



Licensing Committee 28 February 2017

Title	Consultation on Street Trading Applications
Report of	Commissioning Director for Environment
Wards	All
Status	Public
Enclosures	None
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Summary

This report details options to be considered in relation to increasing the consultation for street trading licences to ensure that good community engagement has taken place.

Recommendations

That the Licensing Committee

- (1) approve further consultation, to include Ward Members, in relation to new temporary and permanent street trading licence applications and
- (2) request that the current Street Trading Policy is amended appropriately

1. WHY THIS REPORT IS NEEDED

- 1.1 At the Licensing Committee on 21st November 2016 a Member's Item was reported in relation to the consultation that takes place prior to granting street trading licences.
- 1.2 Currently the policy allows for the following consultations depending on licence application type

Designation of Licensed Streets, Areas and Pitches

The following will be consulted:

- London Borough of Barnet (Highways Authority)
- London Borough of Barnet (Environmental Health Service)
- The Metropolitan Police Service
- London Fire & Rescue Service
- The elected ward councillor for the proposed street trading location
- Any other person that the London Borough of Barnet believes may provide relevant information in respect of the application.

Notices may be displayed in the vicinity of the designation area outlining the application and inviting representations.

Letters may, as appropriate, be sent to businesses immediately adjacent to the proposed street market outlining the application and inviting comments.

Consultation lasts for 28 days.

Street Trading licence

The following will be consulted:

- London Borough of Barnet (Highways Authority)
- London Borough of Barnet (Environmental Health Service)
- The Metropolitan Police Service

The Consultation lasts for 14 days.

Renewal Applications

The following will be consulted, as appropriate:

- London Borough of Barnet (Highways Authority)
- London Borough of Barnet (Environmental Health Service)
- The Metropolitan Police Service

The Consultation lasts for 7 days.

- 1.3 At the Licensing Committee meeting on the 21st November 2016, the Committee resolved that a special meeting be convened in February 2017 to consider a report back on the introduction of some form of additional public consultation to be introduced in to the system before street trading licences are granted
- 1.5 Currently there are 65 areas designated for street trading which are connected to shop front displays, and 6 additional street trading pitches. These licences are

already granted and so will just renew. Therefore these renewal application will not require additional consultations unless they vary their licence.

- 1.6 There are currently 36 temporary licences in the London Borough of Barnet. Temporary licences are treated as a new application every time they are applied for, so we would be consulting with members in relation to these. Please note that these last for a maximum of six months. This number will decrease in future as we will be offering designation where appropriate to these traders.
- 1.7 The licensing department expect the number of new applications that members would be consulted on to be in the region of 50 a year. The Licensing department will monitor the amount of consultations that are taking place to ensure that ward members are not inundated. If there are higher numbers than expected the Licensing department would review the consultation criteria.

2. REASONS FOR RECOMMENDATIONS

- 2.1 It is recommended that the Licensing Committee approves the proposed additional consultation as it will increase community engagement and may reduce resident dissatisfaction.

3. ALTERNATIVE OPTIONS CONSIDERED AND NOT RECOMMENDED

- 3.1 The alternative approach is not to undertake this additional consultation.

4. POST DECISION IMPLEMENTATION

- 4.1 If the Committee is so minded to approve the recommendation then the new consultation process will be implemented immediately.

5. IMPLICATIONS OF DECISION

5.1 Corporate Priorities and Performance

- 5.1.1 The Corporate Plan 2015-2020 is based on the core principles of fairness, responsibility and opportunity to make sure Barnet is a place:
 - Of opportunity, where people can further their quality of life
 - Where people are helped to help themselves, recognising that prevention is better than cure
 - Where responsibility is shared, fairly
 - Where services are delivered efficiently to get value for money for the taxpayer
- 5.1.2 The Council's priorities include:
 - High quality services maintained whilst reducing unit costs to the lowest amongst Barnet's statistical neighbours.
- 5.1.3 Licensing and street trading supports the objectives contained within the Corporate Plan. In particular; "maintaining the right environment for a strong and

diverse local economy” as street trading can contribute to the economic, cultural, environmental and social wellbeing of the borough.

5.1.2 Licensing and street trading also supports the Sustainable Community Strategy 2010-2020 in relation to helping create a successful London Suburb as this supports enterprise within the London Borough of Barnet.

5.2 Resources (Finance & Value for Money, Procurement, Staffing, IT, Property, Sustainability)

The Licensing Team already undertake a consultation in relation to street trading therefore there is already resources allocated to this process. It is expected that by consulting with ward members that there will be an increase in work.

In relation to the recent ward member consultation for designations responses three Ward Councillors made generic responses and one ward Councillor raised a specific enquiry in relation to an application. Therefore we would expect similar levels of engagement for other similar applications.

In light of this it is not felt that consulting all Ward Councillors will have a significant impact on resources. It is likely that the impact of this may be offset by a reduction in resident enquiries following the grant of the licence.

5.2.1 Finance & Value for Money

There are no implications identified.

5.2.4 Procurement

There are no implications identified.

5.2.5 Staffing

There are no implications identified.

5.2.6 Property

There are no implications identified.

5.2.7 Sustainability

There are no implications identified.

5.3 Social Value

5.3.1 Public Services (Social Value) Act 2012 requires people who commission public services to think about how they can also secure wider social, economic and environmental benefits. The designation of streets to support and encourage street trading will help to underpin economic success. It will also help make the town centres more vibrant, and support community engagement.

5.4 Legal and Constitutional References

5.4.1 The current policy for street trading came into effect on the 20th July 2015.

5.5 Risk Management

5.5.1 Consulting with Ward Councillors prior to granting a licence may reduce the amount of resident dissatisfaction in relation to street trading.

5.6 Equalities and Diversity

5.6.1 The Corporate Plan 2015-2020 sets the Strategic Equalities Objective, which is: that citizens will be treated equally, with understanding and respect, and will have equal access to quality services which provide value to the tax payer. Changes to policies and services are analysed in order to assess the potential equalities impacts and risks and identify any mitigating action possible before final decisions are made.

5.7 Consultation and Engagement

5.7.1 The proposed recommendation will increase the amount of consultation undertaken.

6. BACKGROUND PAPERS

- Licensing Committee Report on 24th November 2014 adopting a new street trading regime.
- Licensing Committee Report on 19th March 2015 agreeing to designate streets for street trading.
- Licensing Committee Report on 20th July 2015 approving the current street trading policy.
- Licensing Committee Report on July 2016 approving the consultation on the current fees.
- Licensing Committee Report on the 21st November 2016 approving the current fees.
- Licensing Committee Member's item on the 21st November 2016 requesting this report