

**Date:** Tuesday 16 July 2024 at 1.00 pm

**Venue:** Jim Cooke Conference Suite, Stockton Central Library, The Square, Stockton-on-Tees, TS18 1TU

**Cllr Eileen Johnson (Chair)**  
**Cllr Mick Moore (Vice-Chair)**

Cllr Marc Besford  
Cllr Robert Cook  
Cllr Clare Gamble  
Cllr Mrs Ann McCoy  
Cllr Andrew Sherris  
Cllr Marilyn Surtees

Cllr Diane Clarke OBE  
Cllr Jason French  
Cllr Elsi Hampton  
Cllr Susan Scott  
Cllr Hugo Stratton  
Cllr Hilary Vickers

## **AGENDA**

- |          |   |                   |
|----------|---|-------------------|
| <b>1</b> | <b>Evacuation Procedure</b>                                       | (Pages 7 - 8)     |
| <b>2</b> | <b>Apologies for Absence</b>                                      |                   |
| <b>3</b> | <b>Declarations of Interest</b>                                   |                   |
| <b>4</b> | <b>CONSENT STREET TRADING (CST) RESOLUTION</b>                    | (Pages 9 - 16)    |
| <b>5</b> | <b>Exclusion of the Public</b>                                    |                   |
| <b>6</b> | <b>Combined Hackney Carriage and Private Hire Driver – 000879</b> | (Pages 17 - 82)   |
| <b>7</b> | <b>Private Hire Driver Application – 157225</b>                   | (Pages 83 - 110)  |
| <b>8</b> | <b>Private Hire Driver Application - 156923</b>                   | (Pages 111 - 134) |

**Members of the Public - Rights to Attend Meeting**

With the exception of any item identified above as containing exempt or confidential information under the Local Government Act 1972 Section 100A(4), members of the public are entitled to attend this meeting and/or have access to the agenda papers.

Persons wishing to obtain any further information on this meeting, including the opportunities available for any member of the public to speak at the meeting; or for details of access to the meeting for disabled people, please

Contact: Sarah Whaley on email [sarah.whaley@stockton.gov.uk](mailto:sarah.whaley@stockton.gov.uk)

**KEY - Declarable interests are:-**

- Disclosable Pecuniary Interests (DPI's)
- Other Registerable Interests (ORI's)
- Non Registerable Interests (NRI's)

**Members – Declaration of Interest Guidance**



**Table 1 - Disclosable Pecuniary Interests**

Subject	Description
<b>Employment, office, trade, profession or vocation</b>	Any employment, office, trade, profession or vocation carried on for profit or gain
<b>Sponsorship</b>	Any payment or provision of any other financial benefit (other than from the council) made to the councillor during the previous 12-month period for expenses incurred by him/her in carrying out his/her duties as a councillor, or towards his/her election expenses. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.
<b>Contracts</b>	Any contract made between the councillor or his/her spouse or civil partner or the person with whom the councillor is living as if they were spouses/civil partners (or a firm in which such person is a partner, or an incorporated body of which such person is a director* or a body that such person has a beneficial interest in the securities of*) and the council — (a) under which goods or services are to be provided or works are to be executed; and (b) which has not been fully discharged.
<b>Land and property</b>	Any beneficial interest in land which is within the area of the council. 'Land' excludes an easement, servitude, interest or right in or over land which does not give the councillor or his/her spouse or civil partner or the person with whom the councillor is living as if they were spouses/ civil partners (alone or jointly with another) a right to occupy or to receive income.
<b>Licences</b>	Any licence (alone or jointly with others) to occupy land in the area of the council for a month or longer.
<b>Corporate tenancies</b>	Any tenancy where (to the councillor's knowledge)— (a) the landlord is the council; and (b) the tenant is a body that the councillor, or his/her spouse or civil partner or the person with whom the councillor is living as if they were spouses/ civil partners is a partner of or a director* of or has a beneficial interest in the securities* of.
<b>Securities</b>	Any beneficial interest in securities* of a body where— (a) that body (to the councillor's knowledge) has a place of business or land in the area of the council; and (b) either— (i) the total nominal value of the securities* exceeds £25,000 or one hundredth of the total issued share capital of that body; or (ii) if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which the councillor, or his/ her spouse or civil partner or the person with whom the councillor is living as if they were spouses/civil partners have a beneficial interest exceeds one hundredth of the total issued share capital of that class.

\* 'director' includes a member of the committee of management of an industrial and provident society.

\* 'securities' means shares, debentures, debenture stock, loan stock, bonds, units of a collective investment scheme within the meaning of the Financial Services and Markets Act 2000 and other securities of any description, other than money deposited with a building society.

## Table 2 – Other Registerable Interest

You must register as an Other Registrable Interest:

- a) any unpaid directorships
- b) any body of which you are a member or are in a position of general control or management and to which you are nominated or appointed by your authority
- c) any body
  - (i) exercising functions of a public nature
  - (ii) directed to charitable purposes or
  - (iii) one of whose principal purposes includes the influence of public opinion or policy (including any political party or trade union) of which you are a member or in a position of general control or management

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## **Jim Cooke Conference Suite, Stockton Central Library** **Evacuation Procedure & Housekeeping**

If the fire or bomb alarm should sound please exit by the nearest emergency exit. The Fire alarm is a continuous ring and the Bomb alarm is the same as the fire alarm however it is an intermittent ring.

If the Fire Alarm rings exit through the nearest available emergency exit and form up in Municipal Buildings Car Park.

The assembly point for everyone if the Bomb alarm is sounded is the car park at the rear of Splash on Church Road.

The emergency exits are located via the doors between the 2 projector screens. The key coded emergency exit door will automatically disengage when the alarm sounds.

The Toilets are located on the Ground floor corridor of Municipal Buildings next to the emergency exit. Both the ladies and gents toilets are located on the right hand side.

### **Microphones**

During the meeting, members of the Committee, and officers in attendance, will have access to a microphone. Please use the microphones, when directed to speak by the Chair, to ensure you are heard by the Committee.

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**REPORT TO  
GENERAL  
LICENSING  
COMMITTEE**

16 July 2024

**REPORT OF  
ASSISTANT  
DIRECTOR OF  
REGULATED  
SERVICES AND  
TRANSFORMATION**

## **CONSENT STREET TRADING (CST) RESOLUTION**

### **SUMMARY**

This report addresses the motion submitted by Councillor Ted Strike at the Council meeting on 29 May 2024, concerning the resolution agreed under the Local Government Miscellaneous Provisions Act 1982 which designated the whole Borough as a consent area for the purposes of street trading. This motion has been automatically referred to the General Licensing Committee for comments.

### **THE MOTION**

The motion submitted to the Council reads:

*"Whilst we recognise the need to update the regulations on the "Consent Street Trading Policy" the current rules are penalising craft stalls, Farmers markets and community events, something I am sure was never intended.*

*That Council, at the earliest opportunity amend the current rules to exclude all community events and Farmers Markets from these charges. These include, but are not limited to:*

*Ingleby Barwick Family Fun Weekend  
Ingleby Barwick Community Market  
Ingleby Barwick Light Switch on  
The Thornaby Show  
The Billingham Show  
The Festival of Thrift  
Northern Dales Farmers Markets  
Norton Green Market"*

### **RECOMMENDATIONS**

1. That Members comments are received.

### **DETAIL**

1. Following a statutory consultation process, under Paragraph 2(1) of Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982, the Council has agreed to designate the whole Borough as a consent area for the purposes of street trading. A notice of the final resolution was published in a local newspaper and on the Council website advertising the decision, and

confirming the CST resolution came into force on 1 March 2024. A time line of the full process is attached at Appendix 1.

2. For clarification following the statutory public consultation and in response to concerns around fundraising several changes were made to the procedural guidance. A copy of the procedural guidance used in this licensing regime can be found at [www.stockton.gov.uk/street-trading-consent](http://www.stockton.gov.uk/street-trading-consent)
3. To date several CST applications and enquiries have been received and are detailed at Appendix 2.

**Assistant Director Regulatory Services and Transformation:** Marc Stephenson

**Contact Officer:** Leanne Maloney-Kelly

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### **Financial Implications**

Fee setting is delegated to officers under the Councils constitution. The cost of administering the consent street trading scheme can be recovered through street trading fees, which are set locally and reviewed annually. The fees must be set at a level to recover the cost of the scheme and can take into account the location, the duration of the consent, trading hours, and the articles to be sold.

### **Environmental Implications**

Through the maintenance of a strategic licensing policy there will be opportunities to further improve the environment, to the benefit of all.

### **Legal Implications**

Stockton Borough Council has designated the whole of the Borough as a consent area in accordance with the powers granted in Section 3 and Schedule 4 of the LG(MP) Act 1982.

### **Community Safety Implications**

The administration and enforcement of the licensing regime should assist in reducing crime and disorder.

### **Human Rights Implications**

Consideration must be given.

### **Background Papers**

Appendices and Meeting Minutes

### **Ward**

All Wards

## **Appendix 1**

### **Time Line of Adoption of the Consent Street Trading Resolution**

#### **24/05/22 – General Licensing Committee - Ref GLC/25/23**

The draft resolution was presented to the General Licensing Committee who agreed in accordance with Paragraph 2(1) of Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982, to a public consultation (minimum 28 days) be undertaken on the draft resolution to designate the whole Borough as a consent area for the purposes of street trading [www.moderngov.stockton.gov.uk/Data/General%20Licensing%20Committee/202205241000/Agenda/\\$GLCMIN29.rtf.pdf](http://www.moderngov.stockton.gov.uk/Data/General%20Licensing%20Committee/202205241000/Agenda/$GLCMIN29.rtf.pdf)

#### **01/06/22 – Informal Consultation**

Period of informal consultation, evidence gathering and drafting procedural guidance.

#### **11/07/23 – Statutory Consultation Notice**

Council published a notice of the intention to pass the resolution in a local newspaper. The notice give a date for representations concerning the resolution (must be minimum of 28 days).

#### **11/07/23 – Statutory Consultees**

Notice of the resolution served on the chief officer for police for the area and on the highway authority (sent by letter and email) The notice gives a date for representations concerning the resolution (must be minimum of 28 days).

#### **11/07/23 – 03/09/23– Statutory Consultation**

Start of the formal public statutory consultation, statutory consultees public, policy, highways) in addition consultation promoted though:

- Online consultation form
- Library notices
- My Stockton
- Internal comms
- All food traders registered with SBC

#### **27/07/2023 – Member Consultation Email**

Email to all member comments on public consultation, response needed by 3/09/2023.

#### **14/11/2023 – General Licensing Committee: Ref GLC/25/23**

The resolution was presented to the General Licensing Committee for comment. This report includes all responses to the public consultation and detailed the changes made to the procedural guidance following consultation comments. No additional changes needed and agreed next steps.

[www.moderngov.stockton.gov.uk/ieListDocuments.aspx?CId=1145&MId=4250&Ver=4](http://www.moderngov.stockton.gov.uk/ieListDocuments.aspx?CId=1145&MId=4250&Ver=4)

#### **18/11/24 – Cabinet Meeting: CAB/66/23**

The resolution was resented to Cabinet for comment. No additional changes needed and agreed next steps.

[www.moderngov.stockton.gov.uk/mgAi.aspx?ID=2505](http://www.moderngov.stockton.gov.uk/mgAi.aspx?ID=2505)

#### **24/01/2024 – Council Meeting**

The resolution was presented to the Council who agreed the resolution in accordance with Paragraph 2(1) of Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982 following public consultation to designate the whole Borough as a consent area for the purposes of street trading.

[www.moderngov.stockton.gov.uk/ieListDocuments.aspx?CId=1137&MId=1319&Ver=4](http://www.moderngov.stockton.gov.uk/ieListDocuments.aspx?CId=1137&MId=1319&Ver=4)

**31/01/2024 – Statutory notice**

Further notice in the paper confirming the adoption of the resolution and giving a lead in time of 28 days.

**07/02/2024 – Second statutory notice**

Further notice in the paper confirming the adoption of the resolution and giving a lead in time of 28 days.

**1/03/2024 – Implementation of Resolution**

Details of applications processed and advice give so far attached as Appendix 3.

Applicant	Event Details	Type of Consent (CST)	Additional Officer Notes
RD Hope & Union  9-10 Silver Court, Silver Street	4 May 2024 12.00 – 23.30  Alternative Day Market with Street Food & Music	Temporary CST for up to 20 traders	A discussion was held with applicant regarding the application process and the consultation. Discussion with consultees prior to submission, discussed how this process is intended to be more streamline, like the pavement licences, where the applicant makes the application to one department and then the rest of the work is at our end. However, if the land if private land then the applicant needs to evidence, they have permission for this use and this was confirmed by applicant that the car park to be used had permission. Advised on the tight timescales due to the late application. Officers checked the event plan and discussed with the event manager the need for the application to be in as soon as possible. Following the pre application work and the short time turnaround required the applicant provided a thank you highlight the great work the Licensing team do generally in support of licenced premises but also how fast the team respond to him and also all the advice and support he receives on a regular basis. He wanted to extend his thank you to you and everyone else who do a great job.
HD  Norton Green Market, Red House Junior Playground	11 May 2024 09.00 – 14.00  Community Market	Temporary CST for up to 20 traders	Worked with applicant prior to consultation, during her first application guided her as to what is required and supported her questions. Had a meeting before her first application to ensure she was happy with the process and had everything needed. Provided a list of traders determined 1 stall was a service/charity /fundraising and therefore not a commercial trader and did not count in the trader numbers, approved consent for up to 20 traders. Thank you received
CB c/o FoRP  Ropner Park, Hartburn Lane	02 June 2024 12:00 – 17.00  EID Fusion Festival	Temporary CST for up to 49 traders	Discussions with applicant in relation to what traders would and would not come under the requirements for the CST. Applicant provided a detailed list of 52 traders. Officers worked though the list of 52 traders to confirm services/charity /fundraising and therefore not a commercial trader. Identified 24 commercial traders to be included in the consent and therefore a Category 2 – 21-49 traders were applied for and approved. Thank you for help received.
HC Norton Green Market, Red House Junior Playground	8 June 2024 09.00 – 14.00  Community Market	Temporary CST for up to 20 traders	Further help regarding timescales.
RB (SBC)  Car Park, High Street, Stockton	15 June 2024 09:30 – 15.00  SBC Environment Market	Temporary CST for up to 20 traders	Pre meet with applicant to discuss the event and what may be needed for the CST. Confirmed there would be commercial traders present and therefore a CST would be needed, confirmed there would be up to 3 commercial traders attending and therefore a Category 1 – up to 20 traders, would be required.

MG Marrick Road / Grinton Road, Hartburn	21 - 23 June 2024 17.00 – 20.00 12.00 – 20.00 09:00 – 12.00  Wood Fired Pizzas Van	Temporary CST for up to 20 traders	Phone call before application to discuss annual consent. Advised would like it at Preston park. Contacted Landowner who said currently permission would not be granted. Discussed temp consents for trader to ascertain where may be a better option. On going work regarding locations.
MG Curb side, Lockheed Close, Preston Farm	26 - 28 June 2024 09:00 – 14.30  Wood Fired Pizzas Van	Temporary CST for up to 20 traders	Phone call before application to discuss annual consent. Advised would like it at Preston park. Contacted Landowner who said currently permission would not be granted. Discussed temp consents for trader to ascertain where may be a better option. On going work regarding locations.
HD Norton Green Market, Red House Junior Playground	13 July 2024 09.00 – 14.00  Community Market	Temporary CST for up to 20 traders	Application submitted, 18.06.24 and consultation closure 02.07.24 - approved
CB c/o FoRP  Ropner Park	14 July 2024 11.00 – 16.00  Picnic in the Park with commercial Traders	Temporary CST for up to 20 traders	Application submitted, 20.06.24 and consultation closure 04.07.24 - Approved
MG Marrick Road / Grinton Road, Hartburn	18 - 20 July 2024 17.00 – 20.00 17.00 – 20.00 17:00 – 20.00  Wood Fired Pizzas Van	Temporary CST for up to 20 traders	Trader has been in location before following positive response applied again - -consultation close 12/07/24 On going work regarding future locations.

AB SBC  High Street / Riverside SIRF	02 – 02 Aug 2024  Community Festival with commercial traders	Temporary CST for up to 20 traders	Discussion on locations and numbers of traders for the festival – Consultation Closure 18/07/24
DS  John Whitehead Park	7 & 8 <sup>th</sup> September 2024  Billingham Show	Temporary CST for up to 49 traders	Phone call with organiser confirmed there are two marquees -one with commercial and one with organisation offering advice. The commercial numbers are expected to be 42, explained services e.g. face painting and basket weaving should not be included in commercial traders, organiser grateful for the clarity and support. Email sent with links to website and contact details if needs anything further before ISAG meeting in July – Consultation closes 18/07/2024
PD Thornaby Town Council  Harold Wilson Ground	01 Sept 2024  Thornaby Show	Advice Stage	Discussions with organiser and a meeting in relation to what traders would and would not come under the requirements for the CST, provided a detailed list of 35 traders. Officers worked through the list to confirm those that were services/charity/fundraising, identified 21 Commercial Street Traders to be included in the consent and therefore a Category 2 – 21-49 traders would be needed. Application to follow.
ASP  John Whitehead Park	21 & 22 Sept 10.30 – 17.00  Festival of Thrift	Advice Stage	Meetings with the organiser about the new CST and the requirement that any commercial traders will fall under this and there are different categories. Ongoing meetings about the festival and will touch base during these for more detail on attendees and therefore more specific advice on category for CST. Application to follow
CR  Various	TBC	Advice	Contact from Economic Development Support Officer , advice on CST and business start ups.

**Comments**

Training to Cllrs	20.04.24	Officers hosted an online drop in session for members to attend an online training session with presentation for members
Training to events team	22.05.24	Officers hosted a training session for Event team with presentation

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# Agenda Item 6

By virtue of paragraph(s) 1,2 of Part 1 of Schedule 12A  
of the Local Government Act 1972.

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# Agenda Item 7

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# Agenda Item 8

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