

**To:** General Purposes Licensing Sub-Committee  
**Date:** 3 November 2025  
**Report of:** David Butler: Director of Planning and Regulation  
**Title of Report:** Maria Reyes Valencia Street Trading Application

Summary and recommendations	
<b>Decision being taken:</b>	To determine a street trading application from Maria Reyes Valencia
<b>Key decision:</b>	No
<b>Corporate Priority:</b>	Enable an Inclusive Economy Support Thriving Communities
<b>Policy Framework:</b>	City of Oxford Street Trading Policy

Recommendation(s):
That the General Purposes Licensing Sub-Committee:
1. <b>Consider</b> all the information before them, written and oral evidence, which relates to Maria Reyes Valencia's application.
2. <b>Determine</b> from the options given in the report, the application to trade on the street in Oxford

Information Exempt from Publication
The report does not contain any information which is exempted from publication.

Appendix No.	Appendix Title	Exempt from Publication
Appendix 1	Application for street trading and supplementary documentation	No
Appendix 2	Consultation response	No

## **Introduction**

1. This is an application from Maria Reyes Valencia ('the applicant') for a static Street Trading Consent to allow her to sell food and hot and cold drinks from a converted horsebox.
2. Street Trading consent can only be granted by the Sub Committee.
3. Street trading consent is granted subject to the Council's standard conditions. The Sub Committee may amend or attach any additional conditions to a Consent that it considers "reasonably necessary".

## **Trading Location**

4. The location of the application is on Armstrong Road, Littlemore, Oxford, as identified in the plan contained within Appendix 1.
5. There are no road traffic orders that restrict parking on the road in the selected location, so the applicant can park there throughout the proposed trading time without restriction.

## **Trading Times**

6. The applicant wishes to trade Monday-Friday 0800 – 1600 and Saturday-Sunday 0800 – 1400.

## **Consultation**

7. The consultation exercise required by the Policy was carried out. Supporting representation was received from Cllr Stares and Cllr Corais. Another supporting letter was received with the application from Steph Provins of Peabody.

## **Legislative Background**

8. In 1986 the Council resolved that Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982 should apply to its area. Under Schedule 4 the Council can manage street trading by designating streets as "consent streets", "licence streets" or "prohibited streets". All streets within Oxford are currently designated "consent streets" and any trading requires the grant of a street trading consent. Street trading consent may be granted as the Council "thinks fit".

9. When exercising the power to grant and enforce consents the Sub Committee should only take into account relevant considerations, must give each applicant or consent holder a fair hearing and should give reasons for their decisions.

10. Street trading consent is granted subject to the Council's standard conditions. The Sub Committee may amend or attach any additional conditions to a Consent it considers "reasonably necessary". In this case the Council determined that a set of Special Conditions were reasonably necessary and so they were attached to the consent.

11. Section 5 of the Oxford City Council Street Trading Policy 2024 describes the scheme of delegation for Street Trading Consents and gives the General Purposes Licensing Case Work Subcommittee responsibility for determination of cases referred by the Director of Planning and Regulation

12. Street Trading regulatory matters are determined on behalf of the Director of Planning and Regulation by the Business Regulation Team (BRT).

13. A person Street trading without the necessary consent is liable upon summary conviction for each offence to a fine not exceeding level three on the standard scale. Level three is currently set at £1000.

### **Options**

14. The options before the Sub-committee are:

- a. To grant the Street Trading Consent; or .
- b. To grant the street Trading Consent with the imposition of additional conditions other than those contained within the Policy; or
- c. To refuse the application for a Street Trading Consent.

### **Financial implications**

15. The Council collects fees for Street Trading Consents. Estimated income from Street Trading Consent fees are included in the Council's budget.

### **Legal issues**

16. The Sub-committee may grant a Street Trading Consent if it 'thinks fit'. Consent may be revoked at any time. A street trader cannot be said to enjoy security of tenure and there is no requirement for the Council to give compensation for the loss of any Consent (other than any refund of Consent fees paid in advance). However, any decision to refuse an application or terminate Street Trading Consents may be subject to a judicial review challenge and if the refusal is held to be unreasonable or unlawful then the Court could award damages to the applicant .

17. Any determination of an application for Consent must be proportionate taking into account all relevant circumstances and the Consent holder's right to a fair hearing. A consent should not be revoked or altered arbitrarily and without clear reason.

### **Policy Considerations**

18. The following Policy points are of relevance in this matter:

- a. *8.1: When determining an application for the grant or renewal of a Consent, the council will consider all relevant information relating to the suitability of the applicant and any employees.*
- b. *8.2: The Business Regulation Team aims to work closely with other enforcement authorities to regulate relevant legislation where necessary.*
- c. *11.3: At renewal, the Council may take into consideration any relevant information about the trading operation.*
- d. *11.4: Where a renewal application has been made and there have been complaints or enforcement issues or fees have not been paid on time, then the application may be referred to the General Purposes Licensing Casework Sub-Committee.*

- e. 19.1: *The Council may revoke a Street Trading Consent at any time, on any reasonable grounds. This may be for a variety of reasons including breach of conditions, non-payment of fees or when the site location is no longer suitable/accessible e.g. due to emergency repairs in the street or construction /redevelopment work.*
- f. 18.5: *Failure to comply with one or more of the standard conditions of Consent may lead to suspension, variation, revocation or non-renewal of Street Trading Consent. The Consent Holder may also be prosecuted where a criminal offence has occurred.*

**Level of risk**

19. The risks associated with this application are relatively low overall. The committee will consider the risks against those criteria identified in the Policy but the most relevant factor in this case is probably:

20. Public safety – low traffic risk, the unit will be parked at the side of the road where vehicles are ordinarily parked, there are no restrictive RTO’s in that location.

**Equalities impact**

21. The Council has a Public Sector Equality Duty (PSED) under the Equality Act 2010 to have due regard to the need to:

- Eliminate discrimination, harassment and victimisation and any other conduct that is prohibited by or under the Act;
- Advance equality of opportunity between people who share a relevant protected characteristic and those who don’t share it;
- Foster good relations between people who share a relevant protected characteristic and those who do not (which involves having due regard, in particular, to the need to tackle prejudice and promote understanding).

22. It is not considered that there will be any adverse impact on persons with protected characteristics.

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<b>Background Papers:</b>	
1	Oxford City Council Street Trading Policy, which can be accessed here: <a href="#">Street Trading Policy   Oxford City Council</a>



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