

Agenda Item No:	3	
Committee:	Licensing	
Date:	16 March 2026	
Report Title:	New application for a Street Trading consent under the Local Government (Miscellaneous Provisions) Act 1982.	

1 Purpose / Summary

- 1.1 To consider an application for the grant of a static Street Trading Consent submitted by Ms Olga Malolepsza (Hampton Fruits), to trade from the following location:
- Broad Street, March (Opposite Sharman Quinney)

2 Recommendation

- 2.1 That the Licensing Sub Committee determine if a Street Trading consent should be granted for the proposed location.
- 2.2 That the list of standard conditions in Appendix C be attached to the consent if it is granted

Wards Affected	March West & Benwick
Forward Plan Reference	N/A
Portfolio Holder(s)	Councillor Sam Hoy, Portfolio Holder with responsibilities for Licensing
Report Originator(s)	Steve Mahoney Licensing Officer, Tel: 01354 602162, Email: smahoney@fenland.gov.uk
Contact Officer(s)	Amy Brown, Assistant Director Deputy Monitoring Officer Tel, 01354 622450 amybrown@fenland.gov.uk Peter Catchpole, Corporate Director & Section 151 Officer, Tel 01354 622201. petercatchpole@fenland.gov.uk
Background Paper(s)	Fenland District Council's Street Trading Consent Policy 2025 - Street Trading Policy 2015 Local Government (Miscellaneous Provisions) Act 1982, Schedule 4 Local Government (Miscellaneous Provisions) Act 1982

Report:

1 Background / introduction

- 1.1 Street Trading Consents are governed under the Local Government (Miscellaneous Provisions) Act 1982 ("the Act"). Fenland District Council has adopted provisions in the Act so that it can effectively control street trading. This means that it is an offence to trade without a consent granted by the Council.
- 1.2 On 11th February 2026 Licensing received an application for a street trading Consent from Ms Olga Malolepsza - [REDACTED] Peterborough, PE7 [REDACTED]. A copy of the application and supporting Documentation is attached at **Appendix A**.
- 1.3 The application is requesting to sell Fruit and Vegetables items from a static unit, from Monday to Saturday, between the hours of 09:00 - 18:00Hrs.
- 1.4 The applicant is seeking to trade from a unit in a fixed location in Broad Street, March (opposite Sharman Quinney). A copy of the Plan Location is shown at **Appendix B**
- 1.5 Officers can confirm that the application has been advertised in the correct manner by way of a public notice, which has been displayed on the site.
- 1.6 On 11th February 2026, licensing in line with the street trading application procedure consulted with several consultees these being:
 - Cambridgeshire Police
 - The Highways Authority
 - Cambs Fire Authority
 - Environmental Health
- 1.7 During the consultation, we received one objection from Layna Warren in her capacity as Street Scene & Markets Team Leader shown as **Appendix D**
- 1.8 We also received a number of comments, they have made it clear they are not objecting to the application, these can be found at **Appendix E**

2 Assessment Criteria

- 2.1 In considering applications for the grant or renewal of a consent, the following factors will be considered, along with any other matters considered reasonably relevant: -
 - Site Suitability
 - Public Order
 - Avoidance of Nuisance
 - Consultee Observations
 - Permitted Trading Hours
 - Planning Permission
 - Suitability of Applicant
 - Proximity to Schools and Colleges
 - Proximity to existing Consent Holders

3 Considerations

- 3.1 The Licensing Sub Committee can take any of the following actions it considers appropriate in determining this application:
- Grant consent as applied for.
 - Grant consent with additional conditions and/or amended times of trading;
 - Reject the application in full or part.

4 Legal Considerations

- 4.1 The relevant legislation relating to street trading licences is contained within the Local Government (Miscellaneous Provisions) Act 1982, Schedule 4, the pertinent sections being set out below:
- 4.2 Section 2 of Schedule 4 to the Act provides for a council to designate any street as a) a prohibited street; b) a licence street or c) a consent street.
- 4.3 Fenland District Council resolved that for the purposes of street trading all current and future streets, council car parks, recreation grounds and open spaces along with public parks, gardens, amenity areas, sports areas and parking bays adopted by the council in the Fenland District be adopted as “consent streets”.
- 4.4 Paragraph 7(2): Subject to paragraph (3) below, the council may grant a consent if they see fit.
- 4.5 Paragraph 7(4): when granting or renewing a street trading consent, the council may attach such conditions to it as they consider reasonably necessary.
- 4.6 Paragraph 7(5): Without prejudice to the generality of sub-paragraph (4) above, the conditions that may be attached to a street trading consent by virtue of that sub-paragraph include conditions to prevent obstruction of the street or danger to persons using it; or nuisance or annoyance (whether to persons using the street or otherwise).
- 4.7 Paragraph 7(8): The council may include in a street trading consent permission for its holder to trade in a consent street from a stationary van, cart, barrow or other vehicle, or from a portable stall.
- 4.8 Paragraph 7(9): If they include such a permission, they may make the consent subject to conditions as to where the holder of a street trading consent may trade by virtue of the permission; and as to the times between which or periods for which he may so trade.
- 4.9 Paragraph 7(10): A street trading consent may be granted for any period not exceeding 12 months but may be revoked at any time.
- 4.10 Local opposition or support (in whatever form) for a proposal is not in itself grounds for refusing or granting a licensing permission, unless that opposition or support is based upon valid reasons and concerns, which can be sustained.
- 4.11 Applicants who feel aggrieved by the Licensing Sub-Committee’s decision to refuse an application or to introduce additional conditions may appeal to the Licensing Committee within 21 days starting from the day they are advised of the refusal or the additional conditions applied.
- 4.12 The Sub-Committee should have due regard to the legislation when considering this application and should give full consideration to the information supplied by the applicant in both his application and at the hearing, and to the representations made by other interested parties, where they are relevant to the matters set out in the legislation.

- APPENDIX A - Application form & supporting Docs
- APPENDIX B - Plans
- APPENDIX C - Standard conditions
- APPENDIX D - Objections
- APPENDIX E - Comment received.

Form Submission PDF

Street Trading Licence Application

Before you start	
Please tick this box to confirm you have fully read and understood the above information:	Yes
Application type	
I am applying:	new
Current consent number:	
How many people are applying?	1
Personal details - first applicant	
Surname:	Olga
First Name(s):	Malolepsza
Home address including postcode:	
Date of Birth:	
National Insurance Number:	
Home Telephone Number:	
Mobile Telephone Number:	
Email address:	
Has this applicant ever been refused a street trading consent by this or any other local authority?	No
If yes, please give dates and details:	
Passport sized photograph of applicant:	
Personal details - second applicant	
Surname:	
First Name(s):	
Home address including postcode:	
Date of Birth:	
National Insurance Number:	
Home Telephone Number:	
Mobile Telephone Number:	
Email address:	
Has this applicant ever been refused a street trading consent by this or any other local authority?	
If yes, please give dates and details:	
Passport sized photograph of applicant:	
Personal details - third applicant	

Surname:	
First Name(s):	
Home address including postcode:	
Date of Birth:	
National Insurance Number:	
Home Telephone Number:	
Mobile Telephone Number:	
Email address:	
Has this applicant ever been refused a street trading consent by this or any other local authority?	
If yes, please give dates and details:	
Passport sized photograph of applicant:	
Personal details - fourth applicant	
Surname:	
First Name(s):	
Home address including postcode:	
Date of Birth:	
National Insurance Number:	
Home Telephone Number:	
Mobile Telephone Number:	
Email address:	
Has this applicant ever been refused a street trading consent by this or any other local authority?	
If yes, please give dates and details:	
Passport sized photograph of applicant:	

Trading details	
Trading Name:	Hampton Fruits
Fixed Location Trading	
Street Name and precise location on the street of where trading will take place:	City centre Main road 8 Broad Street March PE15 8TG England Opposite Sharman quinney
Please upload a map to show the exact location	IMG_0261.png (download)
Mobile Location Trading	
Streets where trading will take place:	
You may upload a file to show the streets where trading will take place	att.jbxoJ_3t1H7ZwOajhPxM6ByYXi-d_pFaNBdl3bkRyFE.jpeg (download)

Application Type	
This application is for an Annual Street Trading Consent:	Yes
This application is for a Daily Street Trading Consent:	No
If your application is for Daily Street Trading Consent, please specify the dates you would like:	
Trading Days and Times	
Monday	
Start (AM)	
Finish (AM)	
Start (PM)	
Finish (PM)	
Tuesday	
Start (AM)	
Finish (AM)	
Start (PM)	
Finish (PM)	
Wednesday	
Start (AM)	
Finish (AM)	
Start (PM)	
Finish (PM)	
Thursday	
Start (AM)	
Finish (AM)	
Start (PM)	
Finish (PM)	
Friday	
Start (AM)	
Finish (AM)	
Start (PM)	
Finish (PM)	
Saturday	
Start (AM)	
Finish (AM)	
Start (PM)	
Finish (PM)	
Sunday	
Start (AM)	
Finish (AM)	
Start (PM)	

Finish (PM)

Goods to be sold	
Ice cream	
Details:	
Confectionary	
Details:	
Fresh Fruit / Vegetables	Yes
Details:	
Flowers	
Details:	
Hot Drinks	
Details:	
Cold Drinks	
Details:	
Wet and Dry Fish	
Details:	
Seafood	
Details:	
Cold Food	
Cold Food	
Details:	
Hot Food (select all that apply)	
Details of other items:	

Details of Food Business Registration	
Do you intend to trade in any food items?	Yes
Food Registration Details	
Local Authority Name:	Peterborough city council
Local Authority Address:	
Registration reference:	
Food Hygiene Rating	
Date first registered:	
Date of last inspection:	
Please upload a copy of your Food Business Registration Certificate:	IMG_0264.png (download)
Trading Unit details	
Type of Trading Unit	Stall
If you've said 'Other', please give further details:	

Vehicle Registration:	
Colour(s) of Trading Unit:	White
Please explain the proposed arrangements for the storage, collection, removal and disposal of refuse:	Packing up at the end of the day
Unit measurements	
Height	
Meters	1m
Cms	0
Width	
Meters	2m
Cms	0
Length	
Meters	4m
Cms	0
Photographs of trading unit	
Photo 1:	IMG_0252.jpeg (download)
Photo 2:	
Photo 3:	
Supporting documents	
If you need to include written permissions, certificates relating to advertisements, or information about power sources /generators please do so here:	
Document 1:	
Document 2:	
Document 3:	
Notes to accompany documents:	

Public Liability Insurance	
Insurance Company:	AXA
Policy Number:	550305664
Period of Cover:	Year
Amount of cover (£m)	5
Please upload a copy of your public liability insurance:	IMG_0265.png (download)
Declaration	
I have read and understood the declaration above:	Yes
Once you press 'Submit', you will be taken to the Capita portal to make the application non-refundable deposit payment of £50.	
SUCCESS	
AUTHCODE	

APPENDIX B



APPENDIX C

STREET TRADING STANDARD CONDITIONS

STANDARD CONDITIONS FOR ALL CONSENT HOLDERS

1. A Street Trader trading with the consent of Fenland District Council shall prominently display on his/her stall/receptacle/mobile his/her name, a copy of the consent including a plan showing the permitted trading site and a complete price list of the goods being sold.
2. The Consent Holder shall wear the Street Trader Identity Badge during all trading hours.
3. The Consent Holder must inform Fenland District Council if trading is to stop for a period of 3 weeks or more (should Fenland District Council not be informed this may result in the consent being revoked and the pitch being recorded as vacant)
4. The Consent Holder must return the consent issued, to Fenland District Council immediately if they are to cease (stop) trading. Fenland District Council must be notified in writing if trading is to cease. In the event of the death of a consent holder, the Street Trading Consent is deemed null and void.
5. The Consent Holder must be on site during trading hours for the majority of the time on each trading day.
6. Trading may only take place on the days and during the times specified on the Street Trading Consent, unless special authorisation has been given by Fenland District Council in writing. Any unit/stall must be removed from the highway or trading area out of permitted trading hours.
7. Any Unit/stall/mobile must:
 - be purpose built and should any alteration be needed they must be approved by Fenland District Council.
 - Be kept in good and clean repair both inside (interior) and out (exterior)
 - Contain suitable firefighting equipment pertaining to the nature of the business to reduce the risk of an outbreak of fire.
 - Comply with the Control of Pollution Act 1974, Code of Practice on noise from ice cream van chimes etc. 1982 Chimes must not sound
 - before 12 noon or after 7.00pm
 - for no longer than 4 seconds at a time
 - no more often than once every 3 minutes
 - no more often than once in every 2 hours in the same length of street
 - when the mobile unit is stationary • When in sight of another unit which is trading
 - within 50 metres of schools (during school hours), hospitals and places of worship (on Sundays and other recognised days of worship)
 - As loudly in quiet areas or narrow streets as elsewhere

8. The siting of the street trading stall/receptacle/mobile shall not impede the access of emergency vehicles. The street trading activity shall not obstruct any street furniture, signs or lighting.

9. The Consent Holder shall pay all Street Trading Consent fees in advance.

10. The Consent Holder shall at all times maintain a valid insurance policy covering the street trading activity for third party and public liability risks up to £5 million. The Consent Holder must produce a valid certificate for this insurance at any time on the request of an authorised officer.

11. Trading may only take place when the Consent Holder is at the trading area for the majority of the time on each trading day.

12. The Consent Holder must have written permission from the owner of the land to trade on private land which is not part of the public highway.

13. Consent Holders shall not trade outside of the designated trading area.

14. The trading area must be located:

- In the general area specified in the street trading consent
- At least 3 metres away from any ground floor window, door or other opening of any premises, except where those premises are occupied by the person holding the street trading consent unless agreed in writing by Fenland District Council
- At a place which does not obstruct access to any other premises by vehicles or pedestrians.
- At any exact location specified by a Licensing Officer.

15. All activities of storage and display and any temporary structure such as a stall or tables and chairs, must be contained within the trading area specified on the Street Trading Consent.

16. The Consent Holder must not cause or allow anyone to cause damage to the street surface, street furniture, lighting and landscaping within the trading area and will be responsible for making good any such damage.

17. The Consent Holder will vacate the pitch upon request, and for as long as necessary, to enable highway inspections, repairs, street works and highway improvements to be undertaken, or if the pitch is required to facilitate temporary traffic and/or pedestrian management arrangements. No compensation will be paid to the Consent Holder for lost trading days as a result of the above or for any lost trading days as a result of the above or for any loss of business as a result of unforeseen occurrences on the highway network.

18. A clear pedestrian route of at least 2 metres shall be maintained along the highway, adjacent to the building line. A minimum distance of 2 metres width should be kept between the edge of the trafficked route and the street trading unit boundary. The street trading activity shall not impede any existing driver or pedestrian sight lines.

19. The Consent Holder shall not do anything that is likely to cause danger, nuisance, annoyance, obstruction, damage or inconvenience to the council, adjacent/ neighbouring premises, road users or members of the public. This includes noise, smoke fume or odour.

20. A rubbish bin must be provided in the Trading Area where goods are sold that are for immediate use or consumption. Waste must not be placed in litter bins provided for public use.

Any waste arising from the trading activity within 100metres of the stall in any direction must be removed and properly disposed of at the end of each trading day.

21.Consent Holders and their employees should have access to suitable and sufficient sanitary accommodation at all trading times.

22.The Consent Holder shall pay to the District Council any charges payable for the removal of refuse or other services rendered, and any expenses incurred by the District Council in the administration of Part III of the 1982 Act.

23.No live or recorded music shall be played at any time.

24.Advertisements or other notices must not be placed outside of the trading area.

25.The use of generators is not permitted, unless permission has been specifically granted by the Senior Licensing Officer/Licensing Manager. If permitted, the generator will be reasonably silent running, will not leak fuel (any spillage would be the consent holders responsibility) and will create a tripping hazard.

26.Consent Holders and their employees shall not trade under the influence of any illegal or intoxicating substance.

27.The Consent Holder must not employ any person under the age of 14 years (Section 20, Children and Young Persons Act 1993).

28.A Street Trading Consent does not relieve the Consent Holder, or any person employed to work on the stall, of any obligation to comply with all other general or local legislation, such as the Road Traffic Act, Highways Act 1980, the Food Safety Act 1990, the Town and County Planning Acts, the Licensing Act 2003, Street Collection legislation and the Gambling Act 2005.

29.It is the obligation of the Consent Holder to familiarise themselves and their employees with this legislation. The council may revoke a Street Trading Consent for any failure to comply with general or local legislation. A Consent Holder shall not assign, underlet or part with his interest or possession of a Street Trading Consent.

30.On receipt of the Consent letter and before trading with the Consent of Fenland District Council the Consent Holder shall inform the Gas Board and Eastern Energy in writing that he/she intends to trade on the street he/she has the Consent of Fenland District Council to trade on.

31.The fee payable for the Street Trading Consent may be reviewed from time to time by Fenland District Council.

APPENDIX D

From: Layna Warren <lwarren@fenland.gov.uk>
Sent on: Wednesday, February 11, 2026 4:17:22 PM
To: licensing <licensing@fenland.gov.uk>;
fireprotectionnorthconsultations@cambsfire.gov.uk;
planning <planning@fenland.gov.uk>; licensingNorth@cambs.police.uk;
Michelle Bishop <MBishop@fenland.gov.uk>;
envhealth <envhealth@fenland.gov.uk>;
policyandregulation@cambridgeshire.gov.uk; Jon
Nixon <JNixon@fenland.gov.uk>
Subject: RE: Notice of Application (Hampton Fruits Street Trader FDC Ref:
26/0087/STRTRA)

Categories:

Hi

Please can I log that this application in my opinion, be rejected.

I believe that having a market stall in this location goes against the principle purpose of street trading. Initially this was set up to permit traders to pitch up in locations such as laybys and road sides, not town centres. The market facilities in March offers already an opportunity for market traders to sell produce under our market order and formal agreements.

Should this stall be allowed to pitch up on the public highway it would be in direct competition with our own fruit and veg stall on the market, only a short distance away. It would also set a precedent to other traders to do the same thing. This will create an alternative market that we would not have any control over. We would also not be able to protect the consumers which we do at the moment by using the shoppers market charter and regulations.

I believe this application would be a conflict to the current market.

Layna

Appendix E - Comments

From: Cllr Gary Christy GChristy@fenland.gov.uk

Good Afternoon

Thank you for the message regarding the Broad St Traders License.

In principle I have no objection and it is encouraging to see the public realm space being utilised. I would though raise the following :

a) Concern on the impact on the existing fruit and vegetable stall that serves the Wednesday and Saturday markets, who has been a long standing supporter of March Markets. I believe there is a non competing arrangement in the Market Traders agreements and if one exists would this come into force?

b) Would the stalls remain in situ or would they be removed each night?

c) With the continuing work on the old Barclays Bank building and the restricting of the public walk way, this needs to be considered in the placing of the stands.

Kind regards, Gary

From: Cllr Jan French jfrench@fenland.gov.uk

Hi,

I have no objections but have concerns.

1. The effect on our regular trader on the Market place Wednesday and Saturday.
2. The effect on the business's in Broad Street.
3. The completion of demolition of Barclays.

Regards,

Jan

From: Policy and Regulation Policy.andRegulation@cambridgeshire.gov.uk

In principle I have no objection to such an arrangement as; it's no different to the street trading pitches set up for use in Cambridge City; such an arrangement can help enhance the area; and there appears to be ample room for such an arrangement without it impeding pedestrians.

I appreciate the comments raised by Layna Warren about the preexisting market, however, in isolation such an arrangement is unlikely to pull a significant number of customers away from the market. Even if it did, the argument of competition with another local veg stall is somewhat null and void as competition typically favours the consumer.

I accept that this could set a precedent for other traders to file similar applications, but providing this is well managed this can help increase footfall in the area, which would likely be to the benefit of nearby businesses that pay business rates – providing the stalls are not in direct competition with said businesses.

The only concern I really have is that there appears to be a lot of information about how refuse is to be managed, but no information about the storage of the proposed stalls. The stalls in question look to be quite cumbersome for them to be removed daily, but no items should be stored on the public highway overnight.

Kind regards,
Stephen

Stephen Marshall
Policy & Regulation Engineer | Transport & Connectivity Cambridgeshire County Council
