

Policy & Resources Committee

| | |
|-------------------------|----------------------------------------------------|
| Date: | 9 April 2019 |
| Title: | Kebab Van Licence Renewal |
| Contact Officer: | Cassie Pinnells, Community Services Manager |

Purpose of Report

1. To provide the background to the renewal of the Kebab Van Licence.

Background

2. The trading arrangements between the Council and the Kebab Van proprietor (as last agreed in April 2014) expired on 31 March 2019.
3. The Town Council agreed to a larger trailer in July 2015, which subsequently increased the rent received.
4. The current Kebab Van proprietor continues to enjoy much success, in terms of both awards and popularity.
5. Demand is such that he is often trading to the limits of the current licence, particularly in terms of close-down.
6. The Food Trading Licence from the District Council continues to restrict trading hours until midnight on Sunday to Thursday and until 1am on Friday / Saturday.
7. The larger van can require up to one hour of close-down time.
8. Discussions have been held with the proprietor on the renewed licence, who has asked that the hours (which include set-up and close-down time) be extended, to ensure continued legal operation.
9. The van now arrives on site at 17:30, rather than 18:00. The van leaves the site by 1am Sunday to Thursday and by 2am on Saturday/Sunday.
10. The attached terms and conditions (Appendix 1) have been altered to reflect the request.
11. The new licence is for another five year term.

Resource Appraisal

12. Staff time in reviewing the terms and conditions incurred have been covered within current budgetary expenditure.

13. The trading area is subject to a fee comparable with the fee charged to the traders at the Tuesday Market and reviewed annually.

14. The fee associated with this new agreement will be back dated to 1 April 2019.

Risk Assessment

15. Trading terms and conditions set out within the agreement (Appendix 1) ensure that legal and financial obligations are understood by both parties.

16. The arrangements are continually monitored to establish any required changes.

17. A termination clause ensures that all obligations are fulfilled.

Legal Powers: The Local Government Act 1972, Section 101 and Food Act 1984, s50

Recommendation that:

- i) The terms and conditions (as attached to this report), enabling the Kebab Van to trade in the Upper High Street car park for a further 5 years be agreed.***