



STREET TRADING AND MARKETS POLICY AND GUIDANCE

Jane Robinson, Chief Executive

EXECUTIVE SUMMARY

1. The purpose of this report is to seek approval of a revised Street Trading and Markets Policy and Guidance document and the consolidation of the existing market rights in the Borough and the adoption of Part III of the Food Act 1984 (as amended).
2. The Council has regulated street trading in the borough since 2007. Since this time, many changes have taken place in the borough including the transformation of the town centre and the adoption of a rural economic strategy.
3. A revised policy was drafted to reflect these changes and was subject to public consultation during the summer of 2015.
4. It is proposed that the Council exercises its power under Part III of the Food Act 1984 (as amended) to become a Market Authority and to formally establish markets under the Act. The proposed Street Trading and Markets Policy and Guidance is appended to this report.
5. The Cabinet has considered the facts and issues arising from the report including alternative options and took all relevant advice before formulating their recommendation.

RECOMMENDATIONS

6. It is recommended that Council:
 - i) exercises its power under Part III of the Food Act (as amended) to become a Market Authority
 - ii) amends the Council Constitution so that the Service Director, Development and Public Protection (Communities and Environment) has delegated power to formally establish markets under the Act as follows –

To insert the words “market and” prior to the words “street trading” at Paragraph 1(h) of Part 1 of Schedule 2; and

 - (a) To insert the following words after Paragraph 27 of Part 1 of Schedule 2 –

“(28) (Subject to the requirement that no market may be established without prior planning permission or Certificate of

Lawfulness of Existing Use or Development) to establish markets in the Borough under Part III of the Food Act 1984 upon such days, times and locations as may be appointed; at such frequency as may be appointed; and subject to such restriction on the number of stalls, type of stalls and nature of goods for sale as may be appointed”

iii) adopts the Street Trading and Markets Policy and Guidance attached at Appendix 4 of the attached report and agrees that it is published