

Report to Environment and Licensing Committee

Subject: Application for Street Trading consent for Arnold Christmas Market 2026

Date: 1st September 2026

Author: Director of Place

Purpose

To consider an application made by Natalee Thomas for a Street Trading Consent for an Arnold Christmas Market to trade in a consent street in Arnold on Friday 20th November 2026 10:00hrs until 19:30hrs and on Saturday 21st November 2026 09:00hrs until 16:00hrs.

Recommendation(s)

That Members:

1. Approve the application (Appendix 1) made by Natalee Thomas for a Street Trading Consent for an Arnold Christmas Market to trade in a consent street in the location on the plan attached to the application (Appendix 2) in Arnold on:

Friday 20th November 2026 10:00hrs until 19:30hrs
Saturday 21st November 2026 09:00hrs until 16:00hrs.

2. To depart from Section 4.1 of the Council's Street Trading Policy (Appendix 3) to allow mobile food businesses to trade under this consent.

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 individual involved in the management of the Arnold Market Place (AMP). 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 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.

- 1.4 As part of this year's event the applicant has indicated on the application form that some of the stallholders will include mobile food stalls. Section 4.1 of the Council's Street Trading Policy states:

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

2 Proposal

- 2.1 That Members consider for approval the application (Appendix 1) made by Natalee Thomas for a Street Trading consent in the locations on the plan attached to the application (Appendix 2) in Arnold on Friday 21st November 2025 10:00hrs until 19:30hrs and on Saturday 21st November 09:00hrs until 16:00hrs.
- 2.2 That Members consider departing from Section 4.1 of the Policy (Appendix 3) to allow mobile food businesses to trade during the times of this

consent.

3 Alternative Options

- 3.1 To refuse the application which would result in the Christmas Market not taking place during the light switch on Friday, or on the Saturday after the light switch on, 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.
- 3.3 Member could decline to depart from Section 4.1 of the Policy (Appendix 3) but this would result in any mobile food businesses not being able to trade during this event under this consent.

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 Thomas 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