

Agenda

Environment and Licensing Committee

Date: **Tuesday 4 November 2025**

Time: **4.15 pm**

Place: **Council Chamber**

For any further information please contact:

Democratic Services

committees@gedling.gov.uk

0115 901 3844

Environment and Licensing Committee

Membership

Chair Councillor Alison Hunt

Vice-Chair Councillor Marje Paling

Councillor Rachael Ellis
Councillor Roxanne Ellis
Councillor Andrew Meads
Councillor Julie Najuk
Councillor Sue Pickering
Councillor Alex Scroggie
Councillor Martin Smith
Councillor Clive Towsey-Hinton
Councillor Paul Wilkinson

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Responsibility of Committee:

- 1) All non-executive functions of the Council with regard to:
 - a) Environmental health
 - b) Health and safety at work (other than the exercise of the functions of the Council in the capacity of employer)
 - c) Food hygiene and safety
 - d) Animal health and hygiene
- 2) The determination of applications for licences, approvals, consents, permission or registration or direct regulation of any person or the enforcement of any such licence, approval, consent, permission or regulation with regard to the functions in relation to contaminated land, control of pollution, air quality and noise and statutory nuisance listed in Schedule 1 to the Local Authorities (Functions and Responsibilities) (England) Regulations 2000.

- a) All non-executive functions of the Council with regard to licensing and registration of:
 - 1) Caravan sites
 - 2) Hackney Carriages and Private Hire Vehicles, drivers and operators
 - 3) Entertainments
 - 4) Betting, gaming and lotteries
 - 5) Theatres and cinemas
 - 6) Street trading and markets
 - 7) All other licensing functions listed in Part B of Schedule 1 to the Regulations other than those relating to streets and highways.
- b) Any function relating to contaminated land
- c) The discharge of any function relating to the control of pollution or the management of air quality.
- d) The service of an abatement notice in respect of a statutory nuisance
- e) The passing of a resolution that Schedule 2 to the Noise and Statutory Nuisance Act 1993 should apply in the authority's area.
- f) The inspection of the authority's area to detect any statutory nuisance
- g) The investigation of any complaint as to the existence of a statutory nuisance.

- 1. Power to issue licences authorising the use of land as a caravan site.
- 2. Power to license the use of movable dwellings and camping sites.
- 3. Power to license Hackney Carriages and Private Hire Vehicles.
- 4. Power to license drivers of Hackney Carriages and Private Hire Vehicles.
- 5. Power to grant permits in respect of premises with amusement machines.
- 6. Power to register societies wishing to promote lotteries.
- 7. To consider applications for hazardous substances consent.
- 8. Power to grant permits in respect of premises where amusements with prizes are provided.
- 9. Power to consider and determine applications for public entertainment licences.
- 10. Power to license sex shops and sex cinemas.
- 11. Power to license performances of hypnotism.
- 12. Power to license premises for acupuncture, tattooing, ear piercing and electrolysis.
- 13. Power to license markets and street trading.
- 14. Power to license night cafes and take away food shops.
- 15. Power to license dealers in game and the killing and seeking of game.
- 16. Power to register and license premises for the preparation of food.
- 17. Power to license scrap yards.
- 18. Power to license premises for the breeding of dogs.
- 19. Power to license pet shops and other establishments where animals are kept or bred for the purposes of carrying on a business.
- 20. Power to license dangerous wild animals.
- 21. Power to license knackers' yards.
- 22. Power to license persons to collect for charitable and other causes.
- 23. Power to approve meat product premises and to approve premises for the production of minced meat or meat preparations.
- 24. Power to approve dairy establishments and egg product establishments.
- 25. Power to issue licences to retail butchers' shops carrying out commercial operations in relation to unwrapped raw meat and selling both raw meat and ready to eat foods.
- 26. To keep a register of food business premises.
- 27. Power to register food business premises.
- 28. Power to issue arena and theatre licences.
- 29. Power to license zoos.
- 30. To consider and determine applications for public entertainment licences.

31. The functions of the Council under the following legislation:

- I. House to House Collections Act 1939 as amended by the Local Government Act 1972;
- II. Betting, Gaming and Lotteries Act 1963 - 1971 as amended by the Gaming and Lotteries (Amendment) Act 1980.
- III. Gaming Act, 1968 as amended by the Lotteries and Amusement Act 1976.

32. Power to fix those fees and charges falling within the remit of the Committee.

AGENDA

Page

- 1 To approve, as a correct record, the minutes of the meeting held on 7 October 2025. 7 - 9**
- 2 Declaration of Interests.**
- 3 Apologies for Absence and Substitutions.**
- 4 Application for Street Trading consent for Arnold Christmas Market 2025 11 - 23**
Report of Director of Place
- 5 Any other item which the Chair considers urgent.**
- 6 Exclusion of the Press and Public.**
To move that under Section 100(A)(4) of the Local Government Act 1972 the public and press be excluded from the meeting during consideration of the ensuing reports on the grounds that the reports involve the likely disclosure of exempt information as defined in Paragraph 7 of Part 1 of Schedule 12A of the Local Government Act 1972.
- 7 Application for a one year Hackney Carriage/Private Hire Drivers Licence MH 25 - 29**
Report of Director of Place.
- 8 Change of Circumstances of Hackney Carriage/ Private Hire Vehicle Drivers Licence No. 1005. BF 31 - 34**
Report of Director of Place.

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MINUTES ENVIRONMENT AND LICENSING COMMITTEE

Tuesday 7 October 2025

Councillor Alison Hunt (Chair)

Present: Councillor Marje Paling Councillor Alex Scroggie
Councillor Rachael Ellis Councillor Martin Smith
Councillor Andrew Meads Councillor Clive Towsey-Hinton
Councillor Julie Najuk Councillor Paul Wilkinson
Councillor Sue Pickering

Absent: Councillor Roxanne Ellis

Officers in Attendance: J Brough, L Chaplin, B Hopewell and A Hutchinson

30 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS.

Apologies for absence were received from Councillor Roxanne Ellis.

31 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 02 SEPTEMBER 2025.

RESOLVED:

That the minutes of the above meeting, having been circulated, be approved as a correct record.

32 DECLARATION OF INTERESTS.

None.

33 ANY OTHER ITEM WHICH THE CHAIR CONSIDERS URGENT.

None.

34 EXCLUSION OF THE PRESS AND PUBLIC.

RESOLVED:

That, the Members being satisfied that the public interest in maintaining the exemption outweighs the public interest in disclosing the information that under Section 100(A)(4) of the Local Government Act 1972, the public and press be excluded from the meeting during the consideration of the ensuing reports on the grounds that the report involves the likely disclosure of exempt information as defined in Paragraph 7 of Part 1 of Schedule 12A of the Local Government Act 1972.

35 CHANGE OF CIRCUMSTANCES OF HACKNEY CARRIAGE & PRIVATE HIRE VEHICLE DRIVERS LICENCE NO. 2881 & RENEWAL APPLICATION FOR A THREE YEAR JOINT HACKNEY CARRIAGE/PRIVATE HIRE DRIVERS LICENCE.KA

Consideration was given to a report of the Director of Place, which had been circulated in advance of the meeting, regarding a change of circumstances following information received about the holder of a Joint Hackney Carriage/ Private Hire Driver's Licence and a renewal application made by the same holder.

KA attended the meeting and addressed the Committee.

In making the decision the Committee applied the Council's approved Policy and Guidelines.

RESOLVED:

- 1) To revoke the Hackney Carriage/Private Hire Driver's Licence held by KA, giving KA 21 days to surrender the licence; and
- 2) To refuse KA's renewal application for a Joint Hackney Carriage/Private Hire Driver's Licence.

KA was advised of the right of appeal against the decision of the Committee.

36 CHANGE OF CIRCUMSTANCES OF HACKNEY CARRIAGE & PRIVATE HIRE VEHICLE DRIVERS LICENCE NO. 4076-MK

Consideration was given to a report of the Director of Place, which had been circulated in advance of the meeting, regarding a change of circumstances following information received about the holder of a Joint Hackney Carriage/ Private Hire Driver's Licence.

MK attended the meeting and addressed the Committee.

In making the decision the Committee applied the Council's approved Policy and Guidelines.

RESOLVED:

Issue a warning to MK that he must have regard to the Council Hackney Carriage & Private Hire vehicle driver policy and that further such incidents must be promptly reported to the Council.

37 CHANGE OF CIRCUMSTANCES OF HACKNEY CARRIAGE & PRIVATE HIRE VEHICLE DRIVERS LICENCE NO. 2462 & RENEWAL APPLICATION FOR A THREE YEAR HACKNEY

CARRIAGE/PRIVATE HIRE DRIVERS LICENCE. RA

Consideration was given to a report of the Director of Place, which had been circulated in advance of the meeting, regarding a change of circumstances following information received about the holder of a Joint Hackney Carriage/ Private Hire Driver's Licence and a renewal application made by the same holder.

RA attended the meeting and addressed the Committee.

In making the decision the Committee applied the Council's approved Policy and Guidelines.

RESOLVED:

- 1) To revoke the Hackney Carriage/Private Hire Driver's Licence held by RA giving RA 21 days to surrender the licence; and
- 2) To refuse RA's renewal application for a Joint Hackney Carriage/Private Hire Driver's Licence.

RA was advised of the right of appeal against the decision of the Committee.

The meeting finished at 6.12 pm

Signed by Chair:
Date:

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Report to Environment and Licensing Committee

Subject: Application for Street Trading consent for Arnold Christmas Market 2025

Date: 4th November 2025

Author: Director of Place

Purpose

To consider an application made by Natalee Onyeche for a Street Trading Consent for an Arnold Christmas Market to trade in a consent street in Arnold on:

Friday 21st November 2025 10:00hrs until 19:30hrs and on Saturday 29th November 2025 and 6th 13th and 20th December 2025 09:00hrs until 15:00hrs.

Recommendation(s)

That Members:

Approve the application (Appendix 1) made by Natalee Onyeche for a Street Trading Consent for an Arnold Christmas Market to trade in a consent street in Arnold on:

Friday 21st November 2025 10:00hrs until 19:30hrs

Saturday 29th November 2025 09:00hrs until 15:00hrs.

Saturday 6th 13th and 20th December 09:00hrs until 15:00hrs.

1 Background

1.1 Schedule 4 of The Local Government Miscellaneous Provisions Act 1982 gives District Councils the power to designate any street as either

- 'a prohibited street' (all street trading is prohibited);
- 'a licence street' (street trading is prohibited without a licence from the council); or
- 'a consent street' (street trading is prohibited without the consent of

the council).

This designation then gives the council the power to control street trading on that street. The Council adopted Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 on 6th June 1983.

- 1.2 In 2012 the Environment and Licensing Committee approved that the Front Street area of Arnold and portions of the streets that branch off it, be re-designated from a 'prohibited street' to a 'consent street'. This was due to the activities in town centres changing allowing for more markets, fairs and other events to take place whilst balancing the control of such events by the Council by way of a policy to monitor the type of trading and events that take place.

This has allowed for the Arnold town centre to have craft fairs and a Christmas market over the last few years whilst protecting the interests of the Arnold Market traders.

- 1.3 At the meeting held on 1st December 2020 the Environment and Licensing Committee resolved to delegate the approval and refusal of all Street Trading Consent applications to Director level. The exception to this was if any application was made by the Council this would still need to be referred to the Committee for consideration.

The application referred to in this report has been made by the owner of a local business. Although the Council has not made the application directly the proposed Christmas Market is being arranged in conjunction with the Council's Arnold Christmas light switch on event and on the Saturdays leading up to the Christmas period and is being supported by the Council. As such in the interests of openness and transparency it is considered appropriate to refer the matter to Committee for Members consideration.

2 Proposal

- 2.1 That Members consider for approval the application (Appendix 1) made by Natalee Onyeche for a Street Trading consent in Arnold on Friday 21st November 2025 10:00hrs until 19:30hrs and on Saturday 29th November 2025 and 6th 13th and 20th December 2025 09:00hrs until 15:00hrs.

3 Alternative Options

3.1	To refuse the application which would result in the Christmas Market not taking place during the light switch on, and on the Saturdays leading up to the Christmas period which would potentially have a detrimental effect on this community event.
3.2	Members could attach conditions to the grant of consent. However, the application clearly specifies the location of the stalls, and no obstruction or nuisance is anticipated. Therefore, it is considered that no additional

	conditions are necessary.
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4 Financial Implications

4.1 None

5 Legal Implications

5.1 As set out above, the Council adopted the provisions of Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982. The Council has the legal discretion to grant or refuse consent. It must act fairly and consistently with its published policy. This application is not made by the Council but it is noted that this is collaborative working with the Council and as such the application has been presented to Committee.

5.2 If Members approve the application and consent is given the consent will remain in place for the time and dates specified. Consent may be revoked at any time. There is no statutory right of appeal for removal of consent or refusal to grant consent, but procedural fairness should be observed.

6 Equalities Implications

6.1 None

7 Carbon Reduction/Environmental Sustainability Implications

7.1 None

8 Appendices

8.1 Appendix 1 – Application made by Natalee Onyeche for Street Trading consent.

Appendix 2 – Site plans provided by the applicant.

Appendix 3 – General Street Trading Policy

Appendix 4 – Plan of the Street Trading Consent area

9 Background Papers

9.1 None

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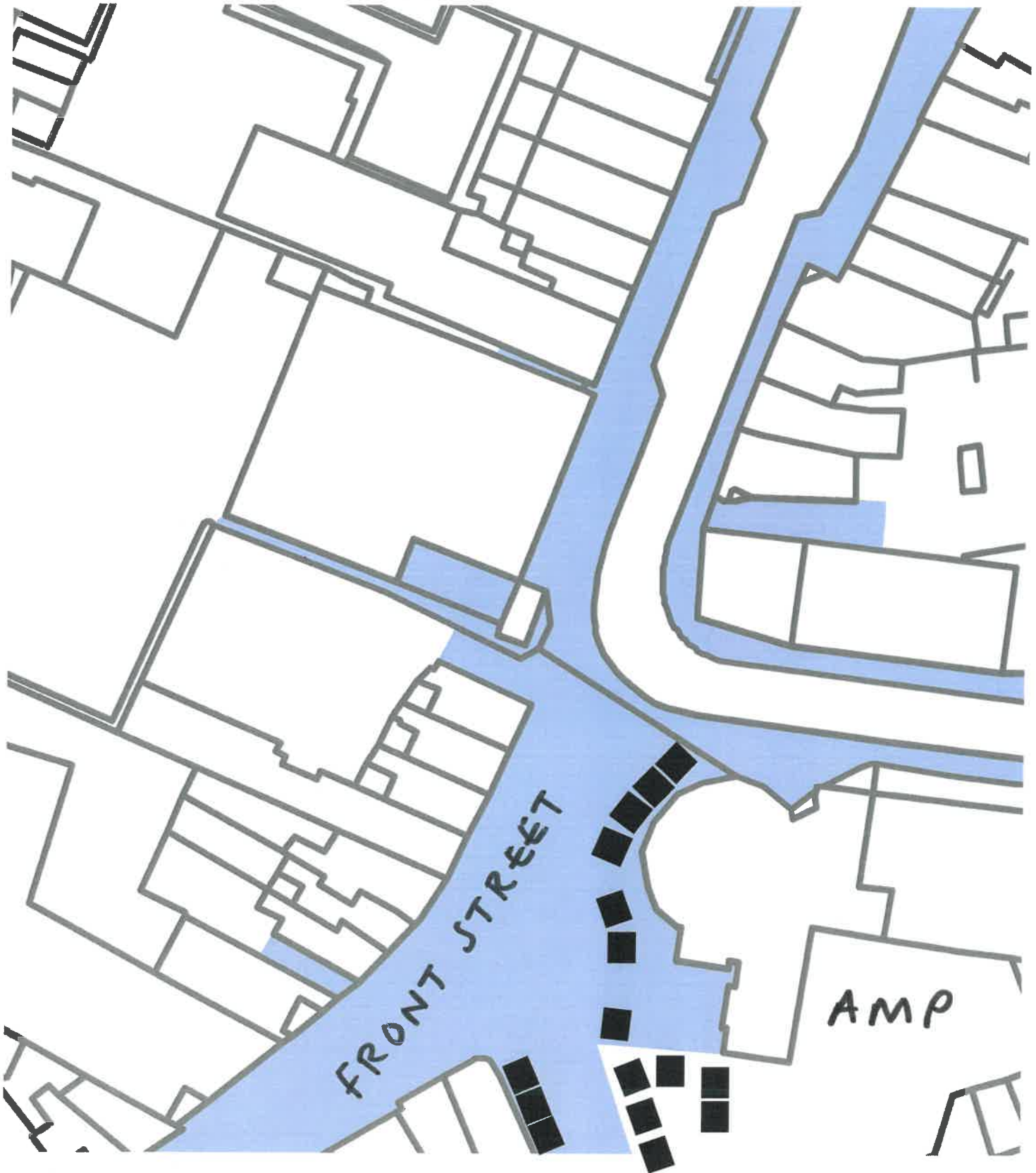
Application for a Street Trading Consent

Local Government (Miscellaneous Provisions) Act 1982

Full name	Mr/Mrs/Miss/Ms Mrs Natalee Onyeche.....
Full addressArnold business Centre, Unit 29 Brookfield Road, Arnold Nottingham Post code...NG5 7ER.....
Telephone number	07830022308
Email addresstrade@marketplaces.com
Description of stall and number of stalls	... up to 20 stalls in 3x3 and 2x2 gazebos
Description of goods being traded	A variety of traders selling, food, jewellery, house hold items, skincare, clothing, Handmade items
Have you ever had a Street Trading Licence or Consent revoked before – please give details	...No
Please detail the dates and times you would like to trade under a ConsentFriday 21st November 2025 10am until 7:30pm, 9am – 3pm Saturday 29 th , Saturday 6 th , 13 th & 20 th December
Checklist (please tick) I enclose a plan showing the location I intend the trade from Y <input type="checkbox"/>

Stall Locations

The stalls in black are not to scale but give an visual illustration of the stall locations



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General Policy on Street Trading in Arnold

1.0 Purpose of the Policy Statement

This statement sets out the Council's policy framework for the management of street trading in Arnold Town Centre. The purpose of the Policy is to ensure a high quality street trading provision in the Centres, allowing for markets and fairs to contribute to a thriving shopping environment.

2.0 Background/Definition of Street Trading

The Council adopted Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 on 6th June 1983. This entitles the Council to manage street trading in its area by designating streets as 'consent streets', 'license streets' or 'prohibited streets'.

'Street Trading' is defined in the Schedule as 'the selling or exposing or offering for sale any article (including a living thing) in a street'. A 'street' includes any road, footway or other area to which the public have access without payment.

A list of the streets covered by this policy is attached as Appendix A and maps showing the streets is attached as Appendix B.

3.0 Application Procedure

Applications must be received by the Council's Licensing Section no less than fourteen days prior to the proposed date of the consent coming into effect. The application must be accompanied by the appropriate fee and a plan showing the exact location at which the applicant wishes to trade. All plans should be 1:1250 scale and should show all residential and commercial premises within a 100m radius of the proposed site.

Upon receipt of an application, the Council will consider each application on its merits taking account of the General Policy provisions and objectives.

4.0 General Policy on Street Trading

In order to fit within the council's aims around the promotion of vibrant town centres, this policy is defined by a clear set of principles:

1. The Council will not grant consent to trade from a stationary van, cart, barrow or other vehicle.

In addition, consent will not be given to the following trades:

- a) Obscene or undesirable publications or articles
- b) Goods or articles manufactured on the stall (except for small scale arts and crafts)
- c) Any goods with alcoholic content
- d) Goods or articles deemed not to comply with appropriate Environmental Health or Trading Standards legislation
- e) Any live animals
- f) Any trade which is likely to cause a nuisance to residents or to give rise to, or encourage, public disorder

However, this list is not exhaustive

2. The Council will only grant consent for street trading that supports events to boost trade in the town/district centres.
3. The Council does not have any fixed street trading locations or specific number limitations within those areas designated as consent streets. However, applications will only be granted where it is considered that the trader will add to existing amenities and be of benefit to the residents of and visitors to Gedling borough. It is unlikely that applications for locations close to existing street traders or where they could obstruct busy pedestrian routes or access to or from nearby premises will be granted. Also, where there are waiting and loading restrictions in place, appropriate waivers or consents to use that location must be obtained where necessary.
4. All applications must meet all the following objectives:
 - a) To support the local economy, businesses and retailers by increasing footfall within the centres.
 - b) To attract new visitors, residents and shoppers to the centres.
 - c) To create a welcoming atmosphere for visitors, residents and shoppers.
 - d) To provide an opportunity to trade for local businesses.
 - e) To complement existing retailers and businesses within the centres.
 - f) To provide a diverse and alternative offer of products to residents, visitors and shoppers.
 - g) To build a programme of successful town centre events to support local traders.
5. The council will not grant permission for any trader to operate for any more than 16 days within a calendar year.

5.0 Standard Conditions

The following conditions will be attached to all consents issued by Gedling Borough Council:

- The consent holder shall be in possession of current public liability insurance with a minimum level of £5 million pounds.
- The consent holder shall only trade from the stall at the location approved in writing by the Council. The stall shall not be altered, adapted or replaced without the prior written consent of the Council.
- It is the responsibility of the consent holder to satisfy all fees and requirements to do with Nottingham City Council's Market Charter rules and must be able to produce evidence on request. For more information on whether your event would be subject to any fees, please visit the Nottingham City Council website - <http://www.nottinghamcity.gov.uk/index.aspx?articleid=15134>
- The consent holder shall maintain the stall in a clean state and in good repair and condition.
- The consent holder shall only trade from the authorised stall and shall not

place any additional stalls, free standing signs or storage boxes upon the public highway.

- No waste material shall be discharged onto the highway or any other property, and must be taken away and disposed of in the proper manner.
- The consent holder shall conduct his business in such a manner as to ensure that he/she does not:-
 - cause a nuisance or danger to users of the street;
 - cause an obstruction to other vehicles or pedestrians or users of the street; or
 - prohibit access for loading or unloading.
- The consent holder shall take adequate precautions to prevent the risk of an outbreak of fire at his/her stall. Where a power source or heating appliance is present, e.g. a generator or bottled gas container, a suitable fire extinguisher must be provided.
- The consent holder shall display the street trading consent permit issued by the Council at all times whilst trading.
- When requested to do so by an authorised officer of the Council or Police officer, the consent holder shall produce the consent for inspection.
- The consent is not transferable and is personal to the consent holder.
- The street trading consent does not imply or give any other permission, consent or authorisation to trade in any other products other than those previously granted on application or renewal.
- The consent holder shall immediately notify the Council of any change to his/her name or address.
- The consent holder should not fail, without reasonable cause, to trade at the location for which consent has been given at all times authorised by the consent.
- The stall holder will remove the stall without undue delay upon the request of a Police Officer or Council Officer.

Failure to comply with any of these conditions may result in the revocation of the consent to trade.

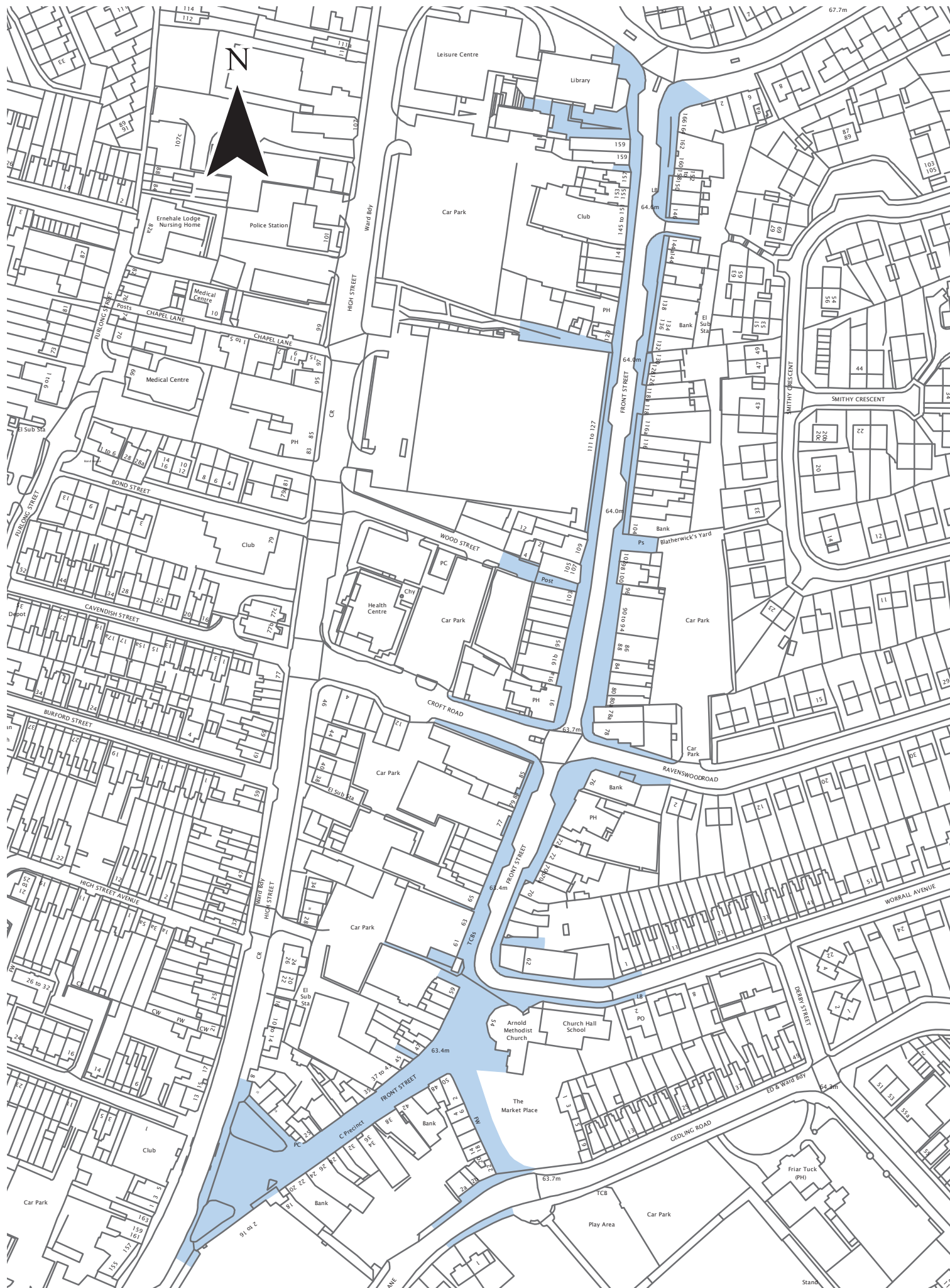
6.0 Fees and Charges

No fee

7.0 Enforcement and Monitoring

Stalls may be inspected by authorised officers of the Council and officers from Nottinghamshire Police during hours of operation. Any non-compliance with statutory requirements or conditions of consent will be investigated with a view to taking appropriate remedial action and will also be taken into account upon receipt of an application to renew or modify consent to trade.

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