

BIRMINGHAM CITY COUNCIL**PUBLIC REPORT**

Report to:	Council Business Management (Miscellaneous Appeals) Sub-Committee	
Report of:	Sajeela Naseer – Head of Trading Standards	
Date of Meeting:	7th July 2017	
Subject:	To determine an Appeal in accordance with Birmingham City Council, Markets, Rules and Regulations 2006 for the Operation the Retail Markets	
Licenced trader:	As per Private Report	
Operations affected:	Bull Ring Rag Market	
Contact Officer:	Sajeela Naseer, 0121 303 6112, Sajeela.naseer@birmingham.gov.uk	

1. Purpose of report:

To determine an appeal against a decision to terminate an individual Retail Stall Licence held at the Birmingham Rag Market

2. Recommendation:

To consider and determine the outcome of the appeal in accordance with the Options available to Committee set out below

3. Brief Summary of Report:


This report provides a summary of the decision made by Miss Sajeela Naseer on 21st March 2017, including the events which preceded it and those which have followed the decision, resulting in the current appeal.

On 21st March 2017 Miss Naseer made a decision to terminate an individual Retail Stall Licence at the Birmingham Rag Market ("the Market"),

The holder of the Licence has appealed that decision in accordance with the procedure detailed in the Markets Rules and Regulations (2006) for the operation of the retail markets (Appendix 1). The Committee operates under its own 2015 procedural rules document which were sent to the Licence Holder on the 22 June 2017 together with a Notice of Hearing.

4. Compliance Issues:**4.1 Consistency with relevant Council Policies, Plans or Strategies:**

The report complies with the City Council's Rules and Regulations (2006) for the operation of the retail markets.

<p>5. Relevant background/chronology of key events:</p> <p>1. As per Private Report</p>
<p>6. Background Information/other information to be considered.</p> <p>As per Private Report</p>
<p>7. Options available</p> <p>Under paragraph 11 of the Birmingham City Council Markets Rules and Regulations 2006 document, the Committee shall either:</p> <ol style="list-style-type: none"> 1. Allow the stallholder's appeal; 2. Suspend the stallholder preventing him/her from trading from the retail markets for a period not exceeding twelve months, or; 3. Terminate the stallholder's Licence. <p>The Clerk to the Committee shall notify the Stallholder of the decision of the Committee in writing as soon as practicable after the Committee reaches its decision.</p>
<p>8. List of Appendices:</p> <p>The following will be available to assist the Chair of the hearing in reaching their decision:</p> <ol style="list-style-type: none"> 1. Markets Rules & Regulations 2006 (Appendix 1);
<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p>Signatures </p> <p>Head of Trading Standards Sajeela Naseer</p> </div> <div style="width: 45%; text-align: right;"> <p>Date: 29/6/17</p> <p>.....</p> </div> </div>