

LICENSING COMMITTEE – 11th SEPTEMBER 2017

RECOMMENDATIONS TO THE COUNCIL

STREET TRADING- DESIGNATION OF STREETS

At the Licensing Committee meeting held on 12th June 2017, the Licensing Committee approved the advertisement of a proposal to rescind the current street designations and to determine all streets in the District as consent streets for the purposes of controlling street trading.

The rationale behind the proposal change was to allow every application to be considered on its own merits and would enable street trading to be permitted in what were currently the prohibited streets, where it was felt appropriate to allow it. For example to facilitate a short term community event or other similar event where the ability to allow street trading would enhance the event and provide a benefit to the wider community.

There was a detailed legal procedure to follow in order to properly designate streets as consent streets under Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982; the process is summarised as follows:-

- Council publishes notice of its intention to pass a resolution to designate streets as consent streets.
- Minimum of 28 days given for people to make representations relating to this intention.
- Any representations received are considered.
- Council passes a resolution to designate streets as consent streets.
- Notices published to advertise the making of the resolution (at least 28 days before resolution takes effect).
- Resolution takes effect.

A public notice was published on 21st June 2017 and provided people with the opportunity to make representations on the proposal by 31st July 2017.

No representations were received during that period.

It is therefore **RECOMMENDED**

- a) **that the Council passes the following resolution “Bromsgrove District Council resolves to rescind all existing designations of streets under Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 and designates all streets in the District (as existing at the time of the making of the resolution and in the future) as consent streets with effect from 1st December 2017”, and**
- b) **that officers be authorised to advertise the passing of the resolution in accordance with the requirements of Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982.**