



Subject:	Update on Street Trading Licence Appeal for Berry Street
Date:	20 th May, 2015
Reporting Officer:	Trevor Martin, Head of Building Control, ext. 2450
Contact Officer:	Stephen Hewitt, Building Control Manager, ext. 2435

Is this report restricted?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Is the decision eligible for Call-in?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

1.0	Purpose of Report or Summary of main Issues
1.1	To inform Committee of the outcome of an appeal to Belfast Magistrate's Court by Musa Gulusen regarding the Council's decision to refuse to renew his Stationary Street Trading Licence for Berry Street.
1.2	The appeal hearing took place on 5 th May 2015.
2.0	Recommendations
2.1	The Committee is asked to note the contents of the report.
3.0	Main report
	<u>Key Issues</u>
3.1	At your meeting of 17 th December 2014, you considered an application from Musa Gulusen for the renewal of a Stationary Street Trading Licence for a designated site in Berry Street, near its junction with Royal Avenue.
3.2	Subsequently, the Committee refused the application on the discretionary grounds as set out within Section 9 (1) (c) of the Street Trading Act (Northern Ireland) 2001, in that Mr Gulusen was, on account of misconduct or some other reason relating to trading activities, unsuitable to hold a Street Trading Licence.
3.3	A Notice of Appeal was then lodged by Mr Gulusen with Belfast Magistrates Court on 23 rd January 2015. The licence therefore remained in force until the determination of the Appeal.
3.4	Members are advised that, after hearing from both parties on 5 th May 2015, the Court rejected Mr Gulusen's Appeal. The decision means that Mr Gulusen can no longer trade at the site in Berry Street.

3.5	<u>Financial & Resource Implications</u> None
3.6	<u>Equality or Good Relations Implications</u> There are no equality or good relations issues associated with this report.
4.0	Appendices – Documents Attached
4.1	None