

LICENSING AND PROTECTION SUB-COMMITTEE

24th MARCH 2026

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

APPEAL FOLLOWING REFUSAL TO GRANT STREET TRADING CONSENT

Higgy's Ltd - Layby, London Road, Yaxley PE7 3TB

1. INTRODUCTION

1.1 Huntingdonshire District Council as the Licensing Authority has received an application for the grant of street trading consent:

from **Higgy's Ltd**

to trade at the location **Layby, London Road, Yaxley PE7 3TB**

The application was received on **15 January 2026**.

1.2 A copy of the application is attached as **Appendix A** (application) & **Appendix B** (photo)

2. REPORT

2.1 The application for consent is to permit street trading from the location above for the following dates and time:

a. **Street Trading - Static**

i. Tuesday to Saturday – 0900hrs to 2100hrs

2.2 Upon receipt of the application, an officer assessment was conducted to determine the suitability of the application before sending it for consultation with Responsible Authorities. During this assessment, additional information was obtained from Higgy's Ltd in support of the application.

2.3 This information, including the pre-consultation and post-consultation officer assessment is attached as **Appendix C**, which also includes responses from Responsible Authorities.

3. MATTERS TO BE TAKEN INTO ACCOUNT

3.1 The application was refused on 25/02/2026. A copy of the refusal letter is attached as **Appendix D**.

3.2 The sub-committee must consider all of the information contained in **Appendices A, B, C and D**, as well as the written submissions from Higgy's Ltd found in **Appendix E** and **Appendix E1**.

3.3 **Appendix F** (site photos for report) contains photos taken on 09/03/2026 which are for the benefit of this report.

3.4 Higgy's Ltd have previously held a street trading licence which expired on 12/11/2025. This licence was granted prior to the implementation of the current

street trading policy (23/10/2025). The application attached in **Appendix A** is the first application submitted by Higgsy's Ltd under the new policy and is separate to any prior licence applied for or issued by HDC.

4. POLICY & LEGISLATIVE CONSIDERATIONS

4.1 The licensing authority must carry out its functions under the Act and the sub-committee must also have regard to:

- a. its street trading policy - [Street Trading Policy](#)
- b. the Local Government (Miscellaneous Provisions) Act 1982

5. DETERMINATION

5.1 In making a decision, this appeal must be determined on its individual merits having regard to the representations and supporting documents included as part of the report along with additional information considered relevant at the hearing. As part of the decision process the sub-committee is required to give its reasons for any decision arrived at.

5.2 Where the licensing authority considers that action under its statutory powers is appropriate, it may take any of the following steps:

- Uphold the decision to refuse street trading consent
- Overturn the decision to refuse and grant street trading consent with consideration to the optional extra measures below:
 - Add additional conditions to the street trading consent
 - Amend dates and times applied for.

5.3 Any decision made by the sub-committee must be reasonable and proportionate.

BACKGROUND INFORMATION

Local Government (Miscellaneous Provisions) Act 1982

The Council's Street Trading Policy

LIST OF APPENDICES

Appendix A – Application

Appendix B – Site Photo Submitted with Application

Appendix C – Officer Assessments including additional application information and representations from Responsible Authorities

Appendix D – Refusal Letter

Appendix E – Application for Appeal

Appendix E1 – Supporting Photo

Appendix F – Site Photos for Report