

Appendix 2 - Review of Street Trading Policy – Consultee Comments

Date Received	Consultee	Comment	Response
8/8/13	Paul Coates Waste Services Team Manager NWLDC	<p>I do think that the current draft policy needs to be more specific in relation to clause 16 and litter picking. Also I think it would do no harm to reword the requirement re having a waste contractor in place.</p> <p>Suggested wording:</p> <p>13. The consent holder will have the appropriate contracts in place with a waste collection and disposal operator to comply with legal and environmental requirements under the Environmental Protection Act 1990.</p> <p>16. To ensure the amenity is kept as neat and tidy as possible Consent holders will litter pick around the vicinity of their premises at the end of the trading day. The vicinity is defined as within 200 metres of the premises.</p>	<p>Noted. This is currently a requirement. Consents are not issued until an appropriate waste contract is in place.</p> <p>It is felt that to define the vicinity as within 200 metres of the premises would not be appropriate or proportionate. A recent Consent renewal imposed a condition defining vicinity as within 25 metres of the premises.</p>
30/8/13	Whitwick Parish Council	<p>The only concern expressed was regarding scrap metal collectors who drive around papping hooters. Amongst other scrap, they collect old fridges and freezers from people's doorsteps but simply cut the pipes to let out the greenhouse gasses and there is a suspicion that some may remove the parts they want and then fly tip the carcass which is a danger to</p>	<p>The Scrap Metal Dealers Act 2013 is the relevant legislation for controlling scrap metal collections. Collectors now have to be licensed under the act. The vast majority of individual metal collections are unlikely to be covered by street trading legislation as a sale does not take place – scrap metal will</p>

		children who could get trapped inside	be given to the collector.
1/9/2013	Licensing	Rebuttable Presumption to refuse – applications around schools – ‘Policy is too complex and lacks clarity’	Noted. Paragraph 4.5 has been reworded.
2/9/13	Ashby Civic Society	We support the control of street trading and the need for licensing. We support policy changes and especially the proposed inclusion of all streets to become consent streets.	Noted, no amendment required Noted, no amendment required
5/9/13	Community Safety Team, NWLDC	The 4 objectives appear relevant and necessary for inclusion. I am not convinced that the Council should decide on the paint colour of the premises. The whole District should become a consent area as this could help regeneration. I would recommend the addition of an anti social behaviour related condition ‘The consent holder will take all reasonable measures to prevent antisocial behaviour in the vicinity of their vehicle / premises. ‘Vicinity’ needs to be clearly defined. I suggest 100 metres may be suitable for Town Centres and 200 metres for trunk roads and lay-bys.	Noted, no amendment required This was part of the original policy and there is a level of support for it to be continued. Condition 3 has been added to Objective 4 of the draft policy. Noted, no amendment required Noted. Condition 3 added to Objective 3 of the draft policy. Noted. Vicinity has now been defined, as an amendment, at definition 10.
13/9/13	Measham Parish Council	Each of the policy objectives are relevant and necessary for inclusion. It is appropriate for the Council to agree the external colour of the premises.	Noted, no amendment required Noted. Condition 3 has been added to Objective 4 of the draft policy.

		<p>The draft conditions are appropriate to uphold the policy objectives.</p> <p>The whole District should become a consent area.</p>	<p>Noted, no amendment required</p> <p>Noted, no amendment required</p>
3/10/13	Licensing	To add Mobile Chip vans as they will fall under the same category as ice cream sellers in not being a roundsman.	Definition 5(f) amended to include 'and mobile catering vehicles.'
1/10/13	Licensing	<p>To add 'Fixed portacabins that require street trading consent must not remain closed for longer than <u>(a stated fixed period)</u> unless agreed with the Licensing Authority.</p> <p>If we adopt an "any Street" approach we need to consider that this would include any home sellers such as plants, fruit and veg etc. we also need to consider any market stalls such as Christmas markets that do not come under the term established markets or market charter. We may need to look at a daily fee for such.</p>	<p>Noted. New paragraph inserted at 9.2 and remaining paragraphs renumbered.</p> <p>Noted. A scheme of concessionary consents will be devised and maintained. Residents wishing to sell items from the pavement outside their home address on a temporary basis may be granted a concessionary consent.</p> <p>Christmas markets to be included with concessionary scheme.</p>
9/12/13	Leicestershire Police (Inspector Rixon)	<p>As a result of the pre-implementation notice:-</p> <p>'I have consulted with the Neighbourhood Team at Coalville and there is no objection from the police.'</p>	