



STREET TRADING POLICY – CONSULTATION DOCUMENT

Introduction

Pendle Borough Council as the Licensing Authority for the Pendle Borough issues Street Trading Consents under Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 (the Act).

To assist with the issuing of Consents the Council has a Policy for applicants and consent holders.

You have been sent this document as the Council wishes to update its Policy and within this document is a proposed list of changes. The Council wants to know your thoughts on the proposals.

Consultation

On 2nd November 2017 the Council's Taxi and Other Licensing Committee approved the proposals to go to consultation.

This consultation will last 6 weeks, and responses will be required by **4pm Friday 16th February 2018**, to be counted.

Responses in writing can be sent to:

Planning, Building Control and Licensing Services Manager,
Pendle Borough Council
Town Hall
Market Street
NELSON
Lancashire
BB9 7LG

Emailed responses can be sent to: licensing@pendle.gov.uk.

Background

Pendle Borough Council's Street Trading policy has been in force since its initial implementation in 2012. Whilst the policy has been very effective at reducing problem issues in the advertising of goods on the street, it is felt it requires modernisation to continue to deal with an ever-changing market and to guard against issues that may arise in the future.

The amendments tighten up certain provisions in relation to permissions before engaging trade in vehicles and deals with concerns more recently raised nationally with regard to child sexual exploitation. The policy also covers, for the first time, guidance in relation to the employment of persons with convictions.

The policy also seeks to ensure a healthy outlook, by considering the restriction of trade around schools and educational establishments.

After the consultation

Once the responses have been received they will be collated and presented again before a meeting of Taxi and Other Licensing Committee. Any alterations will then need to be approved by a meeting of the Full Council. If approved a commencement date for any changes will then be published.

Consultees

The Council is consulting directly with the following:

- All Street Trading Consent holders (licensed on 1st January 2018),
- Lancashire Constabulary,
- Lancashire County Council – Highways Department,
- Schools, colleges and other educational establishments within the Borough of Pendle.

A notice has also been placed in the press.

Documents:

The following documents can be obtained from us:

- A new application form for applicants/renewal applicants,
- The existing Council Policy, from 2012,
- The proposed amendments to the Policy,
- A guidance document for applicants with convictions.

Sections

Whilst the document highlights a number of changes, at Condition 15; 8.1 (relating to trading distances in proximity to schools/educational establishments) there are options to indicate a preference. There are two sections asking for your comments, and the choices are:

- Restriction of trade:
 - No restriction OR,
 - No trading within 50 metres OR,
 - No trading within 100 metres.
- Calculation of distances from schools/educational establishments:
 - From main school gate OR.
 - From school boundary.

Please read the document carefully, and indicate your preference on the enclosed Response Form.

PENDLE BOROUGH COUNCIL – STREET TRADING POLICY

CONSULTATION RESPONSE FORM

Name: _____

Address: _____

_____ Post Code: _____

Contact details: _____

I am / am not* currently a Street Trading Consent Holder with Pendle Borough Council.

I am broadly supportive of the changes to the Street Trading Policy YES / NO *

I have the following comments to make in relation to the amendments of the Street Trading Policy:

(please continue on other sheet if necessary)

I indicate my preferences to the options detailed in Condition 15; 8.1 as follows:

- Restriction of trade (around schools etc.):
 - No restriction - ☐
 - No trading within 50 metres - ☐
 - No trading within 100 metres - ☐
- Calculation of distances from schools/educational establishments:
 - From main school gate - ☐
 - From school boundary - ☐

(please delete as appropriate)*