

Telephone: 01733 454437
Facsimile: 01733 453547
E-Mail: Adrian.day@peterborough.gov.uk
Please ask for: Adrian Day
Our Ref: MAU 060410
Your Ref:



Mr J Carpenter
 152 Newark Avenue
 Peterborough
 PE1 4NP

Business Regulation
 Operations Directorate
 The Licensing Team
 Bridge House
 Town Bridge
 Peterborough
 PE1 1HU

Telephone 01733 747474
 Minicom 01733 452421

17 January 2011

Dear Mr Carpenter

Local Government (Miscellaneous Provisions) Act 1982

Further to the application for a street trading consent to trade from outside Unit 14 Tresham Road, Peterborough, I am formally advising you that after consideration the application has been declined. This decision has been based on the following:-

- The trading location is not suitable for this application without causing nuisance or annoyance due to obstruction. This relates to previous complaints received regarding customers of your unit parking on or causing obstruction to the entrance on Unit 14 Tresham Road.
- Due to the irreparable situation that has evolved between the applicant and the occupier of Unit 14 it is anticipated that future trading at the location will result in a continual dispute of a nature that is impossible to resolve on an amicable basis.

You have the right to appeal this decision to the Licensing Committee. If you wish to appeal you must do so in writing, giving reasons for the appeal, within 21 days of the date of this letter. If you require guidance on this appeal process please do not hesitate to contact me.

Whilst your initial application has been refused I confirm that we would be willing to accept an application to trade opposite Unit 12 or Unit 2 Tresham Road. The latter location has been suggested by the Highways Manager as being most suitable and I note the concerns you have also raised with regard to parking outside Unit 12. Any consent granted would be for an initial period of two months to enable you both to consider your options and demonstrate an ability to meet the prescribed requirements.

In conclusion

In addition to the above I must formally mention that you did breach legislation by trading without a valid consent from February to November 2010. During this period you did benefit financially by a substantial amount in not paying fees to the Council. You did explain your reasons for doing this, however when assessed by an independent body (Local Government Ombudsman) they found that you had not suffered a significant disadvantage.



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It should also be mentioned that you have not fully cooperated in the past with officers in order to resolve disputes and conflicts.

In order to move forward and draw a line under the above I would ask that before we issue any consent you offer us assurance in writing of the following;

- That you will not trade in the future without having a valid Street Trading Consent and that you acknowledge doing so you may be liable for prosecution.
- If any future complaints are received regarding any consent that you hold, you will assist officers to the best of your ability in order to resolve any issues.
- You will not stop or withhold any payments due to the council in relation to a consent unless prior authorisation has been given by the Licensing Team. This does not affect your right to complain to the council; however we will not authorise any suspension of payments or authorise any trading without a valid consent whilst awaiting the outcome of any complaint.

Please feel free to contact me in order to progress on any of the options as mentioned above.

Yours sincerely



Adrian Day
Licensing Manager