

<b>Subject:</b>	Amendment to Street Trading Hours	<b>Status:</b>	For Publication
<b>Report to:</b>	Licensing Committee	<b>Date:</b>	4 <sup>th</sup> June 2013
<b>Report of:</b>	Director of Business	<b>Portfolio Holder:</b>	Environmental Services
<b>Key Decision:</b>	<input type="checkbox"/> Forward Plan <input type="checkbox"/>	<b>General Exception</b>	<input type="checkbox"/> <b>Special Urgency</b> <input type="checkbox"/>
<b>Community Impact Assessment:</b>	Required:	No	Attached: No
<b>Biodiversity Impact Assessment</b>	Required:	No	Attached: No
<b>Contact Officer:</b>	Tracy Brzozowski	<b>Telephone:</b>	01706 238602
<b>Email:</b>	<a href="mailto:tracybrzozowski@rossendalebc.gov.uk">tracybrzozowski@rossendalebc.gov.uk</a>		

1.	<b>RECOMMENDATION(S)</b>
1.1	That the Committee allow the Licensing and Enforcement Manager discretion to amend the hours permitted for street trading from the current hours of 9am to 10pm to the hours between 6am to 10pm on any day in consultation with the Chair of the Licensing Committee.
1.2	All future minor amendments to the policy to be delegated to the Director of Business in consultation with the Portfolio Holder.

## 2. PURPOSE OF REPORT

- 2.1 To inform the committee of recent issues in respect of street trading to propose the hours that street trading is permitted be extended, subject to the discretion of the Licensing Manager.

## 3. CORPORATE PRIORITIES

- 3.1 The matters discussed in this report impact directly on the following corporate priorities:
- **Regenerating Rossendale:** This priority focuses on regeneration in its broadest sense, so it means supporting communities that get on well together, attracting sustainable investment, promoting Rossendale, as well as working as an enabler to promote the physical regeneration of Rossendale.
  - **Responsive Value for Money Services:** This priority is about the Council working collaboratively, being a provider, procurer and a commissioner of services that are efficient and that meet the needs of local people.
  - **Clean and Green Rossendale:** This priority focuses on clean streets and town centres and well managed open spaces, whilst recognising that the Council has to work with communities and as a partner to deliver this ambition.

## 4. RISK ASSESSMENT IMPLICATIONS

- 4.1 There are no specific risk issues for members to consider arising from this report.

## 5. BACKGROUND AND OPTIONS

- 5.1 Street trading legislation was adopted by Rossendale Borough Council on the 7<sup>th</sup> October 2009 and one of the conditions was that street trading would only be permitted within the Borough between the hours of 9am and 10pm
- 5.2 Recently, a trader has expressed a desire to open his burger bar, which is situated on a trading estate, from 6am to provide breakfast meals and drinks to workers starting early on the estate. There are no issues and no residential properties nearby but the present conditions do not allow for the early start.

- 5.3 There is a condition already that the licence may be revoked *if the consent holder or any of his employees causes nuisance or annoyance to persons using the streets or otherwise*.
- 5.4 It would therefore be possible to rescind the consent if circumstances were to change after the grant of the consent and nuisance was caused.

**COMMENTS FROM STATUTORY OFFICERS:**

**6. SECTION 151 OFFICER**

- 6.1 There are no specific financial implications.

**7. MONITORING OFFICER**

- 7.1 The Council must make a decision based on all relevant information and following consideration of all relevant Council policies.

**8. POLICY IMPLICATIONS AND CONSULTATION CARRIED OUT**

- 8.1 There are no specific human resources implications.
- 8.2 No consultation has taken place.

**9. CONSULTATION CARRIED OUT**

- 9.1 None

**10. CONCLUSION**

- 10.1 The ability to extend the hours, on a discretionary basis, promotes local business and provides a service to the public where there is a demand for the product. Providing that no nuisance is caused to the public, there would be no detrimental effect.

There are no background papers.

**Appendices**

<b>Appendices</b>	
<b>Document</b>	<b>Appendix Number</b>
Current street trading conditions	Appendix A