

BRISTOL CITY COUNCIL  
PUBLIC SAFETY AND PROTECTION COMMITTEE  
13 November 2012

Application for the Grant of Street Trading Consent at Corner of  
New Queen Street and Whitehouse Lane, Bedminster, Bristol

Applicant(s): Adil Yilmaz

Proposed trading name: Yilmaz Snack Bar

Report of the Director of Neighbourhoods

Purpose of Report

1. To determine an application for the grant of a street trading consent at the following location: Corner of New Queen Street and Whitehouse Lane, Bedminster, Bristol

Background

2. With effect from 1 May 2009 the above location has been designated as a consent street for the purpose of Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982. Any street trading at that location other than under a street trading consent issued by the Council would constitute a criminal offence.
3. General conditions which would be attached to a consent if granted are at Appendix A
4. On 21 June 2012 Mr Adil Yilmaz 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

Hot and Cold Food and Drinks :

During the hours of 0700 – 1500 Monday – Saturday  
Part 2 of the application, 'Type of goods to be sold' has been

left blank, however it has subsequently been confirmed that Mr Yilmaz wishes to sell the goods above.

5. The application form is attached at Appendix B. Photographs of the unit are attached at Appendix C and a site location plan at Appendix D.

6. 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

7. Consultation Responses

The following responses have been received.

Appendix E – Local businesses

8. Mr Yilmaz has submitted additional information in support of his application which is attached at appendix F

9. 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 consent 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. A consent may include permission for its holder to trade in a consent street 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.

10. Mr Yilmaz has been provided with a copy of the report and has been invited to the meeting.

#### APPENDICES

Appendix A – Standard conditions attached to street trading consents

Appendix B – Application form

Appendix C – Photographs of proposed vehicle

Appendix D – Site location plan

Appendix E – Response from local businesses

Appendix F – Additional information from applicant

RECOMMENDED The Committee is asked to determine the application

#### LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985

Background papers

Contact Officer: Ms Abigail Holman  
Senior Licensing Officer  
Neighbourhoods  
Ext: Telephone 0117 9142500

## APPENDIX A

### 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.

12/01/20/STCOP

By hand  
16.5.12 CB



**Application for the GRANT of a Street Trading Consent**

**Schedule 4 Local Government  
(Miscellaneous Provisions) Act 1982**

by hand AH  
21/6/12.

Bristol City Council is under a duty to protect the public funds it administers, and to this end may use the information you have provided on this form for the prevention and detection of fraud. It may also share this information with other bodies responsible for auditing or administering public funds for these purposes. For further information, see <http://www.bristol.gov.uk/nfi> or contact the Licensing Team at [licensing@bristol.gov.uk](mailto:licensing@bristol.gov.uk) or on 0117 9142500

**Part 1 – Your Details**

<b>Surname or Family name</b>				YILMAZ			
<b>First Name(s)</b>				ADIL			
<b>Date of Birth</b>	<b>Day</b>	<b>Month</b>	<b>Year</b>	<b>Date of Birth</b>	<b>Day</b>	<b>Month</b>	<b>Year</b>
	01	01	1970				
<b>Current Residential Address</b>				154 LENBURY ROAD, PISHPONDS BS16 4AH BRISTOL			
<b>Post Code</b>				BS16 4AH			
<b>Contact Telephone Number(s)</b>				07956212755			

## Part 2 – What will you be selling?

<b>I wish to apply for the following type of consent</b> <i>(please tick)</i>			
<b>Static consent</b>	<input checked="" type="checkbox"/>	<b>Mobile consent</b>	<input type="checkbox"/>
<b>Type of goods to be sold</b> <i>(i.e hot food, jewellery etc)</i>			
<b>If you sell hot/cold food, has your vehicle or trailer been examined by environmental health officers to ensure compliance with food hygiene requirements?</b>		<b>Yes</b>	<b>No</b>
		<input checked="" type="checkbox"/>	<input type="checkbox"/>
<b>If you answered YES please provide details of the Local Authority which has examined the trailer or vehicle</b> <i>(You must produce any certification in relation to this)</i>			

## Part 3 – Where will you be trading

<b>Please state the exact location from where you wish to trade, and including the name of the street (if applicable)</b>	white-house lane. Bedminster BS3		
<b>Where is the vehicle or trailer being stored when not being used?</b>	Private Car Park		
<b>Do you know the owners or person/company that control or manage the land from which you intend trading?</b> If YES you <b>MUST</b> produce written permission from the land owner.	<b>Yes</b>	<input type="checkbox"/>	<b>No</b>
	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**Please provide a map indicating exactly where you wish to trade and a photograph of the site you wish to trade from.**

**We will not be able to process the application without this information.**



**Part 4 – The trading unit that you propose to use**

<b>I propose to trade from</b>			
<b>Van</b>		<b>Trailer</b>	<input checked="" type="checkbox"/>
		<b>Cart</b>	
		<b>Barrow</b>	
<b>Other please specify</b>			
<p><b>Please submit the dimensions of the trading unit and three colour photographs illustrating different elevations of the unit.</b></p> <p><b>If you are using a motorised vehicle please ensure that a photograph includes the vehicle registration number.</b></p> <p><i>Please note that if you intend to trade from a motor vehicle then you must produce current insurance and MOT.</i></p>			
<b>* Proposed trading name</b>		YILMAZ SNACK BAR	

**Part 5 – Trading Assistants**

<b>Will you be using any assistants?</b>	<b>Yes</b>		<b>No</b>	<input checked="" type="checkbox"/>
--	------------	--	-----------	-------------------------------------

**If YES please complete the Application Form for any Assistants.**

**Part 6 – When will you be trading?**

	Mon	Tues	Weds	Thurs	Fri	Sat	Sun
* From	7.00 am	"	"	"	"	"	—
To	3.00 pm	"	"	"	"	"	—

**If you wish to sell hot food after 11.00pm you will require a Premises Licence issued under the Licensing Act 2003.**

**If you are not applying for an annual consent please identify the months you wish to trade:**

.....

Proposed commencement date of consent... 9.5... soon as possible

**Section 10(3) of the Local Government (Miscellaneous Provisions) Act 1982 states:**

**Any person who, in connection with an application for a street trading licence or for a street trading 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 be guilty of an offence.**

I (print name) ADIL YILMAZ..... have read the above and confirm that all the information submitted in respect of this application is true to the best of my knowledge.

☐ Signed..... 

☐ Date..... 16.05.2019.....

**Checklist – Please ensure that the following documents are included with your application:**

- 1. Map of location**
- 2. Photographs of site**
- 3. Two colour passport size photographs of the applicant**
- 4. Two colour passport size photographs of assistant/s**  
(if applicable)
- 5. Three colour photographs of trading unit**
- 6. Copy of public liability insurance**
- 7. Evidence of compliance with food hygiene requirements**  
(if applicable)

**Please return this application form to:**

**Bristol City Council  
Licensing Office  
Princess House  
Princess Street  
Bedminster  
Bristol  
BS3 4AG**

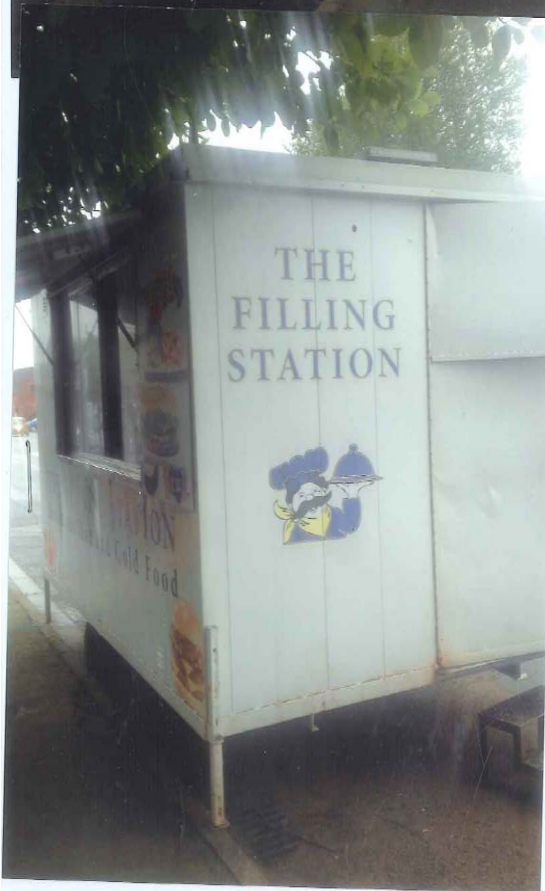
**Tel: 0117 9142500**

**Fax: 0117 9142515**

**Email: [licensing@bristol.gov.uk](mailto:licensing@bristol.gov.uk)**

**Website: [www.bristol.gov.uk/licensing](http://www.bristol.gov.uk/licensing)**

APPENDIX C



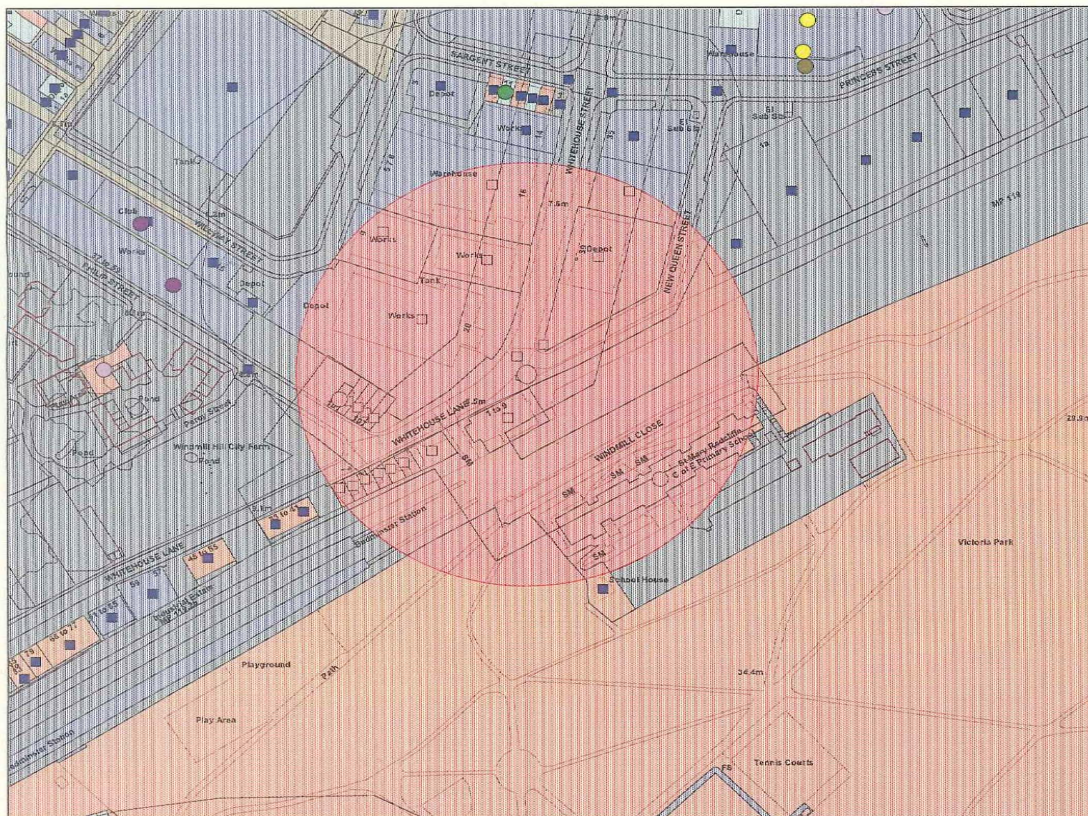


# Yilmaz Snack Bar

At the junction of New Queen Street with Whitehouse Lane, Bedminster



GIS by ESRI (UK)



**Legend**

Scale : 1:2500

<b>Organisation</b>	Not Set
<b>Department</b>	Not Set
<b>Comments</b>	Not Set
<b>Date</b>	25 July 2012
<b>SLA Number</b>	Not Set

Reproduced from the Ordnance Survey map with the permission of the Controller of Her Majesty's Stationery Office © Crown Copyright 2000. Unauthorised reproduction infringes Crown Copyright and may lead to prosecution or civil proceedings.

Produced using ESRI (UK)'s MapExplorer 2.0 - <http://www.esriuk.com>

APPENDIX E

Bristol City Council		
Validated	Date 15/8	Init AVK
Recorded	"	"
Scanned	"	"



WEST HOUSE TRANSPORT (S&G) LTD  
 20 Whitehouse Street  
 Bedminster, Bristol BS3 4AY  
 Telephone: 0117 963 4000  
 Fax: 0117 963 4415  
 Email: admin@whtransport.com

Bristol City Council  
 The Licensing Office  
 Princess House  
 Princess Street  
 Bristol  
 BS3 4AG



8<sup>th</sup> August 2012

Ref: Street Trading Consent Application ref number 12/01620/STCON

Dear Sir / Madam,

With reference to the Street Trading Application above, we would like to comment as follows;

We are situated opposite the planned site; there are very few pedestrians on this stretch of the street. This therefore implies that most of the trade will come from motorists.

There is very limited parking in the area and there is also a restricted 'Keep Clear' area because of a pedestrian crossing that is outside St Mary Redcliffe Primary School which is adjacent to the planned site.

At School peak times there is already traffic congestion and a shortage of parking places that causes danger to parents and children. We are particularly concerned as we have large goods vehicles delivering to our premises as well as operating commercial vehicle ourselves. We are concerned that this could cause problems accessing our premises, which are almost opposite the planned site.

Yours faithfully

also at: Andover 01264 332270, Bury-St-Edmunds 01284 747245, Corby 01536 268112,  
 Plymouth 01752 896773, St. Albans 01727 862113, Swanley 01322 669216, Swansea 01792 776177

Registered in England. Reg No: 2525856. Reg Office: 20 Whitehouse Street, Bristol BS3 4AY



INVESTORS IN PEOPLE

## APPENDIX F



Bristol City Council,

Licensing Department

Ref: 12/1620/STCON,Yilmaz Snack Bar

I write in relation to the objection that was raised on the 8<sup>th</sup> August 2012 to my proposed application as referred above.

I do understand the concerns rose by the company West House Transport, although I wish to reply to their concerns as below:

First of all, I would like to point out that in the objection letter; paragraph number 2 states that there are very few pedestrians on this stretch of the street. This is a fact; this is a semi industrial area with quite a few office and manufacturers. When I made my application to obtain street trading license, intention was that, I could be of a service to the staff who work in the area which is over a few hundred people. I was not intending to trade for the motorists who are passing by, although I'm not disputing they might benefit from my menu at some stage.

So ,with this reminder in mind, may I suggest that, I will be stationary on the pavement , I will not be obstructing the road or any car park spaces so I do feel that their concern is somewhat overrated . There might be a lot of cars parking during the school times which is 9 am until 9.30 and then 15.00 up until 15.30 pm; I would never dare to dispute that, although I wish to point out that I will be operating from 7 am in the morning. My prospective customers will be from the businesses around the area who would wish to have a quick bite to eat on their way to work; these clients would have already parked in front of their offices anyway where they work in the area, so there will be no obstruction to traffic or any pedestrians any way.

I will also be serving hot food and beverage lunchtime, so there again; the staff in the area will be most of my customers. Should any motorists wish to stop and take food from me , there are several parking spaces in the area ,in the New Queen Street and Whitehouse street which can accommodate over 50 cars as there are not even no yellow lines and parking restrictions. Please find the attached print out that I have prepared from Google maps, there areas that I have parked with red are where there are no parking restrictions.



The area by the school has a restricted parking zone, and a keep clear area just in front of it as it should. But I do not see myself being the main cause of obstruction of neither the traffic nor the parking. After the school drop off and pick up hours, I should not think there will be any need for concern for parking spaces. I do believe that the school management would have complained about my proposed application if there was going to be a great danger due to me operating in that area. Although, as I mentioned earlier in the paragraph above, I expect most of my trade to be from the nearer sites. I don't think any motorists will stop and risk getting a ticket or a penalty in the restricted area just to have a sarnie, they will simply drive and park 15 metres away from my proposed van and then get their food from me if that was to be the scenario.

The company also comments about the large goods vehicles that deliver to them. I do not see how I can affect their deliveries, as I will be on the pavement, not on the road where their delivery vehicles will be unless they are suggesting using the pavement as well as the roads?

Please may I ask you to consider my application positively according to the points I have raised.

I look forward to hearing from you,

Yours Truly,

Mr Adil Yilmaz







To see all the details that are visible on the screen, use the Print link next to the map.



Another car park

School

Proposed site for yilmaz Snack Bar.

Free Parking spaces. and available parking area on New Queen Street and Whitehouse Street