



## 2001 CHAPTER 8

### *Licensing of street traders*

#### **Notice and representations**

**12.—**(1) Where a council proposes—

- (a) to refuse, other than on any of the grounds specified in section 8, an application for a street trading licence;
- (b) to grant an application for a street trading licence subject to any condition of a kind mentioned in subsection (2) of section 9;
- (c) to revoke a street trading licence under section 10;
- (d) to vary under subsection (1)(b) or (2) of section 11 the conditions specified in a street trading licence; or
- (e) to refuse to vary under subsection (1)(a) of that section the conditions specified in a street trading licence;

it shall give notice in writing of its proposal to the applicant or licence holder.

(2) The notice referred to in subsection (1) shall state—

- (a) the grounds on which the proposed refusal, grant, revocation or variation would be based; and
- (b) that representations relating to the proposal may be made in writing to the council within such period, being not less than 21 days from the date of the notice, as may be specified in the notice.

(3) A council—

- (a) shall not proceed to decide any of the matters referred to in subsection (1) until after the expiry of the period specified in the notice given under subsection (2); and

- (b) shall, in deciding any of those matters, consider any representations made by an applicant or licence holder.
- (4) The council shall give notice in writing to the applicant or licence holder of its decision and of—
  - (a) the grounds for that decision; and
  - (b) his right to appeal against that decision.