

Committee: Council

Date: 12 July 2023

Subject: Petitions

Lead officer: Louise Round, Managing Director South London Legal Partnership

Lead member: Leader of the Council, Councillor Ross Garrod

Contact officer: Amy Dumitrescu, Democracy Services Manager

Recommendation:

1. That Council receive petitions (if any) in accordance with Part 4A, paragraph 18.1 of the Council's Constitution.
 2. That Council notes the responses provided to the petitions submitted at the meeting held on 19 April 2023.
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1 PURPOSE OF REPORT AND EXECUTIVE SUMMARY

- 1.1. This report invites Council to receive petitions in accordance with Part 4A, paragraph 18.1 of the Council's Constitution.

2 DETAILS

- 2.1. At the meeting held on 19 April 2023, the petition listed below was submitted and the response is set out below. Any petitions received by Council are referred to respective departments with responsible officers asked to advise the presenting member in each case of the way in which the petition is to be progressed.

Petition One

A petition was submitted by Councillor Max Austin entitled "Help Save Wimbledon Village Flower Stall" with an accompanying letter outlining reasons to support The Stand.

Officer Response

The Licensing team has received a copy of the petition for The Stand Flower Stall in Wimbledon Village. This was received from multiple sources and we provide our response following submission of the petition by Cllr Austin.

By way of background, the Licensing team received complaints regarding The Stand Flower Stall and breaches of their Street Trading Licence conditions. The complaints related to the non-removal of the trailer/kiosk used as part of the business. Under Section 28 of the London Local Authorities Act 1990 (as amended) and conditions under Section 9 (d) of our own street trading policy, all receptacles must be removed from the licensed site unless prior consent has been given for them to remain. No authorisation had been given at this site.

The Licensing Officer investigated the complaint received. After investigation the complaint was upheld and the trader informed of the need for compliance. Dates for the removal of the damaged trailer were agreed upon but the trader did not comply with the timeframe given. They were therefore given notice to

remove by the end of February 2023. This notice was complied with, and the matter drawn to a close in regards to their licence breaches.

Whilst this was underway the trader engaged with both Licensing and Planning, through pre-application advice, to submit a planning application to allow the permanent placement of the trailer. They also sought to vary the street trading licence to remove the condition. At the time of writing the planning permission has been granted and the variation of the street trading licence is underway.

Although we received the petition, at no point can it have an impact on the agreed licensing conditions for the site and the need to comply. This is a strict enforcement issue, and as pointed out on the petition header, all that was sought was compliance. With both permissions in place the trader will be able to recommence their business practices but in full compliance with the law.

- 2.6 Members are invited to present petitions at this meeting, and a response will be provided to the next ordinary Council meeting in September 2023.

3 ALTERNATIVE OPTIONS

- 3.1. None for the purposes of this report.

4 CONSULTATION UNDERTAKEN OR PROPOSED

- 4.1. None for the purpose of this report.

5 TIMETABLE

- 5.1. None for the purpose of this report.

6 FINANCIAL, RESOURCE AND PROPERTY IMPLICATIONS

- 6.1. None for the purpose of this report.

7 LEGAL AND STATUTORY IMPLICATIONS

- 7.1. None for the purpose of this report.

8 HUMAN RIGHTS, EQUALITIES AND COMMUNITY COHESION IMPLICATIONS

- 8.1. None for the purpose of this report.

9 CRIME AND DISORDER IMPLICATIONS

- 9.1. None for the purpose of this report.

10 RISK MANAGEMENT AND HEALTH AND SAFETY IMPLICATIONS

11 APPENDICES

- 11.1. None

12 BACKGROUND PAPERS

- 12.1. None.