

**WARWICK DISTRICT COUNCIL****APPLICATION FOR A STREET TRADING CONSENT****LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982**

Data protection: We will use the information supplied by you and/or obtained on your behalf for the purpose of licensing and enforcement. This information may be used internally and shared with other bodies administering public funds to prevent and detect crime and fraud and to apprehend offenders. Information held about you will not be released to other third parties unless it is shown that they are entitled to the information by law.

THIS FORM WILL BE RETURNED IF YOU HAVE NOT COMPLETED ALL OF THE QUESTIONS IN FULL

Name of consent holder Anthony John Stevens
Address of consent holder:.....
.....
..... Contact Tel No.:
.....
Date of birth: National insurance Number.....

Have you ever been refused a street trading consent in this, or any other area?

(Answer Yes or No) no If yes, Which Area:

What items do you intend to sell: Hot Street Food - various International Cuisine's

Where do you intend to sell them? (Where is your pitch?)..... Various locations in Warwickshire in the form of 'pop ups'

State the days and times you wish to trade

Monday	4	to	10	Tuesday	4	to	10
Wednesday	4	to	10	Thursday	4	to	10
Friday	4	to	10	Saturday	10	to	11
Sunday	10	to	10				

Vehicle registration number (if trading from a vehicle)

If selling food, are you registered with Environmental Health? yes. (Answer Yes or No)
(If No, please request a registration form) Coventry City council

(If Yes) Which Local Authority are you registered with?

If selling food, what food hygiene qualification do you hold? Food & Hygiene Level 4. C&G 706/1. 706/2. 707/1. 707/2. 717/1.

Name of Business/Vehicle owner: Phoenix Dining Solutions
Address of Business/Vehicle owner:.....
.....
..... Contact Tel No.

Date of Birth: National Insurance Number:

Signature: A.J Stevens Date: 31/07/2023

Print Name: A.J Stevens

It is an offence to make a false declaration on this form

Continued overleaf

Declaration and Signature

Please tick



I understand that this application will be considered by the Licensing Team, Warwick District Council and that if granted, I shall comply with any lawful condition under which the Street Trading Consent is granted.	X
I have enclosed a current passport style photograph of myself.	
I have enclosed a current Basic DBS Certificate (not more than 1 month old)	
I, as the consent holder, will be in regular attendance at the trading site together with a duly authorised assistant (if applicable).	X
I have attached completed details forms for each additional employee/assistant.	X

I declare that all the information given is true to the best of my knowledge. If any information is subsequently found to be untrue or incomplete, any consent granted may be suspended pending a full investigation of the matter.

Signature of applicant	Date
A.J Stevens	31/07/2023

You must submit the following with the application

Where the proposed street activity is from a **fixed position**:

- A completed and signed Street Trading Consent Application Form.
- The full fee as appropriate.
- A recent Basic Disclosure Certificate (DBS) for the applicant (not more than 1 month old)
- A copy of a map of at least 1:1250 scale. The map should clearly identify the proposed site position by marking the site boundary with a red line.
- A photograph of the proposed site.
- Three colour photographs of the stall, van, barrow, cart etc that will be used for the street trading activity. (Front, Back and Side views)
- A passport sized photograph of the applicant.
- An original copy of the certificate of insurance that covers the street trading activity for third party and public liability risks.
- Permission from the land owner
- Where food will be sold a copy of the Food Hygiene Certificate for the applicant.

Where the proposed street activity is from a **touring vehicle**:


- A completed and signed Street Trading Consent Application Form.
- The full fee as appropriate.
- A recent Basic Disclosure Certificate (DBS) for the applicant (not more than 1 month old).
- A passport sized photograph of the applicant.
- Three colour photographs of the van, barrow, cart etc. that will be used for the street trading activity. (Front, Back and Side views)
- An original copy of the certificate of insurance that covers the street trading activity for third party and public liability risks.
- An original copy of the V5 for the vehicle.
- An original copy of the certificate of insurance that covers the applicant to drive the vehicle.
- Where food will be sold a copy of the Food Hygiene Certificate for the applicant.



LOADED NACHOS
Small choice; Done right!!
• BEEF CHILLI 7.5
• Chicken Fajita 8.5
• VEGGIE CHILLI 7.5
Loaded WITH:
Nacho Cheese Sauce,
GUACAMOLE, Pico de Gallo,
JALAPENOS

**Travel the world with
Phoenix dining solutions**



[illegible]

Western Union



GAS BAIN MARIE
Model: BSM 1000
Power: 1000W
Voltage: 230V
Frequency: 50Hz
CE

Emma Morgan

From: Licensing
Sent: 08 August 2023 16:02
To: Jeff Morris
Cc: Nathan Oneill; Highways Business Support; Rebecca Alcock; Daniel Perkins; David Elliston; Gerald Brooks; Licensing
Subject: RE: Street Trading application - Phoenix Dining Solutions

Good afternoon Jeff,

Thank you for your comments.

I can see we have other hot food traders in the District who have been issued a touring consent without the time limit, with no objections/comments received by County Highways in the past or any requests for specific locations and times of stopping. To help us guide a Committee are you able to confirm the change in your position in relation to hot food sellers to ensure we are treating all applicants the same. As I am sure you can appreciate, we would not consult with Highways in relation to those renewing and therefore, all those already licensed will be able to continue to trade as set out in your objection.

I am able to confirm one location they will be trading from, which is Budgens in Kenilworth, this land is privately owned. I will ask the traders for further information and perhaps we could ask the Committee to consider a condition that they are only able to trade on privately owned land to help alleviate your concerns. I can also confirm the applicant wishes to go before a Committee to remove the condition in relation to the 15 minute limit, if this was granted they would not need to move on as set out in our policy. If this was not granted by a Committee I envisage the applicant will withdraw their application.

The applicant will be made aware that they are only able to trade within Warwick District Council's area.

I look forward to hearing from you.

Kind regards

Emma

Emma Morgan
 Licensing Enforcement Officer
 Safer Communities, Leisure and Environment
 Warwick District Council
 01926 456138
www.warwickdc.gov.uk

From: Jeff Morris <jeffmorris@warwickshire.gov.uk>
Sent: Tuesday, August 8, 2023 3:25 PM
To: Licensing <licensing@warwickdc.gov.uk>
Cc: Nathan Oneill <nathanoneill@warwickshire.gov.uk>; Highways Business Support <highwaysbusinesssupport@warwickshire.gov.uk>; Rebecca Alcock <rebeccaalcock@warwickshire.gov.uk>; Daniel Perkins <danielperkins@warwickshire.gov.uk>; David Elliston <davidelliston@warwickshire.gov.uk>; Gerald Brooks <geraldbrooks@warwickshire.gov.uk>
Subject: Re: Street Trading application - Phoenix Dining Solutions

OFFICIAL

Hi Emma,

WCC County Highways retain their OBJECTION based upon the following:

1. A touring consent similar to that of an Ice Cream Van(ICV) is entirely inappropriate for the case of hot food. ICV's, as I understand it, are under quite strict conditions such as a max. stop of 20 mins or until the queue has diminished, with serving available immediately upon stopping. Hot food, such as is proposed, is likely to require substantial stop times to allow cooking of ingredients, possibly with additional electricity generation equipment, or even heating/cooling times for oils.
2. There is no control over the times specified, so they could stop in one location for the whole day - anywhere on the highway network - which could lead to hazards for highway users and elicit complaints from adjacent properties/businesses, with no recourse.
3. The application states - pop ups across Warwickshire - WDC cannot give permission for street trading outside of the jurisdiction of the WDC judicial area. This could lead to the applicant breaching street trading laws in other District & Borough areas.
4. WCC County Highways has a duty of care to ALL Highway Users. Granting a carte blanche permission to trade anywhere on the highway network would not allow us to fulfil our obligations on this front. We would need specific locations provided for us to assess before making comment on Highway Safety.

I hope this clarifies our current position.

Kind Regards
Jeff

Jeff Morris M.I.H.E
Client Services Manager
County Highways
Environment, Planning & Transport
Communities
Warwickshire County Council
Tel: 01926 412515
email: highwaysbusinesssupport@warwickshire.gov.uk

www.warwickshire.gov.uk

Like us on Facebook: www.facebook.com/WarwickshireCountyCouncil

Follow us on Twitter: twitter.com/WarksHighways or twitter.com/warwickshire_cc

From: Licensing <licensing@warwickdc.gov.uk>

Sent: 04 August 2023 14:43

To: Jeff Morris <jeffmorris@warwickshire.gov.uk>; Licensing <licensing@warwickdc.gov.uk>

Cc: Nathan Oneill <nathanoneill@warwickshire.gov.uk>; Highways Business Support

<highwaysbusinesssupport@warwickshire.gov.uk>; Rebecca Alcock <rebeccaalcock@warwickshire.gov.uk>; Daniel Perkins <danielperkins@warwickshire.gov.uk>; David Elliston <davidelliston@warwickshire.gov.uk>; Gerald Brooks <geraldbrooks@warwickshire.gov.uk>

Subject: RE: Street Trading application - Phoenix Dining Solutions

OFFICIAL

Good afternoon,

Thank you for your email.

I can confirm this is for a touring consent which means we would not ask them to give us specific locations of trading, similar to ice cream van etc.

I hope this helps to clarify.

Regards

Emma

Emma Morgan
Licensing Enforcement Officer
Safer Communities, Leisure and Environment
Warwick District Council
01926 456138
www.warwickdc.gov.uk

From: Jeff Morris <jeffmorris@warwickshire.gov.uk>

Sent: Friday, August 4, 2023 10:13 AM

To: Licensing <licensing@warwickdc.gov.uk>

Cc: Nathan Oneill <nathanoneill@warwickshire.gov.uk>; Highways Business Support <highwaysbusinesssupport@warwickshire.gov.uk>; Rebecca Alcock <rebeccaalcock@warwickshire.gov.uk>; Daniel Perkins <danielperkins@warwickshire.gov.uk>; David Elliston <davidelliston@warwickshire.gov.uk>; Gerald Brooks <geraldbrooks@warwickshire.gov.uk>

Subject: Re: Street Trading application - Phoenix Dining Solutions

Caution: This is an external email. Please take care when clicking links or opening attachments. When in doubt, contact the ICT Helpdesk

OFFICIAL

Dear Mrs Downes,

WCC County Highways would not agree to this application without confirmation of specific locations. We need to assess specific locations from a safety aspect as well as considering legal implications associated with Legal Traffic Regulation Orders.

Furthermore, the application does not appear to be confined to the Warwick District Council area. If it was granted in its current form, the applicant could misconstrue it as permission for the whole of Warwickshire and find themselves trading illegally in other District & Borough areas.

I hope this clarifies our position in the matter.

Kind Regards
Jeff

Jeff Morris M.I.H.E
Client Services Manager
County Highways
Environment, Planning & Transport
Communities
Warwickshire County Council
Tel: 01926 412515
email: highwaysbusinesssupport@warwickshire.gov.uk

www.warwickshire.gov.uk

Like us on Facebook: www.facebook.com/WarwickshireCountyCouncil

Follow us on Twitter: twitter.com/WarksHighways or twitter.com/warwickshire_cc

From: Highways Business Support <highwaysbusinesssupport@warwickshire.gov.uk>

Sent: 04 August 2023 08:59

To: Rebecca Alcock <rebeccaalcock@warwickshire.gov.uk>; Daniel Perkins <danielperkins@warwickshire.gov.uk>; David Elliston <davidelliston@warwickshire.gov.uk>; Gerald Brooks <geraldbrooks@warwickshire.gov.uk>; Jeff Morris <jeffmorris@warwickshire.gov.uk>

Cc: Nathan Oneill <nathanoneill@warwickshire.gov.uk>

Subject: FW: Street Trading application - Phoenix Dining Solutions

OFFICIAL

For your attention...

Sending to you all as multiple locations referred to in the application:

(Where is your pitch?).....Various locations in Warwickshire in the form of 'pop ups'

Regards,

Richard Woodfin
Business Support Officer

County Highways
Warwickshire County Council
Shire Hall Post Room
Rear of Shire Hall
Northgate Street
Warwick
CV34 4RL

Email: highwaysbusinesssupport@warwickshire.gov.uk Tel: 01926 412515

From: Licensing <licensing@warwickdc.gov.uk>

Sent: 03 August 2023 15:11

To: @ South Warks Liquor Licensing <SouthWarksLiquorLicensing@warwickshire.police.uk>; CountyHighways SouthArea General <chsouth@warwickshire.gov.uk>; Pollution <Pollution@warwickdc.gov.uk>

Cc: Food Safety <FoodSafety@warwickdc.gov.uk>

Subject: Street Trading application - Phoenix Dining Solutions

Good afternoon

Please find attached a Street trading application for Phoenix Dining Solutions. As they are applying to trade outside of our permitted trading hours, they will be attending a hearing scheduled for 14th September 2023.

Ref: WDCSTC00259

Kind regards

Mrs V Downes
Licensing Technical Support Officer

Safer Communities, Leisure & Environment | Warwick District Council | Riverside House | Milverton Hill |
Royal Leamington Spa | CV32 5HZ | 01926 456705

velda.downes@warwickdc.gov.uk | www.warwickdc.gov.uk

*Please don't print this email unless you really need to.

What's on - www.warwickdc.gov.uk/events

Latest news - www.warwickdc.gov.uk/news

This E-mail, and any attachments, is intended solely for the individual to whom it is addressed. It may contain sensitive or protectively marked material and should be handled accordingly. If this E-mail has been misdirected, please notify the author immediately. If you are not the intended recipient you must not disclose, distribute, copy, print or rely on any of the information contained in it or attached, and all copies must be deleted immediately. Whilst we take reasonable steps to try to identify any software viruses, any attachments to this E-mail may nevertheless contain viruses which our anti-virus software has failed to identify. You should therefore carry out your own anti-virus checks before opening any documents. Warwick DC will not accept any liability for damage caused by computer viruses emanating from any attachment or other document supplied with this e-mail. Any opinions expressed in the E-mail are those of the individual and not necessarily those of Warwick District Council.

From: Anton Stevens [REDACTED]
Sent: 10 August 2023 09:25
To: Emma Morgan
Subject: Re: Highways objection

Caution: This is an external email. Please take care when clicking links or opening attachments. When in doubt, contact the ICT Helpdesk

Good morning,

We can confirm we would only be operating on private land and not on the public footpath. We are not able to provide the exact locations at present as these are usually booked one month in advance of our attending. We are aware of not trading on a public highway and will consider this when we are approached to attend any future engagements.

Hope this helps

Anton and Emma
Phoenix Dining Solutions

Kindest regards

Anton
Phoenix Dining solutions
[REDACTED]

From: Emma Morgan <Emma.Morgan@warwickdc.gov.uk>
Sent: Wednesday, August 9, 2023 3:25:12 PM
To: Anton Stevens [REDACTED]
Subject: Highways objection

Good afternoon,

I am emailing to confirm we have received an objection to your application from highways. I have explained that you wish for the condition in relation to 15 minutes to be removed by a Licensing Panel. However, are you able to answer the points below.

1. There is no control over the times specified, so they could stop in one location for the whole day - anywhere on the highway network - which could lead to hazards for highway users and elicit complaints from adjacent properties/businesses, with no recourse.
2. The application states - pop ups across Warwickshire - WDC cannot give permission for street trading outside of the jurisdiction of the WDC judicial area. This could lead to the applicant breaching street trading laws in other District & Borough areas.
3. WCC County Highways has a duty of care to ALL Highway Users. Granting a carte blanche permission to trade anywhere on the highway network would not allow us to fulfil our obligations on this front. We would need specific locations provided for us to assess before making comment on Highway Safety.

Please could you provide me with a breakdown of locations, will this be on private land only where you have been given permission or were you looking at setting up on the footpath. It may be that we look at a condition in relation to trading only from private land to ensure any footpaths are not blocked. I am unsure if I initially made you aware but you are unable to trade in any of our parks or gardens or car parks unless you have been given specific permission to do so for each event.

I would also like to clarify this STC would only give you permission to trade within Warwick, Kenilworth, Whitnash and Leamington and any surrounding villages within Warwick District area. This means you would not be able to trade in Stratford, Nuneaton, Rugby etc.

Kind regards

Emma

Emma Morgan
Licensing Enforcement Officer
Safer Communities, Leisure and Environment
Warwick District Council
01926 456138
www.warwickdc.gov.uk

What's on - www.warwickdc.gov.uk/events

Latest news - www.warwickdc.gov.uk/news

This E-mail, and any attachments, is intended solely for the individual to whom it is addressed. It may contain sensitive or protectively marked material and should be handled accordingly. If this E-mail has been misdirected, please notify the author immediately. If you are not the intended recipient you must not disclose, distribute, copy, print or rely on any of the information contained in it or attached, and all copies must be deleted immediately. Whilst we take reasonable steps to try to identify any software viruses, any attachments to this E-mail may nevertheless contain viruses which our anti-virus software has failed to identify. You should therefore carry out your own anti-virus checks before opening any documents. Warwick DC will not accept any liability for damage caused by computer viruses emanating from any attachment or other document supplied with this e-mail. Any opinions expressed in the E-mail are those of the individual and not necessarily those of Warwick District Council.
