
REPORT TO:	ENVIRONMENTAL AND DEVELOPMENT SERVICES COMMITTEE	AGENDA ITEM:8
DATE OF MEETING:	07 NOVEMBER 2024	CATEGORY: DELEGATED/ RECOMMENDED
REPORT FROM:	EXECUTIVE DIRECTOR, LAW AND PEOPLE	OPEN/EXEMPT PARAGRAPH NO:
MEMBERS' CONTACT POINT:	EMMA MCHUGH SENIOR LICENSING OFFICER 01283 228745 emma.mchugh@southderbyshire.gov.uk	DOC:
SUBJECT:	REVISION OF STREET TRADING POLICY	REF:
WARD(S) AFFECTED:	ALL	TERMS OF REFERENCE:

1. Recommendations

- 1.1 That Members approve the amendments to the Council's Street Trading Policy attached at **Appendix 1**.

2. Purpose of Report

- 2.1 To provide Members with the outcome of a consultation with interested parties.
- 2.2 To provide Members with the necessary information to be able to consider the recommendations contained in paragraph 1 of this report.

3. Detail

- 3.1 Under Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982, a Council has the power to adopt the Schedule enabling them to control street trading in their District. This Council adopted Schedule 4 in April 1991 and designated streets in Swadlincote as Consent Streets therefore any person trading in these streets would require a consent from the Council.
- 3.2 The Council passed a further resolution and updated the Street Trading Policy in 2016. The effect of this Policy change was to increase the number of designated Consent Streets to include all streets within the boundary of the Town Centre as detailed on the map contained at Appendix 2 of the Policy.
- 3.3 After consultation with Economic Development and Community Safety, it was decided to review the Policy in order to streamline the application process and the consultation process in order to make it more user friendly.

Consultation

- 3.3 An 8-week consultation took place between 8th July 2024 to 30th August 2024. Copies of the draft Policy were sent to the relevant authorities, existing licensees and other major stakeholders. The Policy was also placed on the Council's website and promoted via the Council's social media.
- 3.4 Three responses were received during the consultation period. One response requested street vendors are encouraged in stronger ways rather than advisory points in relation to the use of plastic bags. After consideration with the Economic Development Department, the Policy has been amended to require licence holders to have measures in place to support the environment. The other two responses made no comments on the draft Policy but welcomed the streamlining of the procedures to assist licence holders and applicants. The amended draft Policy is attached as **Appendix 1**.

4. Financial Implications

- 4.1 None directly arising from this report.

5. Corporate Implications

Employment Implications

- 5.1 None

Legal Implications

- 5.2 The Council is empowered to license street trading and this Policy supports the use of that power.

Council Plan Implications

- 5.3 These proposals will continue to demonstrate to members of the public that the Council takes the protection of residents, children, and vulnerable adults from the potential harms of licensing seriously, which contributes to the priority of supporting our Communities.

Risk Impact

- 5.4 None

6. Community Impact

Consultation

- 6.1 Consultation has taken place with all relevant bodies.

Equality and Diversity Impact

- 6.2 None

Social Value Impact

- 6.3 The proposals will protect all residents in South Derbyshire from the potential harms of inadequate licensing controls.

Environmental Sustainability

- 6.4 The Policy has been amended to include strengthened measures on Environmental Sustainability.

7. Background Papers

Street Trading Policy 2021-2026

Local Government (Miscellaneous Provisions) Act 1982