

Draft Street Trading Policy

Executive Portfolio Holder: Peter Gubbins
Head Of Service Laurence Willis, Assistant Director Environment
Lead Officer: Nigel J Marston, Licensing Manager
Contact Details: nigel.marston@southsomerset.gov.uk or (01935) 462150

Purpose of the Report

To inform members of a new draft street trading policy that is currently out for consultation.

Recommendation(s)

- 1) To note the contents of the report.
- 2) To agree that the results of the consultation will be considered by Licensing Committee at the meeting on 14th February 2017.

Background

South Somerset has been a “street trading consent area” since 1st September 2009. All streets (with the exception of part of Station Rd, Somerton) in the District have been designated as ‘consent streets’ i.e. ones in which the Councils’ consent is required to trade in a street.

SSDC have operated a successful street trading policy since April 2010. The policy has been tested in the both the Magistrates and Crown Courts and been found to be robust and lawful.

As the current policy is some 6 years old it has been decided that it is due for review and hence the new draft policy has been produced for consultation. The draft policy has been the subject of a scrutiny task and finish group which has comprised of several members of the Licensing Committee.

The major changes to the policy are as follows:

- Ice cream sellers and sandwich delivery rounds will require street trading consent.
- A right of appeal against refusal has been added (page 8).
- Right to work checks will be conducted on the applicant for permanent pitches and any assistants that they may employ (page 9).
- ID badges will be issued to applicants and assistants (page 9).
- Basic criminal record checks will need to be provided for all applicants for permanent pitches and assistants (page 9).
- Vacant pitches will be advertised on the licensing website (page 12).
- Food trading consents will only be granted to those with a four or five star food hygiene rating (page 13).

Attached as Appendix A is the list of amendments and alterations which relate to the current policy which can be found at

https://www.southsomerset.gov.uk/media/177079/street_trading_policy_07.04.2016.pdf

Attached as Appendix B is the draft policy

Attached as Appendix C is the consultation letter

Financial Implications

The administration and enforcement of street trading will be cost neutral to the authority.

Implications for Corporate Priorities

There will be a positive impact on promoting a strong economy with thriving rural and local businesses by this policy enabling street trading to take place lawfully. It will also prevent those that are unlicensed from competing with those that are licensed and enable appropriate enforcement action to be taken.

Other Implications

None

Background Papers: No additional papers
