

Street Trading Policy

Cllr Doug Pullen, Cabinet Member for Regulatory Services, Housing & Wellbeing

Date: 6th February 2018

Agenda Item: Updated Street Trading Policy

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Key Decision? YES- NO (delete as appropriate)

Local Ward Members N/a



**REGULATORY &
LICENSING
COMMITTEE**

1. Executive Summary

- 1.1. It was agreed by Regulatory and Licensing Committee that the current Street Trading Policy required updating to take into consideration the changing climate surround street trading during events.
- 1.2. This report contains a proposed street trading policy for the Regulatory and Licensing Committee to consider and adopt.

2. Recommendations

- 2.1. It is recommended that Members approve the new Street Trading Policy contained in Appendix A for consultation.
- 2.2. That authority is delegated to the Head of Regulatory Services, Housing and Wellbeing in consultation with the Members task group, to include any agreed comments into the Policy from the consultation process.

3. Background

- 1.1. The attached policy provides a decision making framework for the consideration of applications for street trading consents. The aim of the policy is to create a street trading environment which is sensitive to the needs of the public, consumer choice, ensures safety and contributes to the character and ambience of the local environments. The council's power to regulate street trading is set out in Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 referred to in this policy as "the Act".
- 1.2. Street trading can aid the local economy and contribute to the facilities offered to people who visit, live and work in Lichfield District.
- 1.3. A Members task group was set up to consider the effects of street trading within the district and gave comments on the proposed policy which have been reflected within it. External Agencies were contacted during the task group process to seek additional views.
- 1.4. Additions to the existing policy were made to address concerns around Special Event Organisers who fail to follow submitted event management plans. There were also concerns raised by officers around additional administration burdens caused by late or incomplete applications. These have been addressed in the new policy. The proposed policy also creates a process to tackle the potential issue caused by more than one event organisers arranging events on the same day in the same location.
- 1.5. In 2017 over 900 traders applied for street trading consent. Many of these were involved in Special Events. Over 130 of these applications were either found to be incomplete on application and others required further administration.

Alternative Options	1. An alternative option would be to further review the policy and implement additional changes.
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Consultation	<ol style="list-style-type: none"> 1. Feedback was sought from agencies such as: the Police, West Midlands Ambulance Service, Trading Standards, Highways England, Staffordshire County Council, Staffordshire Fire and Rescue Service and other Council departments 2. A Members task group considered recommendations and provided feedback on the policy. 3. Further consultation will be sought from other interested parties such as Lichfield City Council, the Showmen's Guild, Event Organisers, etc. 4. The draft policy will also be placed on the Council's website seeking comments.
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Financial Implications	1. The new policy seeks to make financial improvements and ensure that the administration burdens caused by incomplete applications are addressed. It also seeks to cover potential costs caused by event organisers failing to clear up waste after an event.
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Contribution to the Delivery of the Strategic Plan	1. A dedicated Street Trading Policy supports the objective on providing a vibrant and prosperous economy. Encouraging events and ensuring that they run safely will aid the longevity of such events.
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Equality, Diversity and Human Rights Implications	1. The proposed Street Trading Policy will be submitted to the Equality Impact Assessment process for comment prior to being publicised. Any recommendations made by the assessment panel will be added into the policy.
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Crime & Safety Issues	<ol style="list-style-type: none"> 1. By carrying out functions around street trading we hope to protect the public health of those living in our community and the interests of consumers in connection with trading activities within the district. 2. The adoption of the Street Trading Policy will impact positively on our duty to detect and prevent street trading crime within the District. (Section 17 of the Crime and Disorder Act, 1988).
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	Risk Description	How We Manage It	Severity of Risk (RYG)
A	Demands arising from changes in legislation	Monitor legislative proposals and changes; evaluate impact on service and plan for changes; monitor impact	Yellow

Background documents
1. Appendix A Street Trading Policy.

Relevant web links
