

**BRISTOL CITY COUNCIL  
PUBLIC SAFETY AND PROTECTION COMMITTEE  
21 April 2015**

**Application for the Grant of Street Trading Consent at Corner of  
Third Way and Avonmouth Way, Avonmouth, Bristol  
Applicant: Mr Glenroy Campbell  
Proposed trading name: Caribbean Jerk**

Report of the Service Manager – Regulatory Services

**Purpose of Report**

To determine an application for the grant of a Street Trading Consent at the following location: Corner of Third Way and Avonmouth Way, Avonmouth, Bristol

**Background**

1. With effect from 1 May 2009 the above location is designated as a consent street for the purpose of street trading legislation. Any street trading at that location other than under a street trading consent issued by the Council would constitute a criminal offence.
2. General conditions which would be attached to a licence/consent if granted are at Appendix A
3. On 5 December 2014 Mr Glenroy Campbell applied for a street trading consent which, if granted, would enable the applicant to trade lawfully at the above location. The applicant has applied to sell the following goods:

Caribbean style hot food

During the hours of 0700 and 1900  
From Monday to Saturday

4. Photographs of the unit and the proposed trading site are attached at Appendix B and a site location plan at Appendix C.

## **Consultation**

In line with the Council's policy consultation has taken place with the following interested parties:-

Local Residents  
Local businesses  
Bristol City Council – Highways officer  
Bristol City Council – Planning Team  
Bristol City Council – Food Safety Team  
Bristol City Council – Pollution Control Team  
Bristol City Council – Councillor  
Avon and Somerset Police

The land from which Mr Campbell wishes to trade falls under the purview of Bristol City Council's Property Management department. As such this also formed part of the consultation. Their response is included below

## **7. Consultation Responses**

The following responses have been received.

Appendix D - Bristol City Council Property Management  
Appendix E - Residents and businesses

8. Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982 deals with street trading consents. Subject to certain exemptions that do not apply to this application, Paragraph 7 enables the council to grant a licence if they think fit. The council may attach such conditions as they consider necessary, which may include among other things conditions to prevent obstruction of the street or danger to persons using it, nuisance or annoyance etc. Consent may include permission for its holder to trade in a consent street from to trade from a stationery van, car, barrow or other vehicle, or from a portable stall. Unless such permission is included the act prohibits a consent holder trading from a van or other vehicle or from a stall, barrow or cart.

If such a permission is included then the council may include conditions

(a) as to where the holder of the street trading consent may trade by virtue of the permission; and

(b) as to the times between which or periods for which he may so trade.

A street trading consent may be granted for any period not exceeding 12 months but may be revoked at any time. The holder of a street trading consent may at any time surrender his consent to the council and it shall then cease to be valid.

9. Mr Glenroy Campbell has been provided with a copy of the report and has been invited to the meeting.

**RECOMMENDED      The committee is asked to refuse the application**

**LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985  
Background papers**

**Contact Officer:**      Ms A Holman, Senior Licensing Officer

**Ext:**      Telephone 01179 142500

**GENERAL CONDITIONS THAT WILL NORMALLY BE ATTACHED  
TO STREET TRADING CONSENTS**

The consent holder shall only trade on the days and between the times stated on the consent.

1. The consent holder shall only trade in the description of articles stated on the consent.
3. The consent holder shall not carry on business on any street so as to cause obstruction or cause danger to people using the street.
4. The consent holder shall not carry on business from any vehicle or erect or place any stall or other structure in any street except in the area mentioned in the consent.
5. The consent holder shall not sell, offer or expose for sale any goods or articles other than those described within the principle terms of this consent.
6. The consent holder shall on all occasions, when carrying on business, be strictly sober, and conduct him/herself in a proper, civil and courteous manner, and he/she shall not carry on his/her business in such a way as to cause annoyance to the occupier or person in charge of any shop, business, resident, or any person using the street.
7. The consent holder shall at all times conduct his/her business and position any vehicle used by him/her in connection with his/her business in such a manner that no danger is likely to arise to persons trading or intending to trade.
8. The consent holder shall at all times conduct his/her business in a clean and tidy manner.
9. The consent holder shall ensure that a copy of the consent is clearly visible to the public.
10. The consent holder shall not permit any person to assist him/her in his/her trading unless the details of that person have been supplied to the Licensing Authority. Any such person shall be issued with an identification badge by the Licensing Authority.
11. If, during the currency of any consent any material change

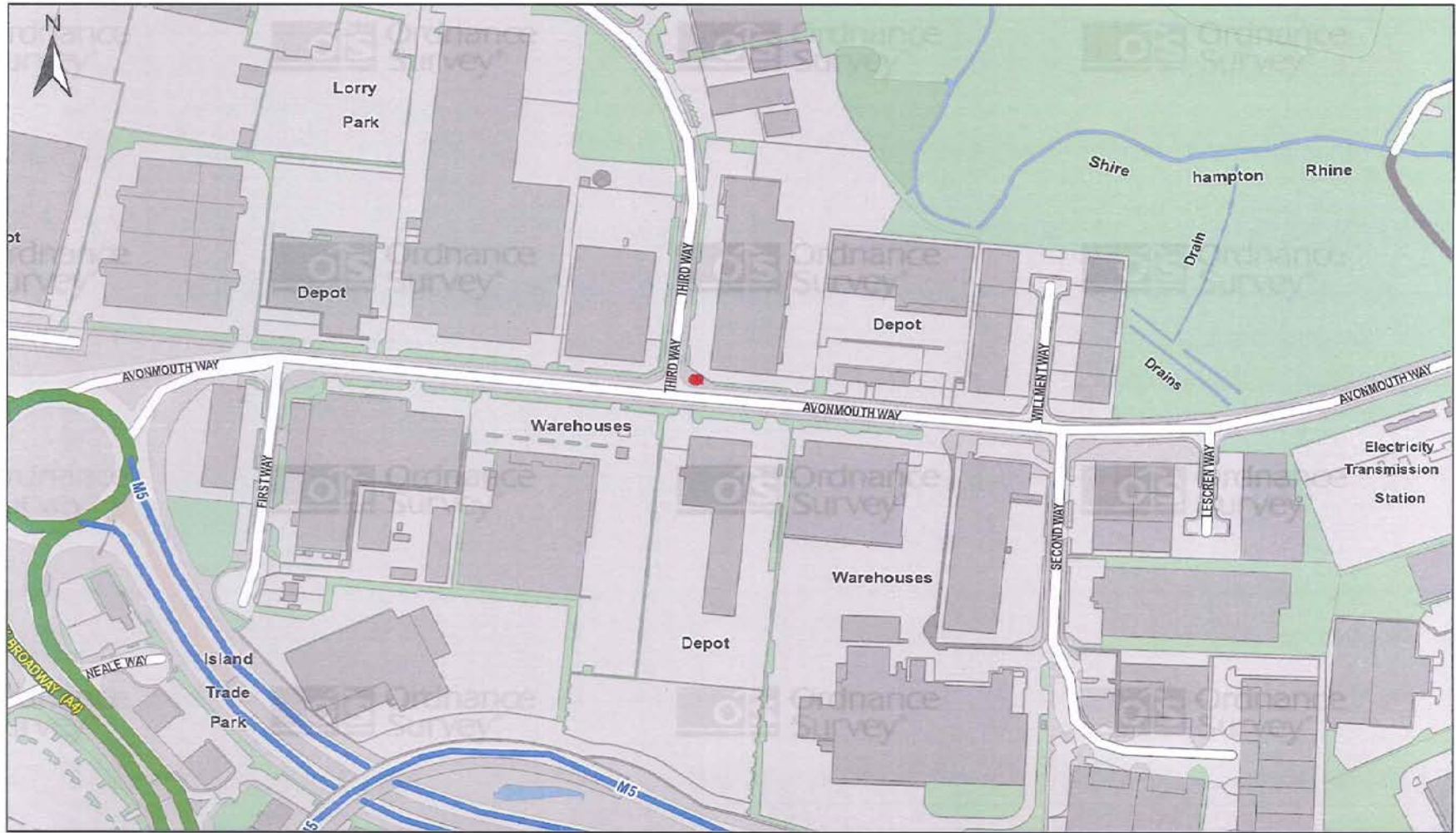
occurs in the facts of which particulars and information were contained in, or given along with, the application for the consent, the holder of the consent shall report such changes to the Licensing Authority within 72 hours of that change.

12. Any motor vehicle used for the purpose of street trading shall at all times be in a roadworthy condition and have the relevant documents i.e. insurance, tax and MOT to make the use of that vehicle on a road legal. These documents will be produced by the consent holder to any police officer or authorised officer of the Council.
13. Neither the consent holder nor any assistant shall display merchandise which is likely to cause offence or distress to any other person or which would be deemed an offence under any other legislation.
14. A consent holder selling food shall at all times comply with any food hygiene regulations in force at that time, and when required by the Licensing Authority, shall produce appropriate food handling certificates.
15. The city council reserves the right to alter or amend these conditions at any time.
16. The subletting of any consent is prohibited.
17. The consent holder shall be responsible for the temporary storage of refuse, liquid and other material accumulated or created whilst trading and its subsequent removal from the site. The removal and disposal must be to the satisfaction of the council.
18. The consent holder shall not cause any nuisance or annoyance to persons using the street.
19. The consent holder if intending to sell food from a stationery vehicle/stall shall operate from a purpose made vehicle/stall constructed and managed so as to comply with the relevant hygiene regulations currently in force within the provisions of the Food Safety Act 1990, and any subsequent changes to those regulations.



# Corner of Third Way, Avonmouth Way

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## **STREET TRADING CONSENT AGENCIES REPRESENTATION**

**RECEIVED VIA EMAIL AT THE LICENSING OFFICE ON: 21 January 2015**

**RE: CARIBBEAN JERK, CORNER OF THIRD WAY AND AVONMOUTH WAY,  
AVONMOUTH**

**FROM: Ed O'Grady, BCC Portfolio Management Officer, Property  
Management, Parkview Campus**

This request sits in the centre of a large block of properties which are owned by the Council and held within the investment portfolio. I am unable to grant consent for this request at this current time. Before I can make any comments on this request I would like to speak to all our tenants within this area to get their feedback. As this is the case, I doubt I will be in a position to respond by 3rd Feb.



## **STREET TRADING CONSENT INTERESTED PARTY REPRESENTATION**

**RECEIVED VIA EMAIL AT THE LICENSING OFFICE ON:**

**RE: CARIBBEAN JERK, CORNER OF THIRD WAY AND AVONMOUTH WAY,  
AVONMOUTH**

**FROM: Bob Smith, Finance Director, Stage Electrics, Third Way, Avonmouth,  
Bristol BS11 9YL**

I am responding on behalf of Stage Electrics, local business and occupier of Third Way Bristol

We are opposed to this application due to its proximity to our site and adjoining staff car park

There is no barrier separating our site from the pavement

Therefore we would have people queuing and waiting for food right on our site and all our staff cars park at the perimeter, with potential for overspill onto our site

Also not sure re health and safety and visibility as car drivers turn right onto Avonmouth Way from Third Way

Will be visibility be affected by the unit and also by people standing around the vehicle?

What other health and safety factors will be impacted by this unit being adjacent to our site and personal staff cars