



Report No: **134/2010**

Public Agenda Item: **Yes**

Title: **Review of Street Trading Policy**

Wards  
Affected: **All**

To: **Licensing Committee**

On: **20 May 2010**

Key Decision: **No**

Change to  
Budget: **No**

Change to  
Policy  
Framework: **No**

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## **1. What we are trying to achieve**

- 1.1 To review Torbay Council's Street Trading Policy, following a request from the Licensing Committee.

## **2. Recommendation(s) for decision**

- 2.1 It is recommended that:

No alteration to Torbay Council's Street Trading Policy or Schedule is made at the present time.

## **3. Key points and reasons for recommendations**

- 3.1 During 2008, a Member working party undertook a review of Street Trading in Torbay. Subsequent to this, a new Street Trading Policy was agreed by the full Licensing Committee on 2<sup>nd</sup> October 2008 and a new Schedule of street designations was agreed by the full Licensing Committee on 4<sup>th</sup> December 2008. In minute 459 on the 4<sup>th</sup> December 2008 the Licensing Committee requested "that the Street Trading Policy be reviewed in April 2010".
- 3.2 This review has been undertaken by Officers. The outcome of this review recommends that no changes are made to the existing Street Trading Policy for four reasons.
- (i) There is no evidence to suggest that the new policy has hindered the

- development of markets away from Torquay Town centre,
- (ii) That area was always going to be subject to its own review once any Business Improvement District was agreed.
- (iii) That the broader interpretation of 'Street Trading', to include face painters, tattooists, and pedlars has broadly succeeded in removing these types of sellers from the streets and town centres of Torbay ;
- (iv) That the Department of Business, Innovation and Skills (BIS), is undertaking a review of Street Trading and Pedlar legislation, which is due to be reported on later this year

**For more detailed information on this proposal please refer to the supporting information**

**Frances Hughes**  
**Executive Head Community Safety**

## **Supporting information to Report 134/2010**

### **A1. Introduction and history**

- A1.1 During 2008 a Member working party undertook a review of the Street Trading in Torbay. Subsequent to this, a new Street Trading Policy was agreed by the full Licensing Committee on 2<sup>nd</sup> October 2008 and a new Schedule of street designations was agreed by the full Licensing Committee on 4<sup>th</sup> December 2008. In minute 459 on the 4<sup>th</sup> December 2008 the Licensing Committee requested “that the Street Trading Policy be reviewed in April 2010”.
- A1.2 The Street Trading Policy has been reviewed by Officers and it is recommended that it remains unchanged at this time. The reasons are that:
- (i) there is no evidence that it is at present providing an obstacle to the development of street markets away from Torquay Town Centre,
  - (ii) that the Town Centre Company will recommend any necessary changes to the Schedule of Designated streets within the Business Improvement District within the next 4 months and it would be sensible to wait for those recommendations,
  - (iii) that the broader interpretation of Street Trading, to include face painters, tattooists, and pedlars has broadly succeeded in removing these types of sellers from the streets and town centres of Torbay, and
  - (iv) The Department of Business, Innovation and Skills (BIS), is undertaking a review of Street Trading and Pedlar legislation, which is due to be reported on later this year.
- A1.3 As part of the Department of Business, Innovation and Skills (BIS) review, they have already undertaken one consultation exercise. A further consultation exercise will take place later this year, before firm proposals are drawn up.

### **A2. Risk assessment of preferred option**

#### **A2.1 Outline of significant key risks**

There are no risks associated with this report.

### **A3. Options**

- A3.1 (i) To agree recommendation of no changes to the Policy  
(ii) To propose changes to the Policy.

### **A4. Summary of resource implications**

- A4.1 There are no resource implications, providing the recommendation is agreed.

### **A5. What impact will there be on equalities, environmental sustainability and crime and disorder?**

- A5.1 There are no equalities or environmental sustainability implications, and crime and disorder implications.

## **A6. Consultation and Customer Focus**

A6.1 There has been no public consultation on this matter.

## **A7. Are there any implications for other Business Units?**

A7.1 There are no implications for other Business Units.

## **Annexes**

Appendix 1 Minute 352 of the Licensing Committee 2<sup>nd</sup> October 2008

Appendix 2 Minute 459 of the Licensing Committee 4<sup>th</sup> December 2008

Appendix 3 Street Trading Policy agreed 2<sup>nd</sup> October 2008.

## **Documents available in members' rooms**

None

## **Background Papers:**

The following documents/files were used to compile this report:

None