

Public Document Pack



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12 July 2021

Dear Councillor

NOTICE IS HEREBY GIVEN THAT a meeting of the **REGULATORY COMMITTEE** will be held in the Council Chamber at these Offices on Tuesday 20 July 2021 at 10.00 am when the following business will be transacted.

Members of the public who require further information are asked to contact Jemma Duffield, Democratic Services Officer 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 horizontal line.

Chief Executive

Regulatory Committee Membership:

N J Collor (Chairman)
O C de R Richardson (Vice-Chairman)
P M Brivio
S J Jones
R S Walkden

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**

To confirm the Minutes of the meeting of the Committee held on 22 June 2021 (to follow).

PROCEDURE FOR HEARING (Pages 5 - 9)

The procedure for the Hearing is attached.

5 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 - APPLICATION FOR STREET TRADING CONSENT OUTSIDE ST GEORGE'S CHURCH, HIGH STREET, DEAL** (Pages 10 - 48)

To consider the attached report of the Licensing Manager.

6 **EXCLUSION OF THE PRESS AND PUBLIC** (Page 49)

The recommendation is attached.

MATTERS WHICH THE MANAGEMENT TEAM SUGGESTS SHOULD BE CONSIDERED IN PRIVATE AS THE REPORT CONTAINS EXEMPT INFORMATION AS DEFINED WITHIN PART 1 OF SCHEDULE 12A OF THE LOCAL GOVERNMENT ACT 1972 AS INDICATED AND IN RESPECT OF WHICH THE PROPER OFFICER CONSIDERS THAT THE PUBLIC INTEREST IN MAINTAINING THE EXEMPTION OUTWEIGHS THE PUBLIC INTEREST IN DISCLOSING THE INFORMATION

7 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 - REVIEW OF A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVER'S LICENCE** (Pages 50 - 67)

To consider the attached report of the Licensing Manager.

8 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 - REVIEW OF A JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVER'S LICENCE** (Pages 68 - 87)

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 disabled access via the Council Chamber entrance and a disabled toilet is available in the foyer. In addition, there is a PA system and hearing loop within the Council Chamber.

- 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.
- 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 Jemma Duffield, Democratic Services Officer, 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.

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.

DOVER DISTRICT COUNCIL

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

Procedure B

INTRODUCTIONS AND PRELIMINARIES		
1	Chairman	The Chairman invites all present to introduce themselves.
2	Chairman	The Chairman advises the Licence holder of the reason for the Hearing and the procedure.
3	Legal Adviser	The Licence holder 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 (where applicable)
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 licence holder or licence holder's representatives • may be questioned by the Committee • may, if necessary, be re-questioned by the Licensing Officer
6	Licence holder or Licence holder's representative	The Licence holder is asked to present his/her case and any particular issues (including whether the licence holder accepts the facts presented or wishes to correct them).
7	Licence holder or Licence holder's representative	The Licence holder or the Licence holder representative may call any witnesses (including the Licence holder 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 Licence holder or his/her 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	Licence holder or Licence holder's representative	The Licence holder or their 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 Licence holder.
14	Chairman	The decision of the Committee is given to all parties. In the event of a decision to suspend or revoke a licence, the Licence holder 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.

Subject: Local Government (Miscellaneous Provisions) Act 1982 – Application for Street Trading Consent outside St George’s Church, High Street, Deal

Meeting and Date: Regulatory Committee – 20 July 2021

Report of: Rebecca Pordage – Licensing Manager

Classification: **UNRESTRICTED**

Purpose of the report: To consider an application for a Street Trading Consent

Recommendation: That the Committee consider the report

1 Summary

1.1 Jennie Bartram has applied to the Council for permission to trade from a 2.5 x 2.5m gazebo outside St George’s Church, High Street, 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 High Street, 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 Jennie Bartram has applied to the Council for permission to trade from a gazebo in High Street, Deal.

The application is to trade from May to September each year from Wednesday to Saturday between the hours of 08:30 - 16:00 hrs.

The application is to sell seasonal fruit and vegetables.

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

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

- 2.6 Before the application was submitted, the applicant made enquiries to ascertain whether Kent Highways would object if they did apply. The Licensing Team sent an email to the Highways Authority to ask for their views and received a response as shown at **Appendix D**. The comments were taken on board by the applicant, and when they submitted their application, they avoided the area that KCC referenced in the email.
- 2.7 Following receipt of a valid application on 14 May 2021, 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, Dover Town Council, Kent Fire & Rescue, Kent Police and various internal Council departments.
- 2.8 14 representations were received during the consultation period objecting to the application.
- (1) Sarah Wellard objects on the grounds that there are sufficient existing provisions for fruit and vegetables in the vicinity and the applicant already has a premises a few metres away.
 - (2) Sandy Byrne objects on the grounds that Deal already has three other green grocers or shops selling fruit and vegetables one of which in in close proximity of the proposed stall, should the application be granted this will cause damage to existing businesses and the Saturday market which has a fruit and veg stall..
 - (3) Benoit Dezecot objects on the grounds of there are already two greengrocers and a fruit and veg stall in town. It would be a loss to the public if they were unable to use the area outside St George's Church to sit and congregate. The applicant already has a premises in the vicinity.
 - (4) Val Horsler objects on the grounds the area where the stall is to be sited is a popular gathering area with benches and a bike rack. It is an are used by the people of the town to meet, chat and generally gather, Should the stall be sited there access to the bike rack would be obstructed, there would be increased congestion and potentially endanger pedestrians passing at the side of the road. There are already sufficient grocers in the area.
 - (5) Lewis and Sarah Blackford object on the grounds that there are already a sufficient number of outlets in the area and points to DDC's guidance notes regarding that. The area is already very busy and the siting of the stall will cause increased congestion. There is an existing trader at the Saturday Market.

- (6) Peter Davies on behalf of Deal and Walmer Chamber of Commerce objects on the grounds that there are existing sufficient outlets and points to DDC's guidance notes. The stall will cause overcrowding in what is a popular meeting area. The stall may obstruct the use of the benches and bike racks.
- (7) Elizabeth Mott objects on the grounds there are sufficient existing outlets in the area. The siting of the stall will obstruct the benches and bike racks in an area where people often congregate. Customers queuing will take up space on the pavement and people may be forced to step in the road to pass by.
- (8) Barbara and Rob Smyth object on the grounds that there are sufficient existing outlets in the area. The area is already busy with people drinking coffee and older people taking rest. The siting of the stall will cause congestion in an already busy area. The food may attract pigeons.
- (9) Gregory Holyoake objects on the grounds that the benches are a place for people to socialise particularly for retired folk like him. There are already sufficient existing outlets, plus a weekly market in the car park.
- (10) Steven Ford objects on the grounds that should granted there will less space for people to gather in this already crowded area and may cause obstruction for passers-by, mobility scooter users, and those wishing to access the bike rack. There are sufficient existing outlets in the area.
- (11) Andrew Kirkwood objects on the grounds that there are sufficient existing outlets in the area. The stall will cause a disturbance for people who wish to use the bike racks and the area for recreation, it is a community area where people meet and mingle.
- (12) Jennifer Stevens objects on the grounds that there are sufficient existing outlets in the area and cites DDC's guidance notes. The area is an amenity area for people to meet. Believes granting would set a precedent for trading in a public and pedestrian area
- (13) Sharon Friend objects on the grounds that there are existing outlets in the area. The area is used as a meeting place especially for people without gardens. The application is not suitable.
- (14) Edward Barkway objects on the grounds that pedestrians will have to walk in the road and the pavements are already cluttered due to the so called café culture.

2.8 A copy 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.
- (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 – Email from Highways Authority

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)

CCGENST-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.

CCGENST-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/>

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

www.kent.gov.uk

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

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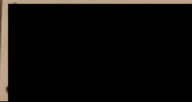
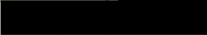
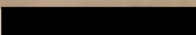

2

DOVER DISTRICT COUNCIL

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

APPLICATION FOR STREET TRADING CONSENT

APPLICANT

SURNAME:	BARTRAM		
FIRST NAME(S) <small>in full</small>	JENNIE		
TRADING AS	THE FRUIT STALL		
PERMANENT ADDRESS			
COUNTY		POST CODE	
TELEPHONE NO.			

DATE OF BIRTH: [REDACTED]

TRADING DETAILS

NAME OF STREET(S):	High st Deal outside St Georges church
DATES OF TRADING:	May to September End of September) Wednesday, Thursdays Fridays and Saturdays
BETWEEN THE TIMES:	8:30am to 4pm AND
DESCRIPTION OF ARTICLES TO BE SOLD:	SEASONAL FRUIT + veg
PERMISSION TO	Trade outside Church
	MARTIN POEZE

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 **GAZEBO**

(i) SPECIFY TYPES:

(ii) GIVE DETAILS INCLUDING DIMENSIONS: 2.5m by 2.5m

(iii) DETAIL PRECISE LOCATION REQUIRED: High street Deal
Outside of St Georges Church

(iv) REGISTRATION NO. (if appropriate): [REDACTED]

HAVE YOU SOUGHT THE ADVICE OF THE ENVIRONMENTAL YES NO HEALTH OFFICER IN RESPECT OF FOOD HYGIENE AND HEALTH AND SAFETY MATTERS

IF YES, PLEASE ATTACH COPIES OF RELEVANT CORRESPONDENCE

HAVE YOU EVER BEEN REFUSED A STREET
TRADER'S YES NO
LICENCE OR CONSENT IN THIS OR ANY
OTHER AREAS?

IF YES, PLEASE GIVE DETAILS

HAVE YOU EVER BEEN CONVICTED OF ANY
OFFENCE INVOLVING YES NO
DISHONESTY, VIOLENCE OR FOOD MATTERS.

IF YES, PLEASE
GIVE DETAILS


* 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 £302.00 BEING THE
APPROPRIATE FEE £229.00 for renewal. IF
THE APPLICATION IS APPROVED A FEE OF
£192.00 BECOMES PAYABLE. (£130 FOR AN
OCCASIONAL OR AN OCCASIONAL
STREET MARKET IS £200 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.

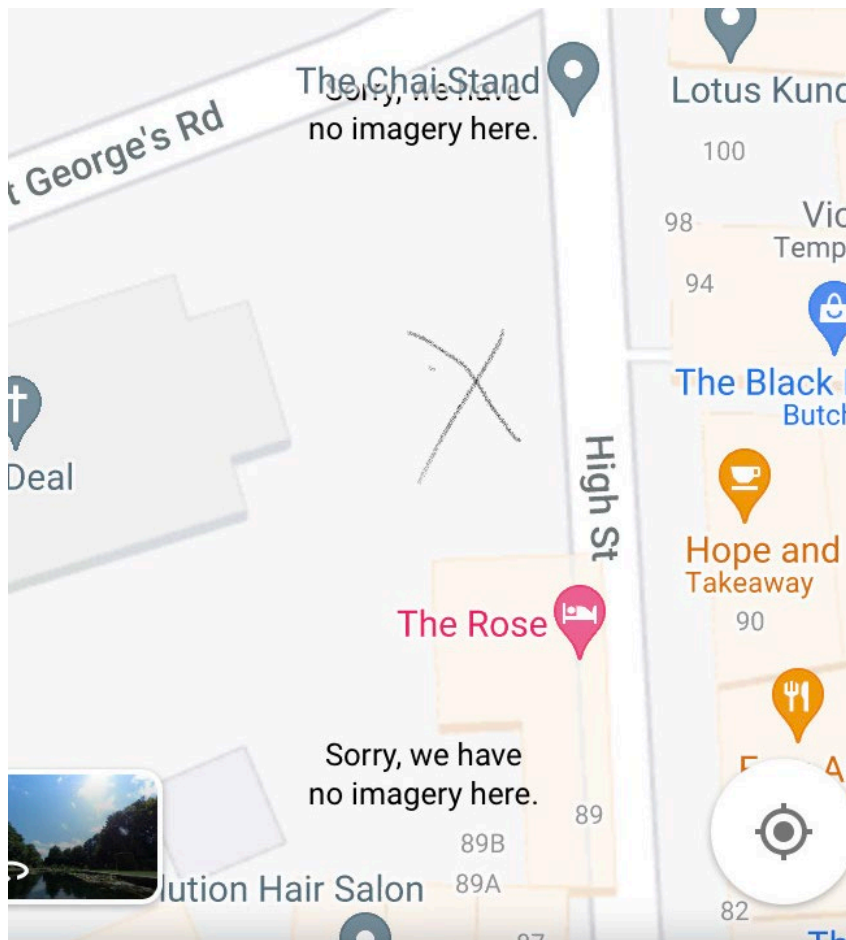
SIGNED: 

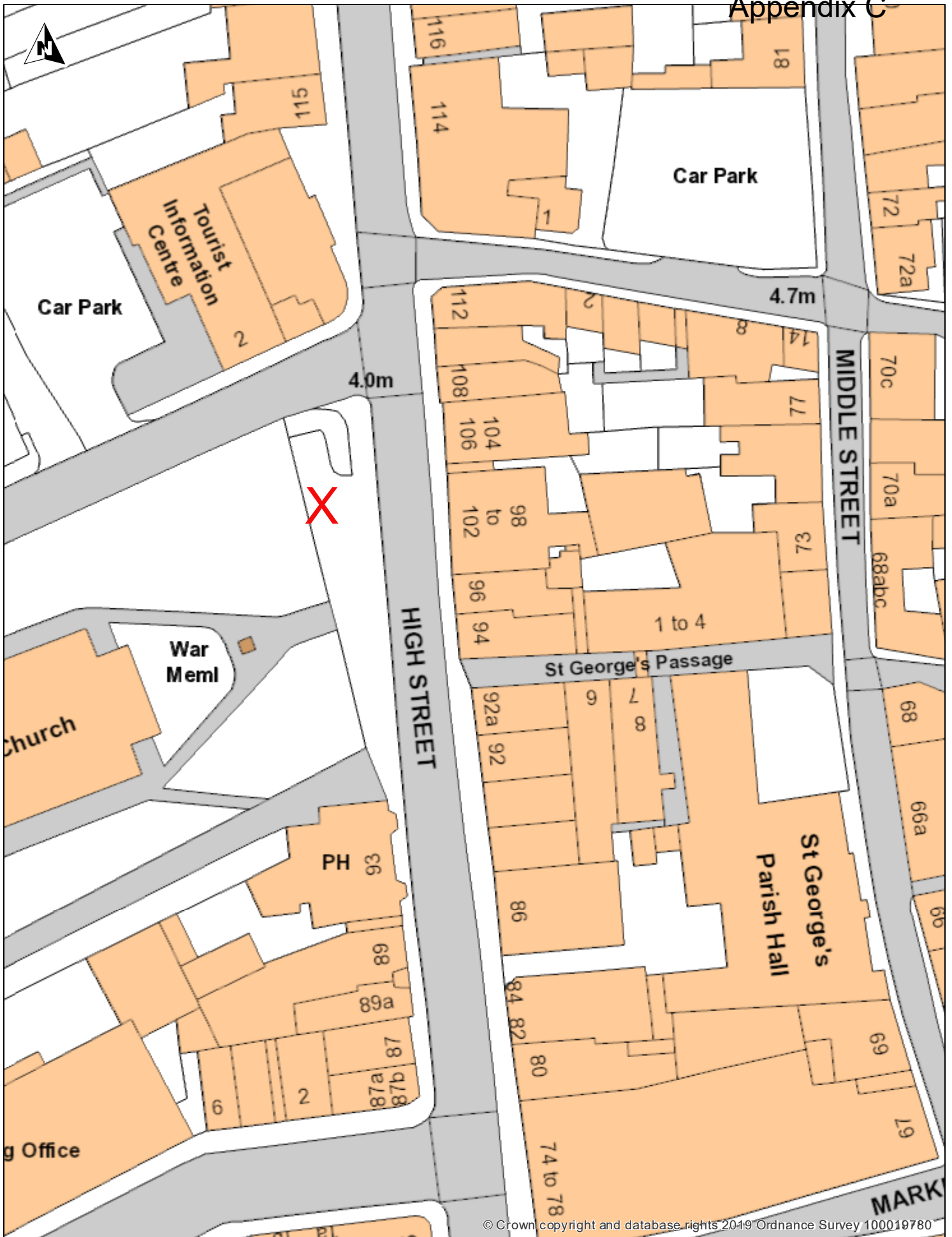
DATED: 11th May 21.

NOTE: 11th May

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





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Title: Dover District Council

Author: Dover District Council

Scale 1:500

Map Dated: 02/07/2021

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





I don't think we'd have an issue with it in principle although we'd need details of sizes and timings etc. Also we wouldn't want it positioned in the area shown red on the images you sent as that would block the bench and bike racks; we'd want it positioned somewhere in the area edged green below which may limit the size of it.

Kind regards

Steph



Stephanie Wadhams | Project Manager (EU exit) | Kent County Council | Ashford Depot, Javelin Way, Henwood Industrial Estate, Ashford, Kent, TN24 8AD

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Dover District Council is a data controller under GDPR. Our privacy notice at www.dover.gov.uk/privacy explains how we use and share personal information and protect your privacy and rights.

From: [Sarah Wellard](#)
To: [DDC Licensing](#)
Subject: Objection to application for fruit and veg stall outside St. Georges Church, Deal.
Date: 18 May 2021 13:14:36

To the licensing team

I am writing to object to the above application for street trading outside St. Georges Church on Deal High St.

I do not think this is an appropriate use of this space. There are already several fruit and vegetable shops in the very near vicinity, not to mention a stall at the market on a Saturday. I do not see the need for another fruit and veg supplier outside the church, particularly as the application has been made by a person who already has a shop premises just a few metres from the proposed site.

This area would be far nicer if it were used for locals to sit and have coffees or a glass of wine from the wine bar opposite, that has no outside space to utilize for its customers during this time of Covid awareness.

Kind regards

Sarah Wellard..

From: [sandy byrne](#)
To: [DDC Licensing](#)
Subject: Vegetable Stall in Deal High Street
Date: 20 May 2021 11:27:50

To whom it may concern

I wish to register a complaint in opposition to an application for a street trading license to sell fruit and vegetables in Deal High Street, on the pavement outside St. George's Church.

Deal already has at least three other greengrocers or shops selling fruit and vegetables. While two of these are some distance from St. George's, another is literally feet away from the stall's proposed site. Andy, the proprietor of this shop, has not been trading for very long but is an established and much loved member of the Deal community. His shop is already held in very high regard and he has the utmost respect for local suppliers, leading to the very freshest produce available with proven provenance, exactly what our High Street should be offering and undoubtedly a major contribution to the excellence of Deal's retail reputation.

If this proposed stall is given license to trade, it would cause sufficient damage to Andy's business for him probably to have to close. Also the other two greengrocers shops in the same street would suffer with a surfeit of competition. Similarly, on Saturdays at Deal Market there is a thriving veg and fruit stall which would also be affected.

I would ask that this is given very careful consideration, and that such a stall is not permitted a license for all the above reasons.

Yours sincerely
(Mrs) Sandy Byrne

From: [Benoit DEZECOT](#)
To: [DDC Licensing](#)
Subject: Objection to application for fruit and veg stall outside St George's Church Deal
Date: 21 May 2021 11:38:10

I would like to object to the above application on the grounds that we already have two greengrocers and a fruit and veg stall in town. We do not need another greengrocer stall outside the church. Also the applicant already has a shop a few metres away that she can use, as well as a stall on the seafront by Deal castle.

The area outside St George's church is a lovely area for people to sit and congregate. It would be a loss to the public if they were no longer able to use this. A far better use of this space would be to allow the bar/cafes opposite to use the space for extra seating, especially during these times of Covid awareness.

Kind Regards,
Benoit Dezecot

Get [Outlook for iOS](#)

From: [Val Horsler](#)
To: [DDC Licensing](#)
Subject: Vegetable stall in Deal High Street
Date: 23 May 2021 12:38:06

Dear Sirs

I am writing to register my strong opposition to the application for a street trading license for a stall selling fruit and vegetables outside St George's in Deal High Street.

My main concern is that the area where it is proposed that this stall should be established is a very popular gathering area, with many benches and a bike rack. It is an amenity much used by the people of the town to meet, chat, drink coffee and generally foregather. It can already become overcrowded at busy times, and a stall there would not only presumably involve the removal of some of the benches and make access to the bike rack difficult, but would add to the congestion and thus potentially endanger pedestrians passing through at the side of the road. It would, in short, remove or at least damage an amenity which the people of Deal value and enjoy.

My other concern is that there are already several outlets selling fruit and vegetables in the town: three supermarkets, three independent shops and a stall on Saturdays in the market. I cannot see the need for yet another one.

I hope you will give my concerns due consideration.

Yours faithfully
Val Horsler

Sent from my iPad

From: [lewis.blackford](#)
To: [DDC Licensing](#)
Subject: Objection to Street Trading Licence
Date: 22 May 2021 16:55:33

Dear Sir/Madam,

We understand an application has been received for a street trading licence by Jennie Bartram to sell seasonal fruit and vegetables outside St George's Church, High Street, Deal.

We would like to object on the following grounds:

- According to your own criteria 'consents should not be granted when there already exists sufficient retail outlets in the area'. By our reckoning there are already at least 6 such outlets in the town centre (Bartlett & White, Prentice, a new independent greengrocer at 119 High Street, Aldi & Sainsbury's, Iceland). Further afield, there is Eva's on The Strand, plus 2 Coops and a Tesco Metro. There is also a fruit and vegetable stall at the Saturday market. I cannot see the need for any further provision
- Again, according to your own criteria: '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'. The area outside St George's Church is one where people congregate on and around the benches, making it an already very busy area, often to the detriment of passersby. I am rather incredulous that someone sees this area as suitable as a retail space. It is one thing to have a once yearly stand for the British Legion's Poppy Appeal, or occasional live music, but quite another to have a regular market trader stall which will, no doubt, cause increased congestion in the area.
- If this licence is granted, it will surely set a precedent for other retail outlets to set up stalls in the area.
- It seems to me that the stallholder will have a very unfair advantage over their competition, who all, I am sure, will have far higher rents and outgoings. This, surely, is unfair competition.
- With the present Covid social distancing guidelines in place, an outside stall will have a definite advantage regarding the amount of customers it can serve at any one time. This seems unfair to existing shops who have to limit the number of customer they can admit at any one time.
- There is already a Saturday market. If this trader wishes to have a stall it would be more appropriate to sell their produce there, although again, it isn't needed as there is already a fruit & veg stall!

With kind regards,

Lewis & Sarah Blackford


From: [Peter Davies](#)
To: [DDC Licensing](#)
Subject: Re: Street Trading - Outside St Georges Church, High Street, Deal
Date: 24 May 2021 17:42:07
Attachments: [image002.jpg](#)
[image004.png](#)
[image005.jpg](#)
[image011.jpg](#)

Hello there

Further to the e-mail from Laila Summers we would like to say that we do not support this application on the following grounds:

- On your own Street Trading Guidance Notes, page 6 section Heading Criteria, Item b) Consents should not be granted when there already exists sufficient retail outlets in the area, there is a business at 119 High Street, Deal, Kent CT14 6BB recently opened called Merchants of relish that sells Fruit and vegetables as well as the Market Stalls on a Saturday and two other Fruit and Veg shops towards South Street end of town, all of these business pay rent and rates and staffing costs to exist.
- The stall will be right in the middle of a common meeting area for people that is space well needed currently when considering current Covid regulations.
- The stall may block or certainly hide a bench and the bicycle racks to the left of the stall

I trust you can acknowledge receipt of our reply so that we I can inform our committee at our next meeting.

Kind regards

Peter Davies
Secretary

Chamber

[Redacted]

[Redacted]

[Redacted]

From: [Liz Mott](#)
To: [DDC Licensing](#)
Subject: Jennie Bartram Street Trading application: Fruit & Veg stall outside St George's Church, Deal
Date: 01 June 2021 20:26:46

Good evening,

I write to express my concerns with regard to the application made by Jennie Bartram to set up a fruit and veg stall on the pavement outside St George's Church in Deal High Street from Wednesdays to Saturdays, 08.30 to 16.00 from May to September.

Firstly I cannot see that there is a need in Deal to have yet another outlet selling fruit and veg. We are already more than amply served in the town by 3 independent stores: Two in the pedestrianised area and one further along the high street quite close to where the above stall is proposed.

There are also 3 supermarkets and a very good Saturday market fruit and veg stall as well as a mobile van parked at the weekends on the Deal side of Walmer Green which I understand belongs to the person making this application. I think this would be overkill.

More to the point I understand the stall is proposed to measure 2.5 metres square and the location is close to the bike racks to the right of the churchyard entrance. This is going to interfere with access to the bike racks and to the bench and walls where the towns people congregate and meet for take away coffees. In addition there will possibly be clusters of people or a queue forming which will take up much of the pavement space and I fear that people may be forced to step into the road to pass by. So it would be dangerous to have a stall there.

Occasionally we have small charity tables selling poppies and such like but they are temporary and take up much less space so do not cause any problem for passing pedestrians.

I think the whole proposal is ill advised and I wish to express my strong opposition to it being granted.

Yours sincerely,

Elizabeth Mott

A large black rectangular redaction box covering the signature area.

From: [REDACTED]
To: [DDC Licensing](#)
Subject: Street Trading Consent
Date: 03 June 2021 15:33:12

With reference to the application for a seasonal Fruit & Veg stall in front of St George's Church.

We are writing to object to the above application on the following grounds:-

1. Deal already has a wonderful selection of Fruit & Veg shops, one being only a few yards away from the proposed stall, selling a diverse range of produce.
2. Putting a stall there would set a precedent which is not good for the town. We already have an historic Saturday market with a fruit and veg stall. Due to the pandemic they have had restricted selling and deserve an opportunity to make this up.
3. The proposed area in front of the church is already busy with people drinking take out coffee etc on the benches, older members of the town taking a rest, bike racks and the benches. Any further use of this space would add to this congestion. Also there are a lot of pigeons and extra food would not be helpful.
4. Lastly many of the produce shops have stayed open and traded in difficult circumstances and deserve and need our support. A temporary stall is not what we need or want.

Yours faithfully
Barbara & Rob Smyth

From: [REDACTED]
To: [DDC Licensing](#)
Subject: Objection to fruit and vegetable stall at St George's Church, Deal
Date: 04 June 2021 14:13:26

Fruit and Vegetable stall outside St George's Church, Deal.

The small concourse outside St George's Church, Deal, gives such delight to retired folk like me. The benches allow us to socialise - at present at a safe distance - and while conversing we can take pleasure in the flower gardens at the front of the church and the colourful flower bed to the side.

Bit dismayed, then, when someone sees this as the ideal place for making a profit!

There are plenty of fruit and veg shops run by local folk nearby plus a weekly market in the car park, easily accessible when the road is closed to traffic.

Why despoil this site and cause disruption to the pleasure it gives to elderly local folk?

No, Jennie Bertram, we don't encourage your selfish trading project in Deal.

Gregory Holyoake (Deal's historian)

[REDACTED]

[REDACTED]

From: [Steve Ford](#)
To: [DDC Licensing](#)
Subject: Objection to street trading licence, High St Deal, adjacent to St Georges Church
Date: 07 June 2021 17:03:09

As a resident of [REDACTED] Union Road Deal, [REDACTED]

I formally object to the street trading licence, as it will cause loss of amenity due to space for people to gather and will inconvenience and interference to pedestrians, From the gathering and trading of the pitch, this is already a crowded area with mobility scooters having difficulty to pass due to groups of people chatting and going about their normal business.

There are cycle racks, and seating which will be interrupted by this trading.

There is also sufficient retail outlets, within a short distance, making this unnecessary and taking trade from them who contribute to the community by being available throughout the year on a regular basis.

Regards
Steven Ford

From: [andrew.kirkwood](#)
To: [DDC Licensing](#)
Subject: Street trading license application for outside St. Georges Church, High St, Deal
Date: 09 June 2021 14:49:42

I wish to object to the Street trading license application for a stall to trade on the high street Deal, outside St. Georges Church to sell fruit and vegetables.

The Dover District Council Street Trading Notes are very clear in their criteria section that Consents should **not be granted** when there already exists sufficient retail outlets in the area and when there is insufficient space and undue inconvenience to pedestrians.

Deal already has 3 independent fruit and vegs shops on the High Street, 3 supermarkets and very recently a fruit and veg stall has been granted a license to trade on Marine Rd .

The proposed site is a community area where people meet and mingle and also one of the few areas in the high street where you can park a bike. The erection of a 2.5 square metre gazebo would clearly cause disturbance for people who wish to use the bike racks and for those who chose to use the area for recreation.

Andrew Kirkwood



Application for

Street Trading Consent-Outside St. George's Church, High Street, Deal

My objections to the consent of the above are as follows;

1 The application of the above challenges the Criteria set by Dover District Council in the document 'Street Trading Guidance Notes'(page 6, (b)

'(b) Consents should not be granted when there already exist sufficient retail outlets in the area'

In the area in question there are already fruit and vegetable stores including long established fruit and vegetable retailers, eg Bartlett and White, Prentis and Iceland, as well as the additional food and provision outlets in the pedestrian area of the High Street.

Opposite the St. George's site is a florist Merrygardens. Other food outlets nearby include Jenkins, fishmongers, No Name French delicatessen, Filbert's English delicatessen, Rook's butcher and a bakery.

2 The area in question is an amenity area for all members of the public to meet outside, including families, and those who are physically challenged. The area provides a safe meeting place during the present Covid restrictions.

There is not the space for a market stall and subsequent increase of persons on this site. Ref 'Criteria set by Dover District Council in the document 'Street Trading Guidance Notes'(page 6, (c)'

3 Deal has a popular Market in a designated area . Granting consent for a trading stall in a public pedestrian and amenity area would set an unwelcome precedent.

Jennifer Stevens

[REDACTED]

[REDACTED]

From: [Sharon Friend](#)
To: [DDC Licensing](#)
Subject: Street trading/ Jennie Barttam
Date: 10 June 2021 22:00:07

To whom it may concern,

I am wringing to oppose this planning application on these grounds, why a street stall when she has been selling fruit a d vegetables from her shop all through lockdown in St. George's passage in deal just over the road , it's not fair to other fruit a d vegetable shops further along the high street , are we having street markets now ? That area has been a pleasurable place for many who do not have gardens , I understand the wine shop wanted tables well to agree to a fruit stall is surely showing some favouritism!! Are the cycle ramps being moved ? That's not to mention that. Lot of traffic moves along there are you shutting the road!! It's not suitable and nor should it be granted !! With regards Sharon friend
Sent from my iPhone

From: [Edward Barkway](#)
To: [DDC Licensing](#)
Subject: Street Trading Consent - Outside St Georges Church, High Street, Deal
Date: 10 June 2021 22:00:03

I object to the above, the towns pavements are already cluttered up with so called "Café Culture" pavements are designed for the safe passage of pedestrians NOT chairs and tables, A boards, street stalls or indeed cyclists.

Soon pedestrians will have to walk in the road, this is nothing more than the thin edge of the wedge to ban cars from Deal High St 24 x7 days, the general public are not as stupid as think!

There is enough yob'ism in Deal without you consenting to any more!

Edward Barkway



DOVER DISTRICT COUNCIL

REGULATORY COMMITTEE – 20 JULY 2021

EXCLUSION OF THE PRESS AND PUBLIC

Recommendation

That, under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the remainder of the business on the grounds that the items to be considered involve the likely disclosure of exempt information as defined in the paragraph of Part I of Schedule 12A of the Act set out below:

<u>Item Report</u>	<u>Paragraph Exempt</u>	<u>Reason</u>
7. Local Government (Miscellaneous Provisions) Act 1976 – Review of a Joint Hackney Carriage/Private Hire Driver’s Licence	1	Information relating to an individual
8. Local Government (Miscellaneous Provisions) Act 1976 – Review of a Joint Hackney/Private Hire Driver’s Licence	1	Information relating to an individual

By virtue of paragraph(s) 1 of Part 1 of Schedule 12A
of the Local Government Act 1972.

Agenda Item No 7

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