



Subject:	Designation of new Street Trading Sites
Date:	18 November 2020
Reporting Officer:	Stephen Hewitt, Building Control Manager, ext. 2435
Contact Officer:	James Cunningham, Regulatory Services Manager, 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 type="checkbox"/> No <input checked="" type="checkbox"/>

1.0	Purpose of Report or Summary of main Issues
1.1	An important feature of the licensing provisions in the Street Trading Act (NI) 2001 is the power of a district council 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> <ol style="list-style-type: none"> Give public notice of the proposed resolution; Consult with the PSNI and the Department for Infrastructure and other persons it considers appropriate; Consider any representations relating to the proposed resolution which it has received; After the Council has considered those representations it may, if it thinks fit, pass the designating resolution; 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 1290 1469 1975"> <thead> <tr> <th data-bbox="274 1290 874 1328">Location</th> <th data-bbox="874 1290 1469 1328">Proposed Commodities/Services</th> </tr> </thead> <tbody> <tr> <td data-bbox="274 1328 874 1397">Castle Place, adjacent to the existing kiosk.</td> <td data-bbox="874 1328 1469 1397">Commodities to be determined, but excluding the sale of hot food.</td> </tr> <tr> <td data-bbox="274 1397 874 1498">12 Lockview Road at Belfast Boat Club.</td> <td data-bbox="874 1397 1469 1498">Hot and cold non-alcoholic beverages, confectionery, ice cream and cold food or similar commodities.</td> </tr> <tr> <td data-bbox="274 1498 874 1599">565 Upper Newtownards Road. On private forecourt.</td> <td data-bbox="874 1498 1469 1599">Hot and cold non-alcoholic beverages, confectionery, ice cream and cold food or similar commodities.</td> </tr> <tr> <td data-bbox="274 1599 874 1702">Comber Greenway at North Road bridge</td> <td data-bbox="874 1599 1469 1702">Hot and cold non-alcoholic beverages, confectionery, ice cream and cold food or similar commodities.</td> </tr> <tr> <td data-bbox="274 1702 874 1771">King Street, second parking bay moving away from Castle Court.</td> <td data-bbox="874 1702 1469 1771">Hot and cold food and non-alcoholic beverages (night time).</td> </tr> <tr> <td data-bbox="274 1771 874 1872">Corner of North Road and Upper Newtownards Road. On land adjacent to Cyprus Avenue restaurant.</td> <td data-bbox="874 1771 1469 1872">Hot and cold food and non-alcoholic beverages (night time).</td> </tr> <tr> <td data-bbox="274 1872 874 1975">65-69 Dublin Road. On private forecourt</td> <td data-bbox="874 1872 1469 1975">Hot and cold non-alcoholic beverages, confectionery, ice cream and cold food or similar commodities.</td> </tr> </tbody> </table>	Location	Proposed Commodities/Services	Castle Place, adjacent to the existing kiosk.	Commodities to be determined, but excluding the sale of hot food.	12 Lockview Road at Belfast Boat Club.	Hot and cold non-alcoholic beverages, confectionery, ice cream and cold food or similar commodities.	565 Upper Newtownards Road. On private forecourt.	Hot and cold non-alcoholic beverages, confectionery, ice cream and cold food or similar commodities.	Comber Greenway at North Road bridge	Hot and cold non-alcoholic beverages, confectionery, ice cream and cold food or similar commodities.	King Street, second parking bay moving away from Castle Court.	Hot and cold food and non-alcoholic beverages (night time).	Corner of North Road and Upper Newtownards Road. On land adjacent to Cyprus Avenue restaurant.	Hot and cold food and non-alcoholic beverages (night time).	65-69 Dublin Road. On private forecourt	Hot and cold non-alcoholic beverages, confectionery, ice cream and cold food or similar commodities.
Location	Proposed Commodities/Services																
Castle Place, adjacent to the existing kiosk.	Commodities to be determined, but excluding the sale of hot food.																
12 Lockview Road at Belfast Boat Club.	Hot and cold non-alcoholic beverages, confectionery, ice cream and cold food or similar commodities.																
565 Upper Newtownards Road. On private forecourt.	Hot and cold non-alcoholic beverages, confectionery, ice cream and cold food or similar commodities.																
Comber Greenway at North Road bridge	Hot and cold non-alcoholic beverages, confectionery, ice cream and cold food or similar commodities.																
King Street, second parking bay moving away from Castle Court.	Hot and cold food and non-alcoholic beverages (night time).																
Corner of North Road and Upper Newtownards Road. On land adjacent to Cyprus Avenue restaurant.	Hot and cold food and non-alcoholic beverages (night time).																
65-69 Dublin Road. On private forecourt	Hot and cold non-alcoholic beverages, confectionery, ice cream and cold food or similar commodities.																

	123 Miltown Road, car park at Shaw's Bridge Sports Association	Hot and cold food and non-alcoholic beverages
3.4	<p><u>Financial and Resource Implications</u></p> <p>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>There are no issues associated with this report.</p>	
3.5		
4.0	Appendices – Documents Attached	
	None	