

Single Member Cabinet Decision

Executive Forward Plan Reference	E2118
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Guildhall Market Christmas Market 2010 - 2012

Decision maker/s	Cllr Francine Haeberling, Leader of the Council
The Issue	The report is presented to consider an application by the Guildhall Market Traders Association (GMTA) for the Council (as landowner) to allow permission to run a market in the Guildhall Car Park for the period of the Christmas Market in 2010, 2011 and 2012.
Decision Date	13 May 2010
The decision	<p>The Cabinet Member agrees:</p> <ul style="list-style-type: none"> * To allow the GMTA to hold the market in the Guildhall Car Park to run concurrently with the period of the 2010, 2011 and 2012 Christmas Markets, plus two additional days prior to and one day after the Guildhall Christmas Market for setting up and dismantling. * That consent is given subject to the following conditions: <ul style="list-style-type: none"> (a) that any proposed variations to the format of the market from that held in December 2009 are delegated to the Divisional Director - Property. (b) that Planning Permission and all other statutory consents are obtained and all conditions (if any) are complied with fully before the market is set up. (c) that all necessary street trading licenses are obtained before the market is set up. (d) that each year the GMTA enter a licence with the Council covering their use of the car park documenting the term and agreed covenants and obligations of each party. (e) that appropriate alternative arrangements are made for users of the displaced parking spaces for the disabled. (f) that if in any year if operational issues arise and are not resolved to the satisfaction of the Divisional Director - Property, especially the handling of refuse, then the Council reserves the right to withdraw permission to use the car park. (g) that if the Christmas Market does not operate the Council reserves the right to withdraw permission to use the car park.
Rationale for decision	<ul style="list-style-type: none"> * A market has been held in the car park for the period of the Christmas Market for the last six years with planning permission being obtained each year and the Council's consent as landowner sought initially on each separate occasion and most recently for a three year consent, expiring in 2009. * The car park is in a sensitive location surrounded by listed

	<p>buildings including residential accommodation in the Empire and offices including the register office in the Guildhall itself. There is a public footpath through the car park which is now closed overnight during the market, after receiving statutory consents each year, and there is parking and access for the disabled.</p> <ul style="list-style-type: none"> * The Guildhall market traders seek the opportunity to use the car park during the period of the Christmas Market as a means of generating extra footfall into the Guildhall market. * The format of the market since 2006 demonstrates that the GMTA has found a successful sustainable format in which to operate the market and which addresses the sensitivities of the site as outlined in 8.2. * As a successful format has been identified it is considered appropriate to grant permission to the use of the car park for the following three years rather than consider the request on an annual basis, subject to the conditions outlined in 2.2.
Financial and budget implications	<ul style="list-style-type: none"> * The GMTA will be required to pay a licence fee which will defray any loss of income to the Council arising from the use of alternative car parks by users of the Guildhall car park. * On the basis that the GMTA reimburse the Council for any additional costs incurred through the intensification of the use of facilities provided in the running of the Guildhall Market such as refuse collection, there will not be any financial implications to the Council. The GMTA will reimburse the Council for any management costs incurred in the preparation of the licence and any operational issues that arise during the period of the market.
Issues considered	<i>Property</i>
Consultation undertaken	Ward Councillors; Leader of the Council; Cabinet Member for Resources; Section 151 Finance Officer; Chief Executive; Monitoring Officer
How consultation was carried out	Consultation was conducted by email
Other options considered	None

Signatures of Decision Makers	
Date of Signature	