Cannon Street to bridge over the River Dour)
Dolphin Lane
Dolphin Passage
Dolphin Place
Duoro Place
Eaton Road
Edwards Road
Effingham Crescent
Elms Vale Road (Elms Hill to Folkestone Road)
Esplanade
Fishmongers Lane
Flying Horse Lane
Folkestone Road (Little Farthingloe Farm to Priory Road)
Frith Road

Gaol Lane
High Street
Honeywood Road
King Street
Ladywell
Last Lane
Lewisham Road
London Road, Dover
London Road, River
London Road, Temple Ewell (Railway Bridge to London Road, River)
Maison Dieu Place
Maison Dieu Road
Marine Parade (Waterloo Crescent to Townwall Street)
Market Square
Market Street
Melbourne Avenue
Mill Lane
New Bridge
New Street
Park Avenue
Park Place
Pencester Road
Peter Street
Priory Hill (High Street to the western boundary of the United Reformed Church)
Priory Road
Priory Street
Queen Street
Queens Gardens
Russell Street
St James Lane
St James Street
St Mary's Passage
Snargate Street (Service Road)
Stembrook
Tavernors Lane
Tower Hamlets Road
Tower Hamlets Street
Unnamed road between Cambridge Terrace and Waterloo Crescent
Victoria Crescent
Waterloo Crescent
Wellesley Road
Whitfield Avenue
Whitfield Hill
Wood Street
Woolcomber Street
Worthington Street
York Street

NB. The promenade of Dover has been specifically excluded from consent street provisions but the prior approval of the Dover Harbour Board is required.

Sandwich

All streets within area bounded by The Butts, Millwall, Ropewalk, The River Stour and The Guestling Stream

The Ash Road (A257) (Town Wall to Sandwich Bypass)

Deal Road (Dover Road to Sandwich Bypass)

Dover Road (Town Wall to Deal Road)

Ramsgate Road (High Street to Sandwich Bypass)

Woodnesborough Road (Town Wall to Sandwich Bypass)

CCGENIST-GN

STANDARD CONDITIONS APPLICABLE TO STREET TRADING CONSENT

1. The consent is personal to the trader and is not transferable.
2. The holder may only site the permitted structure at the approved location(s).
3. A plate bearing THE NAME OF THE HOLDER AND THE NUMBER OF HIS CONSENT or a copy of the consent, shall be shown in a conspicuous plan.
4. The holder may only trade between the approved times.
5. The holder may only sell articles approved by the Council.
6. The holder shall indemnify the District Council against any claims in respect of injury damage or loss arising out of the grant of this consent (except insofar as any claim in respect of injury damage or loss is attributable to the negligence of the Council) and shall if required maintain a public liability insurance policy with a limit of indemnity of up to £5 million. The holder shall produce the certificate of insurance and any renewal thereof within 24 hours of the original expiry date.
7. The name and address of all employees shall be notified to the relevant local Police Station at least 48 hours before the commencement of the period of employment.
8. All employees must be issued with an identification/authority card.
9. No person under the age of 17 years shall engage or be employed in street trading.
10. Suitable fire extinguishers shall be provided in appropriate cases.
11. A suitable first aid box shall be provided.
12. The prior consent of the Council shall be obtained to the use of temporary electrical fittings and such fittings are to be correctly wired and powered via recognised standard electrical outlets. Electrical leads to such fittings are to be run out of reach of the public and all electrical lampholders within reach of the public shall be kept fitted with lamps or otherwise protected.
13. The holder shall take all reasonable and proper precautions for the safety of all other persons using the street(s) and to prevent danger to persons using the street(s).
14. The consent holder shall not cause any nuisance or annoyance howsoever arising to the occupiers of the adjoining properties or to any person using the said properties or adjoining streets, nor shall he cause any obstruction of the highway.
15. The consent holder shall comply with the reasonable requests of a duly authorised officer of the Council to take such action as is considered necessary to abate any nuisance or obstruction.
16. Public highways shall be maintained in a clean condition during each days trading and all rubbish and waste paper accumulated throughout the daily operation of this consent shall be removed at the end of each days trading.

17. The consent holder shall observe perform and comply with all relevant statute law, common law and bye law provisions, including Road Traffic Regulation Orders made by the Highway Authority.
18. The prior approval of the local police is needed in connection with the entry into pedestrian areas of any vehicle associated with the consent.
19. Any vehicle or stall etc. used in connection with the operation of this consent shall comply with all relevant food hygiene and health and safety legislation.
20. Any vehicle used in connection with the operation of this consent shall be properly taxed, have a valid certificate of motor insurance and, where appropriate, a valid M.O.T. Certificate.
21. The consent holders vehicle shall not wait for the purposes of loading in any residential street for a period of longer than 30 minutes in any period of 3 hours.
22. The issue of a street trading consent shall purport to grant to the holder any other licence or permission required under any other enactment or requirement.
23. A consent may be surrendered at any time.

CCGEN\ST-GN

Useful contacts:

Environmental Health Food Safety Team: 01304 872216

http://www.dover.gov.uk/environment/environmental_health/food_safety.aspx

Kent County Council Highways: 08458247800 (ask for Roadworks Team)

www.kent.gov.uk

Trading standards: <http://www.tradingstandards.gov.uk/kent/contact.htm>

For information on starting up a business: <https://www.gov.uk/>

DOVER DISTRICT COUNCIL
LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982
APPLICATION FOR STREET TRADING CONSENT

APPLICANT

SURNAME:	FRANKLIN
FIRST NAME(S) in full	GEORGE CHARLES
TRADING AS PERMANENT ADDRESS	GJS TIC BREAKFAST TAKE AWAY 86 TRINITY PLACE DEAL KENT
COUNTY	POST CODE CT14 9JG.
TELEPHONE NO:	Code () [REDACTED]
DATE OF BIRTH:	[REDACTED]

TRADING DETAILS

NAME OF STREET(S):	COURT ROAD.
DATES OF TRADING:	MONDAY — SATURDAY
BETWEEN THE TIMES:	0800 AND 1400.
DESCRIPTION OF ARTICLES TO BE SOLD:	HOT AND COLD FOOD AND DRINKS. TAKE AWAY

Is any cart, barrow, stationary van or other vehicle or portable stall to be used in connection with the trading of the above articles:		YES/NO
IF YES (i) SPECIFY TYPES:	TRAILER.	
(ii) GIVE DETAILS INCLUDING DIMENSIONS:	[REDACTED]	9ft x 6ft.
(iii) DETAIL PRECISE LOCATION REQUIRED:	LAWY COURT RD CT 14 7JQ.	



HAVE YOU SOUGHT THE ADVICE OF THE ENVIRONMENTAL HEALTH OFFICER IN RESPECT OF FOOD HYGIENE AND HEALTH AND SAFETY MATTERS

NO ~~YES/NO~~

IF YES, PLEASE ATTACH COPIES OF RELEVANT CORRESPONDENCE

HAVE YOU EVER BEEN REFUSED A STREET TRADER'S LICENCE OR CONSENT IN THIS OR ANY OTHER AREAS?

~~YES/NO~~

IF YES, PLEASE GIVE DETAILS

HAVE YOU EVER BEEN CONVICTED OF ANY OFFENCE INVOLVING DISHONESTY, VIOLENCE OR FOOD MATTERS. IF YES, PLEASE GIVE DETAILS

~~YES/NO~~

- * I DECLARE THAT I HAVE CHECKED THE INFORMATION GIVEN ON THIS APPLICATION FORM AND TO THE BEST OF MY KNOWLEDGE AND BELIEF IT IS CORRECT.
- ~ I ENCLOSE £318.00 BEING THE APPROPRIATE FEE £250.00 for renewal. IF THE APPLICATION IS APPROVED A FEE OF £202.00 BECOMES PAYABLE. (£130 FOR AN OCCASIONAL OR AN OCCASIONAL STREET MARKET IS £250.00 UP TO 25 STALLS £10 PER STALL THEREAFTER)
- ~ TWO RECENT PHOTOGRAPHS OF MYSELF (PHOTOS CAN BE TAKEN AT THE OFFICES BY PRIOR APPOINTMENT)
- ~ WRITTEN APPROVAL FROM THE OWNER OR OCCUPIER OF ANY PRIVATE LAND FORMING PART OF THE APPLICATION

Dover District Council is a data controller under General Data Protection Regulation (GDPR), your attention is drawn to our Corporate Privacy Notice available at <https://www.dover.gov.uk/privacy>. This explains how we will use and share your personal information and protect your privacy and rights.

SIGNED



DATED: 7 JUNE 20.

NOTE:

If any person makes a false statement or omits any material particular in giving the foregoing information knowingly he shall be guilty of an offence under Paragraph 10 of Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982, and shall be liable on summary conviction to a fine not exceeding four hundred pounds.

This authority is under a duty to protect the public funds it administers, and to this end may use the information you have provided on the form for the prevention and detection of fraud. It may also share this information with other bodies responsible for auditing or administering public funds for these purposes.

PROPOSED LOCATION FOR CATERING TRAILER
COURT ROAD (LAYBY) IN DEAL CT147RQ





Title: Dover District Council

Author: Dover District Council

Scale 1:1,250

Map Dated: 16/08/2023

Dover District Council
 Honeywood Close
 White Cliffs Business Park
 Whitfield
 DOVER
 CT16 3PJ



ALL FOOD IS COOKED FRESH TO ORDER THERE MAYBE A SLIGHT DELAY WHEN BUSY

RED 1 CATERING

MENU



BREAKFAST -

	ROLL	STICK
BACON	£3.40	£4.40
EGG	£2.90	£3.90
SAUSAGE	£3.40	£4.40
SAUSAGE & EGG	£3.90	£4.90
BACON & EGG	£3.90	£4.90



BREAKFAST WRAP - BACON.EGG.HASH BROWN £4.50

BREAKFAST STICK - BACON.EGG.SUSAGE.HASH BROWN £5.00

BREAKFAST BOX - (FREE CUP OF TEA)

2 BACON.EGG.SAUSAGE.TOMATOES.MUSHROOMS.HASH BROWN.BEANS £6.50

BURGERS -

1/4 POUNDER	£4.50
1/2 POUNDER	£5.50
1/4 POUNDER/CHEESE	£5.00
1/4 POUNDER/BACON/CHEESE	£5.50
NUGGET/MAYO	£4.50
VEGGIE	£4.50

CHIPS	£2.90
CHEESY CHIPS	£3.50
CHEESE/ONION CHIPS	£3.90



THE "G" BURGER - 1/2 POUNDER BACON.CHEESE.HASHBROWN £7.00

ALL BURGERS SERVED WITH LETTUCE.TOMATOES.ONIONS

BOXES -

THE LUNCH BOX - 1/4 POUNDER.6 NUGGETS.ONION RINGS.CHIPS £7.00

MEGA BOX -

1/4 POUNDER/BACON/CHEESE BURGER.9 NUGGETS.ONION RINGS
DONER MEAT.CHIPS £9.50

DONER MEAT & CHIPS £4.50

STEAK & CHIPS WITH MUSHROOMS (FRIDAYS ONLY) £7.00

SCAMPI & CHIPS (WEDNESDAY ONLY) £6.00



DRINKS -

TEA £1.30 - COFFEE £1.50 - HOT CHOCOLATE £1.60
COKE - COKE ZERO - SPRITE - FANTA (CANS) £1.40
MONSTER ENERGY £1.80 MONSTER ENERGY ZERO £1.70









From: [REDACTED]@ [REDACTED]
To: [DDC Licensing](#)
Subject: Street Trading Application - Layby Court Road Deal Letter dates 13/6/23
Date: 13 June 2023 19:04:29
Importance: High

You don't often get email from [REDACTED]@ [REDACTED] [Learn why this is important](#)

Dear Sir/Madam,

We have today received a letter from yourselves advising us of an application for street trading has been received concerning the layby Court Road Deal.

We live at Pavilion House, Court Road ie the closest house to the layby and would like to object in the strongest terms possible at this application.

We had had to endure a similar operation in the recent past and to put it frankly, not only was the operation a complete and utter nuisance to all who lived locally, it was also extremely dangerous given the position of the layby and the volume of extra cars it encouraged at a very dangerous bend at the top of Court Road.

Our objections are as follows:

1. The increased amount of litter it will generate (as the other mobile operation did) in the general area and also over the fencing onto railway land which is never cleared. This has been our experience in the past and indeed found on many occasions litter thrown over our fence into our garden.
2. The increased number of cars using the layby and therefore Court Road during the hours of operation. The road is busy enough on a normal day, especially during commuting hours and school drop off/pick up times.
The cars which cannot park within the layby therefore park along Court Road on our side of the road. It creates a traffic hazard as there is not sufficient room for two cars to pass where parked cars are along the main road and is also a bus route, making it challenging for buses to move easily up and down the road.
3. Additionally parked cars along the main road mean we are unable to see up and down the road clearly to pull out of our drive, thereby creating another hazard.
4. At the top of the road, right by the layby is a dangerous bend – you cannot see traffic coming in the opposite direction. School children use the top of Court Road to cross to get to bus stops and to schools in the area. It is already hazardous and one day there will be a completely avoidable accident. This only serves to increase the risk of such an accident taking place as cars will now be coming in both directions up and down the road plus exiting the layby.
5. This is a residential area – not a commercial area of Walmer/Deal. There is no need for a commercial food operation within the local residential area and given that such an operation has closed previously I would challenge the need for a further business to operate in the same way.
6. It creates noise and fast food smells for 6 hours a day which are simply not pleasant for the local environment and extremely unpleasant for the local residents who have to put up with it for the hours it operates.

I am very concerned indeed that once again there is the possibility of a mobile food van setting up virtually on our doorstep and in a most unsuitable place to operate safely and to not cause health and safety issues for the local residents and users of the road/pavement areas. I would think there are far more suitable areas locally with greater footfall than where is currently being suggested and I very much hope a common sense decision will be made for the safety of all concerned.

Many thanks and I look forward to receiving your response in due course.

Mrs Lynne Simmons

Home owner Pavilion House, Court Road.

Mr Richard Gresham & Mr Barry Honeycombe
Lynstead House
75 Salisbury Road
Walmer
Kent CT14 7QL
16th June 2023

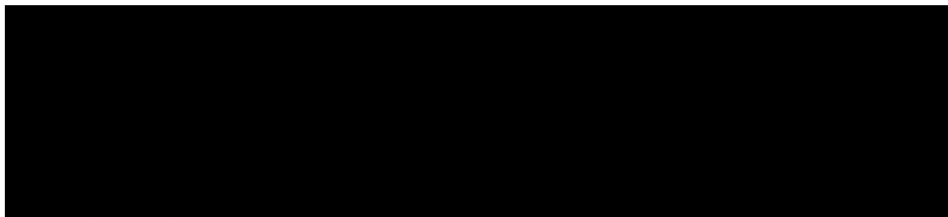
Dear Sir

With reference to the Street Trading application by
George Charles Franklin for the Lay-by, Court Road,
Deal .

There is no objection on condition that there will be no
audible noise from any generator or other device used to
power the food premises.

All rubbish will be cleared and taken away each day.

Yours faithfully

A large black rectangular redaction box covering the signature area.

Richard Gresham & Barry Honeycombe