

**Susan Chadwick**

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**From:** Graves, Sean [Sean.Graeves@lancashire.pnn.police.uk]  
**Sent:** 01 December 2009 11:19  
**To:** Licensing Department  
**Subject:** Street trading consent request.

For the attention of Sue Chadwick.

Your reference no's : 004509 Mr Richard Ford & 004524 Mr Salvatore Di Morro.

I have considered their requests and given my role, we do not hold any information, that I would consider anything that is to their detriment, that would be an obstacle to their application's).

Regards..

Sean Graves PS2714  
Rossendale NPT  
01706 237329.

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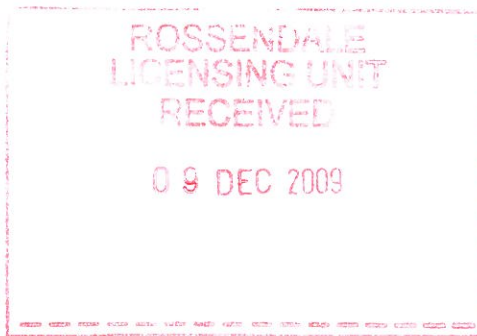
# Whitworth Town Council

Council Offices, Civic Hall, Market Street, Whitworth, Lancs. OL12 8DP



Karen Douglas  
Clerk of the Council

Licensing Unit  
Town Centre Offices  
Lord Street  
Rawtenstall  
Rossendale  
Lancashire  
BB4 7LZ



Monday 7 December 2009

Dear Sir / Madam,

At a meeting of Whitworth Town Council's General Purposes Committee last Thursday, 3 December, three street trading licence applications relating to the Whitworth area were discussed. The resolutions of the Town Council are as follows:

- a) **004509: Meal Machine food van**  
It was resolved that Council objects to this application and recommends the licence be refused on the grounds that there is enough provision (possibly over-provision) of this type of business in Whitworth already.
- b) **004524: Salvatore ice cream van**  
It was resolved that Council offers no objections to this application.
- c) **004538: Howarth Ices ice cream van**  
It was resolved that Council offers no objections to this application.

If you require further information or assistance, I can be contacted from 9am – 4pm, Monday to Thursday as per the contact details of this letterhead.

Yours faithfully,

Karen Douglas  
Town Clerk  
Whitworth Town Council

**LANCASHIRE COUNTY COUNCIL  
ENVIRONMENT DIRECTORATE  
HIGHWAYS AND ENVIRONMENTAL MANAGEMENT  
FOR  
ROSSENDALE BOROUGH COUNCIL  
LICENSING UNIT**

**Application Number:** .....ST002.....

**Location:** .....Market Street Whitworth nr Studd Brow.....

**Scheme/Ref, No.:** .....Mobile Café – Ref 004509.....

**Comments:**

This application is for the operation of a mobile cafe to be sited on the north bound carriageway of the A671 Market Street, Whitworth. The road is a principal road and is also the route of the 464 Quality Bus Route which runs between Accrington and Rochdale. The road is the main link between the eastern end of Rossendale and the Rochdale area, it is a busy road with morning and afternoon peaks and has been the subject of many complaints regarding speeding traffic over the years.

The County Council's Code of Practice on Items within the Highway refers to Mobile Cafes in section 11.3.2 and Appendix J2 sets out the conditions and criteria for mobile cafes in laybys. The site referred to in this application is not within a layby and therefore does not comply with the County Councils Code of Practice.

Under the Highways Act 1980 s137, s148 and s149 a person cannot, without lawful authority, wilfully obstruct the free movement of traffic along a highway, pitch a stall or encamp on a highway or cause a nuisance. As the location identified is not near any major housing or industrial developments the bulk of the trade it will attract is that of passing motorists. This could lead to vehicles of any size being parked on both sides of the road and thereby affecting the flow of traffic along the highway and causing a nuisance.

In view of the above the County Council as Highway Authority objects to the application and recommends that the application be refused.



**Name:**.....**Date:**.....2<sup>nd</sup> December 2009.....