

Licensing Sub-Committee of the Regulatory Committee

2pm, Monday, 19 April 2021

Street Trader Application Comment – The Milk Wand Ltd

Item number
Report number
Executive/routine
Wards

Executive Summary

The Milk Wand Ltd has applied for a new mobile Street Trader's Licence, proposing to sell hot drinks and pre-packaged cakes and pastries within Zones 3 and 7. This application has attracted a comment from Road Services.

Street Trader Application Comment – The Milk Wand Ltd

1. Recommendations

- 1.1 After hearing from the Council Officers and relevant licence holder, it is recommended that the committee:
 - 1.1.1 decides whether to grant the application.

2. Background

- 2.1 The Police and other persons can make comments or complaints about applications for various licences. Committee members can consider such comments and requests. They can decide to take no further action, issue a warning to the licence holder, suspend the licence or revoke the licence.

3. Main report

- 3.1 The Milk Wand Ltd has applied for a new mobile Street Trader's Licence, proposing to sell hot drinks and pre-packaged cakes and pastries within Zones 3 and 7.
- 3.2 As a proprietor of a Mobile Shop, the holder of a Street Trader's Licence must comply with the standard conditions of licence. These include:
 - 3.2.1 Condition 2: The licence holder shall not carry on business on any street as to unreasonably obstruct road users or affect their safety; and
 - 3.2.2 Condition 5: The licence holder shall on all occasions, when carrying on business, behave in a proper and civil manner, and not carry on business in such a way as to cause a nuisance or annoyance to any person.
- 3.3 Officers from the Network Management and Enforcement team have commented on this application (Appendix 2).

4. Measures of success

- 4.1 Not relevant, as decisions on individual licences have to be considered on their own merits.

5. Financial impact

5.1 None.

6. Risk, policy, compliance and governance impact

6.1 The process outlined takes account of the relevant statutory provisions.

6.2 The applicant has a right of appeal against any decision made. The appeal lies to the Sheriff Court

7. Equalities impact

7.1 There is no equalities impact arising from the contents of this report.

8. Sustainability impact

8.1 There is no environmental impact arising from the contents of this report.

9. Consultation and engagement

9.1 None.

10. Background reading/external references

10.1 None.

Andrew Mitchell

Regulatory Services Manager

Contact: Andrew Mitchell, Regulatory Services Manager

E-mail: andrew.mitchell@edinburgh.gov.uk | Tel: 0131 469 5822

11. Appendices

11.1 Appendix 1 – Application from The Milk Wand Ltd

11.2 Appendix 2 – Memorandum from Stuart Harding, Transport Manager (Citywide Road Co-ordination)

11.3 Appendix 3 – Email from The Milk Wand Ltd dated 30 March 2021