



Subject:	Consideration of Designating Resolutions for Street Trading Sites
Date:	10 March, 2021
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	Members will recall that, at your meeting of 18 November last year, the Committee granted approval to initiate the statutory process for the designation of 7 new street trading sites across the City, which have been identified as a result of internal application or expressions of interest received from individuals wishing to trade from new sites.
1.2	This report deals with 3 of those sites, the remaining sites will be brought before Committee at subsequent meetings.
2.0	<u>Recommendations</u>
2.1	Based on the information presented the Committee is requested to consider each proposal in turn and to decide whether to:

<p>2.2</p> <p>2.3</p> <p>2.4</p>	<p>1. Approve a Designating Resolution to designate the whole street or part of the street (site/s), where it may allocate street trading pitches for Sites A-C. The Designating Resolution will include the operational date and may stipulate either:</p> <ul style="list-style-type: none"> • Only specified articles, things or services or classes of specified articles, things or services that may be sold or supplied; or • Specified articles, things or services or classes of specified articles, things or services that are prohibited. <p>2. Decide not to proceed with any or all of the proposals.</p> <p>In addition to making any Designating Resolution, Members may, having considered all comments, record any reasonable conditions that should be applied to a subsequent licence. For example, these may include hours of trade, days of trade, duration of licence, etc.</p> <p>Members are reminded that once the sites become designated you will subsequently have to consider any applications that may be received for a Street Trading Licence on any of the sites.</p> <p>At that time, you will assess the suitability and quality of the proposals and may decide to grant or refuse a licence within the requirements of the Act. Any Street Trading Licence granted may also be subject to reasonable conditions which can be used to control the commodities being sold, potential nuisance, etc.</p>
<p>3.0</p>	<p>Main report</p>
<p>3.1</p> <p>3.2</p> <p>3.3</p> <p>3.4</p> <p>3.5</p> <p>3.6</p>	<p><u>Key Issues</u></p> <p>The designation process involved seeking comments from interested parties, including relevant statutory bodies, through public advertisement and consultation.</p> <p>The Street Trading Act (NI) 2001 requires the Council to ensure that each application is fairly and objectively assessed, that all relevant factors are considered and, in doing so, the Council must consult with the:</p> <ul style="list-style-type: none"> a) PSNI, and b) Department for Infrastructure - Roads. <p>The Council may also consult other persons as it considers appropriate. Such consultees may include:</p> <ul style="list-style-type: none"> a) Belfast City Centre Management Company (BCCM) b) Local residents, business and commercial premises in the vicinity of the site in respect of which the application has been received. <p>Members are advised that BCCM conducts its business within a determined geographical area of Belfast City Centre and is therefore responding to the proposals at locations within this boundary only.</p> <p>Subsequently, the Service has received responses to the applications from a variety of interested parties and individuals.</p> <p>The purpose of this report is to enable the Committee to consider each of the proposals in conjunction with any submissions received and make a decision on whether or not to designate the sites.</p>

3.7	Each site is listed separately from A to C and indicated with their specific site location.
3.8	Maps and photographs of each location are attached as Appendix 1
3.9	Where appropriate, the commodities are also considered in addition to a synopsis of the comments received during the consultation period. Copies of all the responses are also attached to this report for your information as Appendix 2.
	<u>New Streets or part thereof</u>
	<u>Site A – Castle Place, adjacent to the existing kiosk.</u>
3.10	The proposal is for a site to trade in commodities to be determined, but excluding the sale of hot food.
3.11	This is for a second site close to the already designated site at the Kiosk which is owned by the Department for Communities. DfC and the Council's Place and Economy Division are revitalising Castle Place and this additional street trading site forms part of the plan for the area.
	Police Service of Northern Ireland
3.12	The police have offered no objection to the proposal.
	DFI Roads
3.13	The Department have no objection to the proposal.
	Belfast City Centre Management
3.14	BCCM initially had a number of concerns before they would support the proposal for a new street trading pitch located on Castle Place. BCCM are now content that this proposal is included in the proposed revitalisation plan for the area.
	Published 28 day Notice
3.15	No responses were received to the public notice.
	<u>Site B – 12 Lockview Road at Belfast Boat Club.</u>
3.16	The proposal is for a site to trade in hot and cold non-alcoholic beverages, confectionery, ice cream and cold food or similar commodities.
3.17	Committee may wish to note that the Act applies to land which is privately owned, if the public have access to it.
3.18	Members may wish to note that this application is from Belfast Boat Club to allow their coffee shop to operate a takeaway service.
	Police Service of Northern Ireland
3.19	The police have offered no objection to the proposal.
	DFI Roads
3.20	The Department have no objection to the proposal.
	Published 28 day Notice
3.21	No responses were received to the public notice.

3.22	<p>The businesses on the Lockview Road selling similar commodities were written to notifying them of the application but no responses were received.</p> <p><u>Site C – King Street, second parking bay moving away from Castle Court.</u></p>
3.23	<p>The proposal is for a site to trade in hot and cold food and non-alcoholic beverages at night time.</p>
3.24	<p>Police Service of Northern Ireland</p> <p>The police have concerns about the potential for disorder in and around the immediate area of the proposed site location. There is the potential for crowds gathering and loitering in unmanaged queues possibly spilling out onto the main road or causing added anti-social behaviour.</p>
3.25	<p>DFI Roads</p> <p>The Department have no objection to the proposal.</p>
3.26	<p>Belfast City Centre Management</p> <p>BCCM have commented that King Street is already a busy location for vehicular traffic with a taxi depot and the West Belfast Taxi Association Terminal and Tourist Information Desk located here. BCCM believe the introduction of a hot/cold food stall to the area would encourage crowds to gather in the evening and this would pose a major health and safety concern for both pedestrian and vehicle traffic. BCCM's experience has shown hot food stalls introduced to an area has resulted in an increased level of anti-social behaviour, particularly at night time, which is the proposed trading hours for this location.</p>
3.27	<p>Published 28 day Notice</p> <p>No responses were received to the public notice.</p>
	<p><u>Financial and Resource Implications</u></p>
3.28	<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>
3.29	<p>There are no issues associated with this report.</p>
4.0	<p>Appendices – Documents Attached</p>
	<ul style="list-style-type: none"> • Appendix 1 – Maps of locations • Appendix 2 – Copies of correspondence received