



Subject:	Designation of new Street Trading Sites
Date:	15 February 2023
Reporting Officer:	Stephen Hewitt, Building Control Manager, ext. 2435
Contact Officer:	James Cunningham, Senior Licensing Officer, ext. 3375

Restricted Reports	
Is this report restricted?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
If Yes, when will the report become unrestricted?	
After Committee Decision	<input type="checkbox"/>
After Council Decision	<input type="checkbox"/>
Some time in the future	<input type="checkbox"/>
Never	<input type="checkbox"/>

Call-in	
Is the decision eligible for Call-in?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

1.0	Purpose of Report or Summary of main Issues
1.1	Under the provisions of the Street Trading Act (NI) 2001 a district council has powers to designate and rescind the designation of specific streets or parts of streets as being suitable for street trading. The Act also allows a council to vary a previous designating resolution in relation to the commodities or services to be supplied in specific streets.
1.2	If a street or the commodity to be offered has not been designated under the Act the Council cannot issue a licence for street trading from a stationary position in that street.
1.3	The process of considering and reviewing the designation of streets is therefore an essential part of the legal framework within which the Council is enabled to regulate street trading in the City.

2.0	Recommendations						
2.1	The Committee is required to consider the applications that have been received for the creation of new designated sites outlined in paragraph 3.3. Subject to any amendments you may have, permission is sought to allow the publication of the statutory 28-day notice of the proposed resolution and to commence consultation with statutory bodies and other persons who may have an interest in the proposals.						
3.0	Main report						
3.1	<p><u>Key Issues</u></p> <p>The Act sets down the procedures which must be followed in considering a designating resolution, including the types of trading which may or may not take place in that street. The main steps the Council must undertake may be summarised as follows:</p> <ul style="list-style-type: none"> a) Give public notice of the proposed resolution; b) Consult with the PSNI and the Department for Infrastructure and other persons it considers appropriate; c) Consider any representations relating to the proposed resolution which it has received; d) After the Council has considered those representations it may, if it thinks fit, pass the designating resolution; e) Publish notice of the outcome for 2 consecutive weeks in 2 or more newspapers, giving not less than 28 days between the date of the publication and the date set out by the Council when the resolution will come into effect. <p>3.2 A further report will be brought before the Committee at a future meeting detailing the outcome of the process of consultation. At that stage, Members will be able to determine the designation of the street along with any restriction on the commodity to be sold and any recommendations regarding the restriction on the times of trading.</p> <p>3.3 Proposed Sites</p> <table border="1" data-bbox="274 1256 1469 1429"> <thead> <tr> <th data-bbox="274 1256 874 1294">Location</th> <th data-bbox="874 1256 1469 1294">Proposed Commodities/Services</th> </tr> </thead> <tbody> <tr> <td data-bbox="274 1294 874 1328">Writers Square (6 sites)</td> <td data-bbox="874 1294 1469 1328">Commodities to be determined</td> </tr> <tr> <td data-bbox="274 1328 874 1429">Annadale Embankment in layby</td> <td data-bbox="874 1328 1469 1429">Hot and cold non-alcoholic beverages, confectionery, ice cream and cold food or similar commodities.</td> </tr> </tbody> </table> <p><u>Financial and Resource Implications</u></p> <p>3.4 The cost of all notices is included in current revenue budgets.</p> <p><u>Equality or Good Relations Implications/Rural Needs Assessment</u></p> <p>3.5 There are no issues associated with this report.</p>	Location	Proposed Commodities/Services	Writers Square (6 sites)	Commodities to be determined	Annadale Embankment in layby	Hot and cold non-alcoholic beverages, confectionery, ice cream and cold food or similar commodities.
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