

NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL

EXECUTIVE BOARD – 10 APRIL 2007

Title of report	STREET TRADING CONTROLS
Contacts	<p>Portfolio Holder: Councillor J T Male – Tel: 01530 451725 Email: dai.male@nwleicestershire.gov.uk</p> <p>Officer Contact: Andy Vaughan, Director of Environment – Tel: 01530 454555 Email: andy.vaughan@nwleicestershire.gov.uk</p> <p>Ian Marriner, Interim Head of Environmental Health – Tel: 01530 454551 Email: ian.marriner@nwleicestershire.gov.uk</p>
Purpose of report	To outline the proposed scheme to be adopted to control street trading in North West Leicestershire.
Strategic aims	<p>Local Prosperity and Employment Healthy, Fulfilled Population Safer Communities Attractive Sustainable Environment</p>
<p>Implications:</p> <p>Financial/Staff</p> <p>Health/Anti-Poverty</p> <p>Crime and Disorder</p> <p>Risk Management</p> <p>Human Rights</p> <p>E-Government</p>	<p>The costs of administering and enforcing the scheme can be recovered through the fees charged.</p> <p>Introduction of controls would ensure environmental health were aware of traders operating in the district.</p> <p>Some concerns have been expressed about anti-social behaviour or the perceived threat of such behaviour arising from persons congregating in the vicinity of street trading vehicles. The introduction of a Street Trading Licensing Scheme would assist in this regard.</p> <p>The risk of doing nothing and consequent repercussions from problems associated with street trading has to be balanced against the risk of over reacting and imposing too restrictive a regime to the detriment of the livelihoods of street traders and the convenience and enjoyment of many members of the public.</p> <p>None, other than those contained in the body of the report.</p> <p>None.</p>

Comments of Monitoring Officer	Report is satisfactory.
Comments of Section 151 Officer	Report is satisfactory.
Comments of Head of Paid Service	Report is satisfactory.
Consultees	Other local authorities, Leicestershire County Council, Leicestershire constabulary, ward members.
Background papers	Relevant legislation, report and recommendations from Policy Review and Development Board.
Recommendations	<ol style="list-style-type: none"> 1. THAT RECOMMENDATIONS FROM POLICY REVIEW AND DEVELOPMENT BOARD BE NOTED. (APPENDIX D) 2. THAT THE PROPOSED SCHEME OF CONSENT IS APPROVED IN PRINCIPLE. 3. THAT THE PROPOSED CATEGORIES OF CONSENT (1-4) ARE APPROVED IN PRINCIPLE. 4. THAT THE PROPOSED FEES ARE APPROVED. 5. THAT THE PROPOSED REVOCATION OF THE PREVIOUS DESIGNATION OF PROHIBITED STREETS IS AGREED IN PRINCIPLE. 6. THAT THE CONSULTATION PROCESS IS AGREED FOR THE DRAFT POLICY AND CONSENT SCHEME

1. BACKGROUND

- 1.1 Following concerns expressed by Members when certain streets around King Edward V11 were designated as prohibited streets under the Local Government Miscellaneous Provision Act 1982, a district wide review of street trading has taken place.
- 1.2 A working party was established which heard evidence from Environmental Health, including Licensing, Planning and County Highways.
- 1.3 A previous report was brought to Executive Board on 19 September 2006 detailing the various options for control. At this time the Board approved, in principle, to adopting a flexible approach to street trading and supported the continuing work by Officers in producing this further report.
- 1.4 Controlling street trading within the district would have benefits for the authority, the public and traders. By knowing who is trading in the district, enforcement services, such as Environmental Health, can ensure that legislative standards are being met. The public may have increased confidence that any rogue traders will be dealt with and traders, both permanent and mobile, will be operating from a level playing field.

- 1.5 The problems that have been experienced as a result of street trading have however been few and have been concentrated in particular areas, for example around secondary schools or about particular issues, such as litter and unfair competition. The proposed scheme takes this into consideration and introduces controls only in areas where known or potential problems could arise.

2. THE POLICY

- 2.1 A copy of the draft policy is at Appendix A.

3. THE PROPOSED SCHEME OF CONSENT

- 3.1 Various different options for control are available to the authority under The Local Government Miscellaneous Provision Act 1982 ranging from prohibiting street trading in a designated area to doing nothing. In the previous report on 19th September 2006 the differences between the options for control were detailed. The preferred method of control would be through a scheme of consent. This requires the identification of areas/streets that traders would require a consent to trade in.
- 3.2 As stated above, the problems with street trading are by no means district wide and therefore it is proposed that in all streets that do not fall into one of the categories below street trading will continue uncontrolled as it does now.
- 3.3 Designating prohibited areas is not included as an option within the proposed scheme.
- 3.4 The 4 categories that it is recommended require consent are:

Category 1 – Around Secondary Schools and Colleges

A number of secondary schools have expressed their concern about street traders outside the school leading to a variety of problems including children congregating and causing a nuisance and the potential for road traffic accidents. It is not considered to be a problem outside primary, infant and junior schools as these pupils are not allowed out of the school at lunchtime and the parents or carers are invariably present at home time. However, all schools will be consulted as part of the consultation process. It is considered that a system of consent, rather than prohibition is appropriate as the hours of trading can be controlled through the conditions attached to the consent, therefore allowing residents of an area to be serviced by street traders at other times. It is proposed that the conditions attached to category 1 consents will include a prohibition on trading in the defined consent area between 12.00– 4.30 p.m. during term time.

Maps indicating the proposed areas requiring consent are included in the Draft Policy at Appendix A.

The proposed area will include all forecourts, roads, footways or other areas adjacent to the streets referred to.

Category 2 – Within Town Centres

Complaints are often received from traders within the town centres of Ashby and Coalville about street traders who are able to undercut their prices and therefore take business from them. One of the Council priorities is to revitalise town centres and this has been taken into consideration during this review. Street traders can provide a valuable service, particularly late at night when other premises are closed. Many of these already require licensing under the Licensing Act 2003 if trading after 11.00 p.m. The conditions attached to a street trading consent would be more stringent than those attached to the licence already held. Within the conditions for category 2 consents there will be a requirement to litter pick the area in which the street trader is parked and to close up for the night if requested to do so by the police. The Ashby statutes will be accounted for when drafting the consents. Only Ashby and Coalville have been included in the proposed areas for control, however during the consultation process all Town and Parish Councils will be consulted.

Maps indicating the proposed areas requiring consent are again included in the Draft Policy at Appendix A.

The proposed area will include all forecourts, roads, footways or other areas adjacent to the streets referred to.

Category 3 – Industrial Estates and Business Parks

Street traders come and go on industrial estates and the enforcement services have little knowledge of who is there and therefore the standards by which they are operating to. By designating industrial estates and business parks as requiring consent to trade will alleviate this problem and enable officers to ensure that such traders are operating to the required standard. Conditions attached to these consents will include a requirement to litter pick the area before moving on.

Maps indicating the proposed areas requiring consent are again included in the Draft Policy at Appendix A.

The proposed area will include all forecourts, roads, footways or other areas adjacent to the streets referred to.

Category 4 – Major Trunk Roads and Arterial Routes

Many of the street traders within the district park up along the major trunk roads and arterial routes. Static street traders will also be covered by these controls. These roadside cafes provide a valuable service to many drivers. However ownership of these statics changes frequently and the enforcement services are often not informed of these changes which can invariably lead to a change in standards also. The appearance of these traders can also have a visual impact on those visiting or travelling through North West Leicestershire. Through the conditions attached to these consents there will be a requirement to maintain the unit to an acceptable standard. Whilst it is not proposed to specify what colour the units should be painted, the conditions will stipulate the type of condition expected along with the appropriateness of signage. The conditions will require street traders to litter pick the area, treat for pests and maintain the grass verges. The conditions will also require vendors to have obtained planning permission where this is necessary. Consent would only be given to one trader in each lay-by with existing traders being given the initial opportunity to apply.

The proposed major trunk roads and arterial routes requiring a consent to trade are: A42, A511, A453, A444, A50, A512, A447 and A6.

In considering an application for consent in any of the zones, the council may have regard to the number, nature and type of traders already present in a particular area.

4. FEES

4.1 The annual fee charged by the authority should cover the cost of running the service, including all administration and enforcement costs as the authority feels appropriate. It is possible for the Authority to charge different fees for consents that are for different durations or locations as market forces can be taken into consideration. However, the scheme of charging cannot be used to raise funds generally. In determining the level of fees to be charged the following has been considered:

- Officer time both administering the scheme and enforcement.
- IT set up costs.
- EHO time for undertaking a hygiene inspection.
- Administrative costs.
- Number of days trading.

4.2 The following annual fees are proposed:

Category 1 consent:	Non food vendor	£170
	Food vendor	£222
Category 2 consent:	Non food vendor	£170
	Food vendor	£310
Category 3 consent:	Non food vendor	£170
	Food vendor	£270
Category 4 consent:	Non food vendor	£170
	Food vendor	£270

4.3 Consents for a shorter period will be considered on a pro- rata basis. It is also proposed that these fees will be reviewed annually by the Director of Environment by way of delegated powers in accordance with the councils charging policy.

5. CONDITIONS

- 5.1 When granting or renewing a consent the authority may attach such conditions as considered necessary. It is proposed that there will be a standard set of conditions for each category of consent which can be added to as appropriate.
- 5.2 It is proposed to include some aspirational conditions:
- (a) The trader will make every effort to supply bio-degradable packaging with their goods/produce/food.
 - (b) The trader will make every effort to recycle their waste.
 - (c) The trader will make every effort to offer a healthier food option on their menu.
 - (d) The trader will make every effort to locally source their goods/produce/food.
- 5.3 These conditions link to the Council's priorities. They would be difficult to enforce but the intention is to encourage traders to think responsibly about the effect of their trading.
- 5.4 Details of the proposed conditions are included in the Draft Policy at Appendix A.

6. REVOCATION OF PREVIOUS DESIGNATION ORDERS

- 6.1 It is proposed that the previous designation of a prohibited area (Appendix B) around King Edward V11 is revoked and replaced with a new order containing the proposed scheme of consent.

7. CONSULTATION

- 7.1 Initial consultation took place with the Police, Highways Agency and County Council prior to the drafting of these proposals.
- 7.2 These proposals went to Policy Review and Development Board on 13 February and incorporate their comments. You are asked to note the recommendations made by the Policy Review and Development Board, attached as Appendix D.

7.2.1 Response to Member Consultation

The Working Party decided to consult with all the Members within those wards where the proposed consent streets are located. A summary of all responses received can be seen annexed to Appendix D, Recommendations from Policy Review and Development Board.

Following receipt of the comments made by Members the following changes have been made:

Category 1: Secondary Schools and Colleges
Zone 1:D Ibstock Community College

The proposed consent area has been extended to include West Walk.

Category 1: Secondary Schools and Colleges

Zone 1:C Castle Rock High School and King Edward VII Community College

The consent area has been extended along Meadow Lane as far as Hall Lane. Stamford Drive and Castle Rock Drive have also been included.

7.2.2 Market Charter

When the report was considered by Scrutiny an issue was raised regarding the application of the street trading policy in Castle Donington as the village was understood to have the benefit of a Market Charter. Advice has been sought on this point and the author is satisfied that the proposed street trading scheme and policy could apply to Castle Donington. This is because:

- (1) It is considered that the Market Charter only enables the Parish Council to regulate trading in the “place of the market” on the days that the charter applies and
- (2) Outside those times, only trading that amounts to a “rival market”, within the terms of the charter, can be prevented by the parish.

- 7.3 Following approval of the proposed scheme by Executive Board the draft policy and detail of the scheme will be open for public consultation and will be sent directly to:

Leicestershire County Council
Leicestershire Police
All Town and Parish Councils
All educational establishments within the district
All street traders registered with the authority

- 7.4 Articles will be produced for Vision, the local media and full details will be available on the Council website.

- 7.5 Attached at Appendix C is the proposed timeline for introduction of the policy.

- 7.6 The consultation period will run from 23 April 2007 until 18 June (8 weeks). The final scheme will be brought back to Executive Board on 14th August 2007 and Council on 4th September 2007 for implementation on 1st January 2008.

Ian Marriner
Interim Head of Environmental Health
March 2007

APPENDIX A

NORTH WEST LEICESTERSHIRE DISTRICT
COUNCIL

STREET TRADING POLICY
March 2007

DRAFT

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Foreword

1.0 Introduction

- 1.1. District Councils have the power to adopt Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 enabling them to control Street Trading within their district. Once this schedule is adopted a district council may choose to designate any street within its area as a prohibited, licence or consent street.

North West Leicestershire District Council adopted schedule 4 on 1st January 1983.

2.0 Definitions

- 1 'Consent' means a consent to trade granted by North West Leicestershire District Council under powers conferred by the Local Government (Miscellaneous Provisions) Act 1982.
- 2 'Consent Street' means a street in which street trading is prohibited without the consent of the district council.
- 3 'Council' means North West Leicestershire District Council.
- 4 'Zone' means an area where a consent to trade is required. Maps depicting each of the zones are included in the appendices to this policy.
- 5 'District' means the area within the boundaries of North West Leicestershire District Council.
- 6 'Street trading' means the selling or exposing or offering for sale of any article (including a living thing) in a street. The following are not street trading for the purposes of this policy:-
 - (a) trading by a person acting as a pedlar under the authority of a pedlar's certificate granted under the Pedlars Act 1871;
 - (b) anything done in a market or fair the right to hold which was acquired by virtue of a grant (including a presumed grant) or acquired or established by virtue of an enactment or order;
 - (c) trading in a trunk road picnic area provided by the Secretary of State under section 112 of the Highways Act 1980;
 - (d) trading as a news vendor;
 - (e) trading which –
 - (i) is carried on at premises used as a petrol filling station; or
 - (ii) is carried on at premises used as a shop or in a street adjoining premises so used and as part of the business of the shop;
 - (f) selling things, or offering or exposing them for sale, as a roundsman;
 - (g) the use for trading under Part VIIA of the Highways Act 1980 of an object or structure placed on, in or over a highway;
 - (h) the operation of facilities for recreation or refreshment under Part VIIA of the Highways Act 1980;
 - (j) the doing of anything authorised by regulations made under section 5 of the Police, Factories, etc (Miscellaneous Provisions) Act 1916.

- 7 'Street' means any road, footway, beach, or other area to which the public have access without payment or any part of a street.

3.0 Objectives of the Policy

- To protect public health through the control of street trading within the district of North West Leicestershire.
- To improve standards of food safety, health and safety and environmental management and enhance the image of the district.
- Ensuring that traders operate within the law and act fairly in their dealings with the public.
- Preventing and detecting statutory nuisance, unsafe practices and anti social behaviour.

4.0 The Policy

4.1 This policy was approved by Council on xxxx and came into force on xxxxx under Order xxxxx

4.2. Within North West Leicestershire street trading consents are required if a trader wishes to trade in the following categorised areas:

Category 1: Around Secondary schools and colleges

Category 2: Within town centres

Category 3: Industrial estates and Business Parks

Category 4: Major Trunk Roads and arterial routes

4.3. Within each of these categorised areas are dedicated zones which require a consent to trade. Street traders must obtain a separate consent for each of the zones they wish to trade in. There is a separate charge for each consent obtained.

4.4 Category 1 – Secondary schools and colleges

Zone 1: A – Ashby Grammar School

Zone 1: B – Castle Donington Community College

Zone 1: C – Castle Rock High School and King Edward VII Community College, Coalville

Zone 1: D – Ibstock Community College

Zone 1: E – Newbridge High School, Coalville

Zone 1: F – Ivanhoe College, Ashby

Zone 1: G – Stephenson College, Ashby

Maps depicting the area covered by each zone can be found at Appendix 1.

4.5 Category 2 – Town centres

- Zone 2: A – Ashby de la Zouch
- Zone 2: B – Coalville

Maps depicting the area covered by each zone can be found at appendix 2

4.6 Category 3 – Industrial Estates and Business Parks

- Zone 3: A – Willow Industrial Estate, Castle Donington
- Zone 3: B – Hawthorn Industrial Estate, Castle Donington
- Zone 3: C – Industrial area on north side of Side Ley, Kegworth
- Zone 3: D – Industrial area on west side of Long Lane, Kegworth
- Zone 3: E – Industrial Estate off Citrus Grove, Kegworth
- Zone 3: F – Industrial Estates on either side of A6 closest to M1 junction
- Zone 3: G – Former Walton Way Drift Mine, Measham
- Zone 3: H – Westminster Industrial Estate, Measham
- Zone 3: I – Swainspark Industrial Estate, Moira
- Zone 3: J – Smisby Road Industrial Estate, Ashby
- Zone 3: K – Flagstaff Industrial Estate, Ashby
- Zone 3: L – Hilltop Industrial Estate, Bardon
- Zone 3: M – Former Ellistown Colliery site
- Zone 3: N – Hermitage Industrial Estate, Coalville
- Zone 3: O – Whitwick Business Park, Coalville
- Zone 3: P – Coalville Brickworks site
- Zone 3: Q – Industrial area off Old Station Close & Mammoth Street, Coalville

Maps depicting the area covered by each zone can be found at Appendix 3.

4.7 Category 4 – Major Trunk Roads and arterial routes

- Zone 4: A – A42
- Zone 4: B – A50
- Zone 4: C – A453
- Zone 4: D – A512
- Zone 4: E – A511
- Zone 4: F – A444
- Zone 4: G – A447
- Zone 4: H – A6

Maps depicting the area covered by each zone can be found at Appendix 4.

- 4.8. In any other area of the district street trading will not be controlled by this designation, however other legislation including that relating to food safety, health and safety, environmental protection and planning will still apply.
- 4.9. Each consent is for a maximum 12 month period only. Consents for shorter periods will be considered.
- 4.10. In considering an application for a consent in any of the zones, the Council may have regard to the number, nature and type of traders already present in a particular area.

5.0 Fees

- 5.1 The fees charged by the authority for consents to trade should cover the cost of administering and enforcing the service. The fee is for a 12 month trading consent. Trading consents for shorter periods will be charged at pro rata rate.
- 5.2 The fees will be reviewed annually.
- 5.3 Should the consent holder wish to vary the consent at any time during the life of the consent an administration fee will be charged.
- 5.4 Where a trading consent is surrendered during the life of the consent the authority will refund the fee paid on a pro rata basis as determined appropriate.

The current scale of fees is attached at appendix 5.

6.0 Conditions

- 6.1 When granting or renewing a trading consent the authority may attach such conditions as considered necessary. A standard set of conditions have been produced for each category of consent. These can be found at appendix 6. These conditions are subject to annual review and can be added to or amended for each individual consent granted.
- 6.2. Each set of conditions will be specific to the trading consent issued. The authority retains the right to vary the conditions of a street trading consent at any time. The conditions may specify the exact location trading may take place from and the times of trading.

7.0 Application Process

- 7.1 An application for a street trading consent must be made in writing on the Councils approved application form to the Environmental Health section at the district council. Application forms and information packs are available from the authority or downloadable from the website. The appropriate fee must accompany the application form.
- 7.2. On receipt of the application form an acknowledgment will be sent to the applicant. An officer will visit the applicant and inspect the vehicle, barrow, cart, van, portable stall or other vehicle or premises which the applicant intends to trade from.
- 7.3 The application will be determined within 28 days of receipt.
- 7.4 Until the application has been determined it is an offence to trade in the zones requiring a consent to trade.
- 7.5 The application will either be;
 - 1) Granted and a trading consent will be issued with conditions attached, or
 - 2) Refused and the fee will be refunded as appropriate to the applicant.

- 7.6 The Council may have regard to the number, nature and type of traders already trading within a consent area when determining an application.
- 7.7 There is no right of appeal against a variation of a condition, or refusal to grant or renew a trading consent.
- 7.8 Additional visits may be made to holders of trading consents throughout the consent period to assess compliance with the conditions or to undertake any other duty that the authority has, such as food hygiene inspections.
- 7.9 Trading consents for a shorter period of time (Short term trading consent) can be applied for, for example when an event is planned in an area covered by the Order. Applicants should contact the Licensing team in Environmental Health to obtain details of the fee for obtaining a short term trading consent.
- 7.10 Trading consents are granted to individuals. The person who is the consent holder is required to be present at the vehicle, barrow, cart, van, portable stall or other vehicle or premises which is traded from during trading hours. If the consent holder is absent for any length of time a short term trading consent for an alternative individual would need to be obtained in order to trade in the designated consent area. Advice on this should be sought from the Licensing team in Environmental Health.

8.0 Renewal of Trading Consents

- 8.1 An application to renew a trading consent must be received by the authority at least 28 days before the expiry of an existing consent and must be accompanied by the appropriate fee.

9.0 Revocation of a Trading Consent

- 9.1 If an authorised officer of the authority is of the opinion that the holder of the trading consent has contravened the conditions attached to the consent a revocation of the consent may be sought.
- 9.2 The authorised officer will present a report to the Head of Environmental Health for consideration. Comments from the consent holder would be sought to accompany the report.
- 9.3 There is no right of appeal against the decision to revoke a trading consent.
- 9.4 Where a trading consent is revoked by the authority an appropriate refund of the fee will be made.

10.0 Amendments/Variations to Trading Consents

- 10.1 Any amendments or variations to consents or conditions that are requested by consent holders must be authorised by the Licensing Team Leader. An administration fee will be charged to the consent holder for any amendments or variations made.

11.0 Offences

11.1 Under the Local Government (Miscellaneous Provisions) Act 1982, a person who;

- Engages in street trading in a consent street without being authorised to do so;
- Being authorised by a street trading consent to trade in a consent street, trades in that street –
 - (i) from a stationary van, cart, barrow or other vehicle; or
 - (ii) from a portable stall,without first having been granted permission to do so; under paragraph 7(8)
- Contravenes a condition imposed in agreeing to permit street trading under paragraph 7(9)

shall be guilty of an offence

The only conditions that we can impose in relation to trading from a vehicle or stall that would lead to the commission of an offence relate to the location of the trader and hours of trading.

It shall be a defence for a person charged with an offence above to prove that he took all reasonable precautions and exercised all due diligence to avoid commission of the offence.

Any person who, in connection with an application for a street trading licence or for a street trading consent, makes a false statement which he knows to be false, in any material respect, or which he does not believe to be true, shall be guilty of an offence.

11.2 It is a defence for a person charged with an offence to prove that he took all reasonable precautions and exercised all due diligence to avoid the commission of the offence.

11.3 Any action taken by the authority with regard to the above offences will have regard to the appropriate enforcement policy.

11.4 A person found guilty of an offence shall be liable on summary conviction to a fine not exceeding level 3 on standard scale.

12.0 Further Information

For further information in relation to street trading please contact:

The Licensing Team
Environmental Health
North West Leicestershire District Council
Council Offices
Coalville
Leicestershire
LE67 3FJ

Tel: 01530 454545

Fax: 01530 454574

Email licensing@nwleicestershire.gov.uk

If you would like to receive a copy of this policy in another format...(insert corporate phrase).....

APPENDIX 1-4 – MAPS

APPENDIX 5

Street Trading Consent fees 07/08

Category 1 consent:	Non food vendor	£ 170
	Food vendor	£222
Category 2 consent:	Non food vendor	£170
	Food vendor	£310
Category 3 consent:	Non food vendor	£170
	Food vendor	£270
Category 4 consent:	Non food vendor	£170
	Food vendor	£270

APPENDIX 6

NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL STREET TRADING STANDARD CONSENT CONDITIONS

CATEGORY 1 - SECONDARY SCHOOLS & COLLEGES

The grant of a Street Trading Consent shall not be deemed to give any approval or consent which may be needed under any By-law, enactment or regulation other than part 3, schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982.

1. 'Trader' means not only the consented Trader but also his/her assistants.
2. The trader will notify the Council of any change of home or operating address.
3. No persons under 18 years of age will be granted a Consent to Trade.
4. Potential Category 1 Street Traders must apply for a Consent to Trade within certain zones. These zones correspond to schools within the District and trading will be allowed before 12 noon and after 16:30 hours from Monday to Friday during term times.
5. The Consent to Trade will be valid for 12 months.
6. Should a trader commit a breach of Environmental Health or Health & Safety regulations the Council may revoke his/her Consent to Trade. Any breach of these conditions may also lead to revocation.
7. Should a consent be revoked by the Council the decision will be final and there will be no recourse to appeal.
8. Should a trader wish to add, alter, amend or extend the range of goods for sale the trader will first obtain permission from the Council.
9. Copies of the current zones will be supplied on request and traders may trade within one or more zones, with the appropriate consent.
10. All consented street traders will comply with current consumer protection and Environmental Health legislation.
11. The trader's vehicle/stall/barrow/lay-by cafe will be fit for purpose and will conform, where appropriate, to road vehicles construction and use legislation. It will be maintained in good condition and kept in a clean and tidy condition.
12. Once a Consent to Trade has been issued the trader will obtain Public Liability insurance with cover up to £5 million. A copy of the insurance certificate will be handed in to the Council before trading takes place.
13. The trader will allow authorised officers of the Council to inspect his/her vehicle/stall/barrow/lay-by café at any reasonable time.

14. The trader will prominently display their Consent whilst trading.
15. The trader will prominently display their sales prices whilst trading.
16. Smoking will not be allowed by any trader, assistant or customer during trading hours. No smoking signs will be posted within vehicles/lay-by cafes.
17. The trader will not cause any obstruction, statutory nuisance or danger, in any street, any adjacent premises or to either passers by, immediate neighbours or the community at large.
18. The trader will comply with any reasonable request made by a duly authorised officer of the Council or by a Police Constable.
19. The trader will make every effort to supply bio-degradable packaging with their goods/produce/food.
20. The food trader will make every effort to offer a healthy food option with their menu.
21. The trader will make every effort to locally source their goods/produce/food.
22. The trader will make every effort to recycle their waste.

CONDITIONS RELATING TO STREET TRADERS SELLING FOOD

1. The vehicle must be sanitary and must be so placed, constructed and in such a condition to protect food from the risk of contamination.
2. All food handlers must wear clean and washable over clothing.
3. All food handlers must keep themselves and their over clothing clean. Smoking and spitting must be prohibited on or about the vehicle
4. Staff handling open high risk foods must have training to a level equivalent to the Chartered Institute of Environmental Health (CIEH) Foundation Food Hygiene.
5. Any food handler who is suffering from food poisoning or any condition likely to cause food poisoning must notify the local authority.
6. No live animals or articles, which could contaminate the food, are permitted within the vehicle.
7. All wrapping paper and food containers must be clean and approved for use.
8. Specified high risk foods must be kept at or below a temperature of 8 degrees centigrade or if it is to be served hot kept at a temperature of 63 degrees centigrade or more for a maximum of 4 hours.
9. Every vehicle must have a sufficient supply of clean and wholesome cold water.

10. A wash hand basin with an adequate supply of hot water at a suitably controlled temperature must be provided with soap and clean towels to be used only for personal washing. The wash hand basin must be clean and in efficient working order.
11. Suitable and sufficient sinks complete with an adequate supply of hot and cold water; detergents and clean drying facilities must be provided and maintained in a clean and efficient working order.
12. Suitable and sufficient artificial lighting must be provided and maintained within the vehicle.
13. A suitable bin with a close fitting lid should be provided for the separation and disposal of food and waste.
14. No refuse or other waste must be allowed to accumulate in or around the vehicle.
15. The vehicle must not be used as a sleeping place.
16. Adequate first aid materials including waterproof dressings must be maintained on the vehicle.
17. LPG cylinders, regulators or change-over valves must be housed in a separate, ventilated, fire resistant compartment having access only from outside the vehicle. Cylinders must be securely fastened to prevent movement during transit. Rigid piping, either copper or steel should be used within the unit and isolation taps fitted on the supply pipe to each appliance. An approved engineer must regularly maintain the LPG system and appliances.
18. An approved fire extinguisher and other fire fighting accessories as specified at the time of inspection must be provided.
19. A Public liability or Employers Liability Certificate should be displayed as necessary.
20. Any generators used are to be environmentally friendly as regards to noise and polluting the atmosphere.

APPENDIX 6

NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL STREET TRADING STANDARD CONSENT CONDITIONS

CATEGORY 2 – TOWN CENTRE STREETS

The grant of a Street Trading Consent shall not be deemed to give any approval or consent which may be needed under any By-law, enactment or regulation other than part 3, schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982.

1. Town centre street trading is prohibited except within the town centres of Coalville and Ashby de la Zouch and only then with the appropriate Consent.
2. Separate consents will be required to trade during Ashby Statutes.
3. Trading shall only take place in the area defined on the Consent.
4. 'Trader' means not only the consented Trader but also his/her assistants.
5. The trader will notify the Council of any change of home or operating address.
6. No persons under 18 years of age will be granted a Consent to Trade.
7. The Consent to Trade will be valid for 12 months.
8. Should a trader commit a breach of Environmental Health or Health & Safety regulations the Council may revoke his/her Consent to Trade. Any breach of these conditions may also lead to revocation.
9. Should a consent be revoked by the Council the decision will be final and there will be no recourse to appeal.
10. Should a trader wish to add, alter, amend or extend the range of goods for sale the trader will first obtain permission from the Council.
11. All consented street traders will comply with current consumer protection and Environmental Health legislation.
12. The trader's vehicle/stall/barrow/lay-by cafe will be fit for purpose and will conform, where appropriate, to road vehicles construction and use legislation. It will be maintained in good condition and kept in a clean and tidy condition.
13. Once a Consent to Trade has been issued the trader will obtain Public Liability insurance with cover up to £5 million. A copy of the insurance certificate will be handed in to the Council before trading takes place.
14. The trader will allow authorised officers of the Council to inspect his/her vehicle/stall/barrow/lay-by café at any reasonable time.
15. The trader will prominently display their Consent whilst trading.

16. The trader will prominently display their sales prices whilst trading.
17. Smoking will not be allowed by any trader, assistant or customer during trading hours. No smoking signs will be posted within vehicles/lay-by cafes.
18. The trader will not cause any obstruction, nuisance or danger in any street, any adjacent premises or other members of the public.
19. The trader will comply with any reasonable request made by a duly authorised officer of the Council or by a Police Constable.
20. The trader will provide a litter receptacle, for use by customers, on or near the trading site.
21. After the days trading the trader will litter pick/clean around his trading site as shown in attached map and dispose of his waste responsibly.
22. If a trader wishes to sell hot food between 23:00 hours and 05:00 hours he/she should be in possession of a Premises Licence issued under the Licensing Act 2003.
23. The trader will make every effort to supply bio-degradable packaging with their goods/produce/food.
24. The food trader will make every effort to offer a healthy food option with their menu.
25. The trader will make every effort to locally source their goods/produce/food.
26. The trader will make every effort to recycle their waste.

CONDITIONS RELATING TO STREET TRADERS SELLING FOOD

1. The vehicle must be sanitary and must be so placed, constructed and in such a condition to protect food from the risk of contamination.
2. All food handlers must wear clean and washable over clothing.
3. All food handlers must keep themselves and their over clothing clean. Smoking and spitting must be prohibited on or about the vehicle
4. Staff handling open high risk foods must have training to a level equivalent to the Chartered Institute of Environmental Health (CIEH) Foundation Food Hygiene.
5. Any food handler who is suffering from food poisoning or any condition likely to cause food poisoning must notify the local authority.
6. No live animals or articles, which could contaminate the food, are permitted within the vehicle.
7. All wrapping paper and food containers must be clean and approved for use.

8. Specified high risk foods must be kept at or below a temperature of 8 degrees centigrade or if it is to be served hot kept at a temperature of 63 degrees centigrade or more for a maximum of 4 hours.
9. Every vehicle must have a sufficient supply of clean and wholesome cold water.
10. A wash hand basin with an adequate supply of hot water at a suitably controlled temperature must be provided with soap and clean towels to be used only for personal washing. The wash hand basin must be clean and in efficient working order.
11. Suitable and sufficient sinks complete with an adequate supply of hot and cold water; detergents and clean drying facilities must be provided and maintained in a clean and efficient working order.
12. Suitable and sufficient artificial lighting must be provided and maintained within the vehicle.
13. A suitable bin with a close fitting lid should be provided for the separation and disposal of food and waste.
14. No refuse or other waste must be allowed to accumulate in or around the vehicle.
15. The vehicle must not be used as a sleeping place.
16. Adequate first aid materials including waterproof dressings must be maintained on the vehicle.
17. LPG cylinders, regulators or change-over valves must be housed in a separate, ventilated, fire resistant compartment having access only from outside the vehicle. Cylinders must be securely fastened to prevent movement during transit. Rigid piping, either copper or steel should be used within the unit and isolation taps fitted on the supply pipe to each appliance. An approved engineer must regularly maintain the LPG system and appliances.
18. An approved fire extinguisher and other fire fighting accessories as specified at the time of inspection must be provided.
19. A Public liability or Employers Liability Certificate should be displayed as necessary.
20. Any generators used are to be environmentally friendly as regards to noise and polluting the atmosphere.

APPENDIX 6

NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL STREET TRADING STANDARD CONSENT CONDITIONS

CATEGORY 3 – INDUSTRIAL ESTATES

The grant of a Street Trading Consent shall not be deemed to give any approval or consent which may be needed under any By-law, enactment or regulation other than part 3, schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982.

1. An industrial estate is any area that has been identified as an employment zone within the North West Leicestershire District Council Local Plan.
2. 'Trader' means not only the consented Trader but also his/her assistants.
3. The trader will notify the Council of any change of home or operating address.
4. No persons under 18 years of age will be granted a Consent to Trade.
5. The Consent to Trade will be valid for 12 months.
6. Should a trader commit a breach of Environmental Health or Health & Safety regulations the Council may revoke his/her Consent to Trade. Any breach of these conditions may also lead to revocation.
7. Should a consent be revoked by the Council the decision will be final and there will be no recourse to appeal.
8. Should a trader wish to add, alter, amend or extend the range of goods for sale the trader will first obtain permission from the Council.
9. All consented street traders will comply with current consumer protection and Environmental Health legislation.
10. The trader's vehicle/stall/barrow/lay-by cafe will be fit for purpose and will conform, where appropriate, to road vehicles construction and use legislation. It will be maintained in good condition and kept in a clean and tidy condition.
11. Once a Consent to Trade has been issued the trader will obtain Public Liability insurance with cover up to £5 million. A copy of the insurance certificate will be handed in to the Council before trading takes place.
12. The trader will allow authorised officers of the Council to inspect his/her vehicle/stall/barrow/lay-by café at any reasonable time.
13. The trader will prominently display their Consent whilst trading.
14. The trader will prominently display their sales prices whilst trading.

15. Smoking will not be allowed by any trader, assistant or customer during trading hours. No smoking signs will be posted within vehicles/lay-by cafes.
16. The trader will not cause any obstruction, nuisance or danger in any street, any adjacent premises or other members of the public.
17. The trader will comply with any reasonable request made by a duly authorised officer of the Council or by a Police Constable.
18. The trader will provide a litter receptacle, for use by customers, on or near the trading site.
19. After the days trading the trader will litter pick/clean around his trading site as shown in attached map and dispose of his waste responsibly.
20. If a trader wishes to sell hot food between 23:00 hours and 05:00 hours he/she should be in possession of a Premises Licence issued under the Licensing Act 2003.
21. The trader will make every effort to supply bio-degradable packaging with their goods/produce/food.
22. The food trader will make every effort to offer a healthy food option with their menu.
23. The trader will make every effort to locally source their goods/produce/food.
24. The trader will make every effort to recycle their waste.

CONDITIONS RELATING TO STREET TRADERS SELLING FOOD

1. The vehicle must be sanitary and must be so placed, constructed and in such a condition to protect food from the risk of contamination.
2. All food handlers must wear clean and washable over clothing.
3. All food handlers must keep themselves and their over clothing clean. Smoking and spitting must be prohibited on or about the vehicle
4. Staff handling open high risk foods must have training to a level equivalent to the Chartered Institute of Environmental Health (CIEH) Foundation Food Hygiene.
5. Any food handler who is suffering from food poisoning or any condition likely to cause food poisoning must notify the local authority.
6. No live animals or articles, which could contaminate the food, are permitted within the vehicle.
7. All wrapping paper and food containers must be clean and approved for use.

8. Specified high risk foods must be kept at or below a temperature of 8 degrees centigrade or if it is to be served hot kept at a temperature of 63 degrees centigrade or more for a maximum of 4 hours.
9. Every vehicle must have a sufficient supply of clean and wholesome cold water.
10. A wash hand basin with an adequate supply of hot water at a suitably controlled temperature must be provided with soap and clean towels to be used only for personal washing. The wash hand basin must be clean and in efficient working order.
11. Suitable and sufficient sinks complete with an adequate supply of hot and cold water; detergents and clean drying facilities must be provided and maintained in a clean and efficient working order.
12. Suitable and sufficient artificial lighting must be provided and maintained within the vehicle.
13. A suitable bin with a close fitting lid should be provided for the separation and disposal of food and waste.
14. No refuse or other waste must be allowed to accumulate in or around the vehicle.
15. The vehicle must not be used as a sleeping place.
16. Adequate first aid materials including waterproof dressings must be maintained on the vehicle.
17. LPG cylinders, regulators or change-over valves must be housed in a separate, ventilated, fire resistant compartment having access only from outside the vehicle. Cylinders must be securely fastened to prevent movement during transit. Rigid piping, either copper or steel should be used within the unit and isolation taps fitted on the supply pipe to each appliance. An approved engineer must regularly maintain the LPG system and appliances.
18. An approved fire extinguisher and other fire fighting accessories as specified at the time of inspection must be provided.
19. A Public liability or Employers Liability Certificate should be displayed as necessary.
20. Any generators used are to be environmentally friendly as regards to noise and polluting the atmosphere.

APPENDIX 6

NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL STREET TRADING STANDARD CONSENT CONDITIONS

CATEGORY 4 –TRUNK ROADS AND ARTERIAL ROUTES

The grant of a Street Trading Consent shall not be deemed to give any approval or consent which may be needed under any By-law, enactment or regulation other than part 3, schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982.

1. Street trading will only be allowed on the A444, A511, A6, A453, A512 and A50 and only then by holders of the required Consent to Trade.
2. 'Trader' means not only the consented Trader but also his/her assistants.
3. The trader will notify the Council of any change of home or operating address.
4. No persons under 18 years of age will be granted a Consent to Trade.
5. The Consent to Trade will be valid for 12 months.
6. Should a trader commit a breach of Environmental Health or Health & Safety regulations the Council may revoke his/her Consent to Trade. Any breach of these conditions may also lead to revocation.
7. Should a consent be revoked by the Council the decision will be final and there will be no recourse to appeal.
8. Should a trader wish to add, alter, amend or extend the range of goods for sale the trader will first obtain permission from the Council.
9. All consented street traders will comply with current consumer protection and Environmental Health legislation.
10. The trader's vehicle/stall/barrow/lay-by cafe will be fit for purpose and will conform, where appropriate, to road vehicles construction and use legislation. It will be maintained in good condition and kept in a clean and tidy condition.
11. Prior to the issue of the Consent the external colour and decoration of the vehicle/stall/barrow/lay-by café will be agreed with the Council licensing officers.
12. Once a Consent to Trade has been issued the trader will obtain Public Liability insurance with cover up to £5 million. A copy of the insurance certificate will be handed in to the Council before trading takes place.
13. The trader will allow authorised officers of the Council to inspect his/her vehicle/stall/barrow/lay-by café at any reasonable time.
14. The trader will prominently display their Consent whilst trading.

15. The trader will prominently display their sales prices whilst trading.
16. Smoking will not be allowed by any trader, assistant or customer during trading hours. No smoking signs will be posted within vehicles/lay-by cafes.
17. The trader will not cause any obstruction, nuisance or danger in any street, any adjacent premises or to other members of the public.
18. The trader will comply with any reasonable request made by a duly authorised officer of the Council or by a Police Constable.
19. The trader will provide a litter receptacle, for use by customers, on or near the trading site.
20. After the days trading the trader will litter pick/clean around his trading site/lay-by as shown on attached map and dispose of his waste responsibly.
21. If a trader wishes to sell hot food between 23:00 hours and 05:00 hours he/she should be in possession of a Premises Licence issued under the Licensing Act 2003.
22. The trader will obtain the necessary planning permission for any lay-by café/structure.
23. The trader will make every effort to supply bio-degradable packaging with their goods/produce/food.
24. The food trader will make every effort to offer a healthy food option with their menu.
25. The trader will make every effort to locally source their goods/produce/food.
26. The trader will make every effort to recycle their waste.

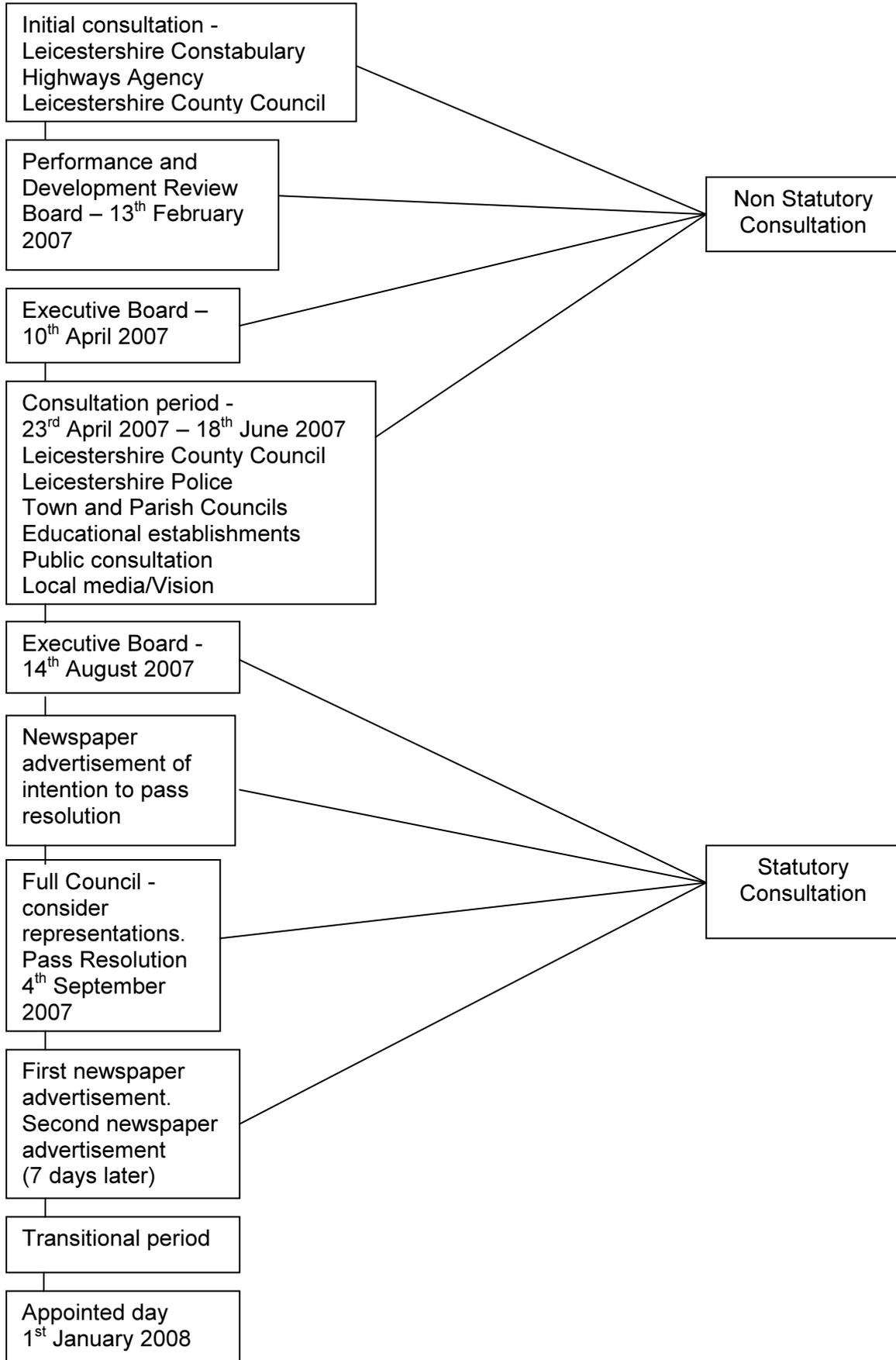
CONDITIONS RELATING TO STREET TRADERS SELLING FOOD

1. The vehicle must be sanitary and must be so placed, constructed and in such a condition to protect food from the risk of contamination.
2. All food handlers must wear clean and washable over clothing.
3. All food handlers must keep themselves and their over clothing clean. Smoking and spitting must be prohibited on or about the vehicle
4. Staff handling open high risk foods must have training to a level equivalent to the Chartered Institute of Environmental Health (CIEH) Foundation Food Hygiene.
5. Any food handler who is suffering from food poisoning or any condition likely to cause food poisoning must notify the local authority.
6. No live animals or articles, which could contaminate the food, are permitted within the vehicle.
7. All wrapping paper and food containers must be clean and approved for use.

8. Specified high risk foods must be kept at or below a temperature of 8 degrees centigrade or if it is to be served hot kept at a temperature of 63 degrees centigrade or more for a maximum of 4 hours.
9. Every vehicle must have a sufficient supply of clean and wholesome cold water.
10. A wash hand basin with an adequate supply of hot water at a suitably controlled temperature must be provided with soap and clean towels to be used only for personal washing. The wash hand basin must be clean and in efficient working order.
11. Suitable and sufficient sinks complete with an adequate supply of hot and cold water; detergents and clean drying facilities must be provided and maintained in a clean and efficient working order.
12. Suitable and sufficient artificial lighting must be provided and maintained within the vehicle.
13. A suitable bin with a close fitting lid should be provided for the separation and disposal of food and waste.
14. No refuse or other waste must be allowed to accumulate in or around the vehicle.
15. The vehicle must not be used as a sleeping place.
16. Adequate first aid materials including waterproof dressings must be maintained on the vehicle.
17. LPG cylinders, regulators or change-over valves must be housed in a separate, ventilated, fire resistant compartment having access only from outside the vehicle. Cylinders must be securely fastened to prevent movement during transit. Rigid piping, either copper or steel should be used within the unit and isolation taps fitted on the supply pipe to each appliance. An approved engineer must regularly maintain the LPG system and appliances.
18. An approved fire extinguisher and other fire fighting accessories as specified at the time of inspection must be provided.
19. A Public liability or Employers Liability Certificate should be displayed as necessary.
20. Any generators used are to be environmentally friendly as regards to noise and polluting the atmosphere.

APPENDIX C

TIMELINE



APPENDIX D

NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL EXECUTIVE BOARD 10 APRIL 2007 STREET TRADING POLICY

RECOMMENDATIONS FROM POLICY REVIEW AND DEVELOPMENT BOARD

1.0 BACKGROUND

- 1.1. The members of the Working Party appointed by the Policy Review and Development Board to consider the development of a policy for Street Trading within the District and the elements which it would be appropriate to include within such a policy, submitted their final report to the meeting of the Board on Tuesday, 13 February 2007.
- 1.2. The Working Party chaired by Councillor R Woodward, had worked closely with officers, over a period of several months, examining the situations which the introduction of a policy would seek to address and the advantages which would accrue from the control over street trading which a policy would allow..
- 1.3. At the same time members had recognised that there were other factors to consider, which they had endeavoured to balance against the benefits which it was perceived would be gained. Thus they took into account in reaching their conclusions,
 - the resources required to establish, maintain and enforce any Scheme devised which required a licence or form of consent to be acquired by traders;
 - the wish to maintain the valuable service which many traders offered;
 - whilst introducing regulations to address known problems or problems which it was realistic to anticipate might occur in the future, principally because of the location of the trader's van, the desirability of refraining from putting in place too restrictive a policy.
- 1.4. Following the agreement of the Executive Board at its meeting on 19 September 2006 that a flexible policy be developed, members considered in depth the various options of consent streets/areas, licensed streets/areas or a mixture of both, and creation of prohibited areas. They ultimately recommended a Scheme which was based on a consent street regime as referred to in the report of the Head of Environmental Health Services.
- 1.5. Members also considered specific elements to be included in the policy, the draft of which is annexed to her report and reflects their recommendations.

2.0 CONSULTATION

- 2.1. The Consent Scheme proposed involved the designation of certain streets as consent streets, where a trader would need to apply for permission to trade. These included certain streets in the town centres of Ashby-de-la-Zouch and Coalville and also around all the state owned secondary schools in the District as well as the major trunk roads and arterial routes alongside which traders park their mobile units or static vans.

- 2.2 At the last meeting of the Working Party it was decided that it would be appropriate to consult with all the members within whose ward the consent streets were located.
- 2.3 This therefore entailed writing to the members in question and asking them to comment on the boundaries to the consent streets, as to whether they considered them to be satisfactory.
- 2.4 It was also agreed that the opinion of the members for Castle Donington, Ibstock, Kegworth and Measham should be approached for their views as to whether the regime should be extended to the principal village/town which they represented, by the introduction of consent streets in its centre.

3.0 RESPONSES TO CONSULTATION

- 3.1 A table is annexed which summarises the responses received prior to the meeting of the Board.
- 3.2. With regard to the town/village centres referred to at paragraph 2.4 above, none of the members for the wards concerned indicated that they would like the Scheme extended to cover these.
- 3.3. In respect of the schools, the following comments were put forward:-

(a) Castle Donington

Two members considered that it was unnecessary for a consent regime to be introduced since street traders were already regulated by the Parish Council under the Market Charter for the town, which was in its ownership.

The third member considered that the boundaries of the proposed consent streets should be brought closer to the school, as shown on the attached map.

The issue raised as to the existence of Market Charter was discussed at the meeting of the Board and raised a number of questions relating to powers under the Charter e.g.

- the possibility/advisability of a District Council Scheme operating in the area covered the Charter
- the implications which would ensue, for instance in relation to fees
- the coincidence or disparity of regulations introduced by the Parish Council in relation to street traders
- the position relating to other areas in the District where a Market Charter was in place

The Head of Environmental Health Services is seeking legal advice on this matter to assist members of the Executive Board in reaching their decisions.

(b) Ibstock Community College

One member considered that the boundary should be extended where the school was close to the road which would entail its being fixed further away on the Central Avenue side. (see map attached)

(c) Newbridge High School

One member proposed that the area be extended to include the site of the new development on the site of the old Stephenson College. This will involve creation of a circular crescent with Scotlands Drive, extended to take in a further cul-de-sac, potentially streets off towards Scotlands Road and provision of walkways which it is believed will access Belvoirdale School – all providing convenient stopping places for street traders (see map attached)

The other member considered that this might be necessary, but suggested that it could await the completion of the development and then introduced if experience proved it to be necessary.

(d) King Edward VII School and Community College

No response had been received beforehand, but at the meeting a ward member pointed out that where the boundary had currently been drawn excluded from the consent area the location of the street trading operation which had initially caused the problems, resulting in the creation of a prohibition area and the decision to explore the introduction of a street trading policy. Meadow Lane, potentially as far as Hall Lane, Stamford Drive and Castle Rock Drive, should be included as consent streets.

- 3.4. A member for Kegworth and Long Whatton, expressed a view as to the major routes which should be covered by the consent roads within his ward, since the details had been incomplete at the time of the consultation letter. His concern was that the following 3 sites should be included:

- (a) The A6 from Loughborough near the lay-by next to the Otter
- (b) The lay-by near J24/A6 village side
- (c) South bound from J24 along the A453

4.0 RECOMMENDATIONS

The recommendations of the Policy Review and Development Board to the members of the Executive Board are as follows:-

RECOMMENDED THAT:-

- (a) THE CONTROL OF STREET TRADING IN THE DISTRICT BE MANAGED BY THE INTRODUCTION OF A SCHEME OF CONSENT OPERATING IN CERTAIN DEFINED LOCATIONS AND FOR THE REMAINDER OF THE DISTRICT STREET TRADING REMAIN UNREGULATED.**
- (b) THAT THE PROPOSED CATEGORIES OF CONSENT BE AGREED SUBJECT TO RECONSIDERATION OF THE BOUNDARIES OF THE CONSENT AREAS IN THE LIGHT OF THE COMMENTS OF WARD MEMBERS AND TO LEGAL ADVICE IN RESPECT OF THE IMPLICATIONS OF THE POWERS AVAILABLE UNDER THE MARKET CHARTERS WHICH OPERATE WITHIN THE DISTRICT.**
- (c) THAT THE PROPOSED FEES BE AGREED.**

- (d) THAT THE PROPOSED STANDARD CONDITIONS BE AGREED AND THAT AUTHORITY TO INTRODUCE SPECIAL CONDITIONS SPECIFIC TO PARTICULAR TRADERS OR CLASSES OF TRADER BE DELEGATED TO THE HEAD OF ENVIRONMENTAL HEALTH SERVICES.**
- (e) THAT THE PROPOSED REVOCATION OF THE PREVIOUS DESIGNATION OF PROHIBITED STREETS BE AGREED.**
- (f) THAT THE DRAFT POLICY BE APPROVED IN PRINCIPLE AND SUBJECT TO APPROVAL BY THE EXECUTIVE BOARD BE SENT OUT FOR CONSULTATION.**

STREET TRADING POLICY

Consultation with Ward members on Consent Areas

Location	Ward member response	Approve/ disapprove	Comments
Ashby T.C.	No responses		
Castle Donington T.C	3 member response	Consent area unnecessary because regulated under Market Charter by Parish Council	Possibly the two systems could run in parallel. Legal advice being taken as to implications of control under Charter
Coalville TC	3 members responded	Coalville ward members agree consent area	3 rd member not in favour of any street trading regulation.
Ibstock T.C	2 members responded	Consent Area unnecessary	Informed 3 rd member also believes unnecessary
Kegworth T.C.	1 member response	Consent Area unnecessary	
Measham TC	1 member response	Consent Area unnecessary	
Ashby Ivanhoe and Ashby School	No responses		
Castle Donington Community College	3 member response	(a) 2 members - no consent area necessary (b) 1 member - reduce extent of consent streets	Market Charter provides means of regulations – see above
Ibstock Community College	2 member response	1 member agreed consent area 1 desired boundary to be moved further from college, Central Avenue side	

Location	Ward member response	Approve/ disapprove	Comments
King Edward VII & Castle Rock	1 member response 1 member response at meeting	Consent area agreed Consent area to be extended along Meadow Lane, Stamford Drive, Castle Rock Drive	Consent area omits location of previous problem
Newbridge High School	2 member response	1 member wished to extend consent area boundary to include site of old Stephenson College and proposed walkways used to access school, where trader might park	2 nd member believed this premature – consider extension later if problems when development completed.
Stephenson College	2 member response	Consent area agreed	
Kegworth – principal routes	1 member view given	Ensure include (a) A6 from Loro. nr Otter (b) lay-by nr. J24/A6 village side (c) South bound from J24 along A453	