

**REPORT TO
GENERAL
LICENSING
COMMITTEE**

16 July 2024

**REPORT OF
ASSISTANT
DIRECTOR OF
REGULATED
SERVICES AND
TRANSFORMATION**

CONSENT STREET TRADING (CST) RESOLUTION

SUMMARY

This report addresses the motion submitted by Councillor Ted Strike at the Council meeting on 29 May 2024, concerning the resolution agreed under the Local Government Miscellaneous Provisions Act 1982 which designated the whole Borough as a consent area for the purposes of street trading. This motion has been automatically referred to the General Licensing Committee for comments.

THE MOTION

The motion submitted to the Council reads:

"Whilst we recognise the need to update the regulations on the "Consent Street Trading Policy" the current rules are penalising craft stalls, Farmers markets and community events, something I am sure was never intended.

That Council, at the earliest opportunity amend the current rules to exclude all community events and Farmers Markets from these charges. These include, but are not limited to:

*Ingleby Barwick Family Fun Weekend
Ingleby Barwick Community Market
Ingleby Barwick Light Switch on
The Thornaby Show
The Billingham Show
The Festival of Thrift
Northern Dales Farmers Markets
Norton Green Market"*

RECOMMENDATIONS

1. That Members comments are received.

DETAIL

1. Following a statutory consultation process, under Paragraph 2(1) of Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982, the Council has agreed to designate the whole Borough as a consent area for the purposes of street trading. A notice of the final resolution was published in a local newspaper and on the Council website advertising the decision, and

confirming the CST resolution came into force on 1 March 2024. A time line of the full process is attached at Appendix 1.

2. For clarification following the statutory public consultation and in response to concerns around fundraising several changes were made to the procedural guidance. A copy of the procedural guidance used in this licensing regime can be found at www.stockton.gov.uk/street-trading-consent
3. To date several CST applications and enquiries have been received and are detailed at Appendix 2.

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Financial Implications

Fee setting is delegated to officers under the Councils constitution. The cost of administering the consent street trading scheme can be recovered through street trading fees, which are set locally and reviewed annually. The fees must be set at a level to recover the cost of the scheme and can take into account the location, the duration of the consent, trading hours, and the articles to be sold.

Environmental Implications

Through the maintenance of a strategic licensing policy there will be opportunities to further improve the environment, to the benefit of all.

Legal Implications

Stockton Borough Council has designated the whole of the Borough as a consent area in accordance with the powers granted in Section 3 and Schedule 4 of the LG(MP) Act 1982.

Community Safety Implications

The administration and enforcement of the licensing regime should assist in reducing crime and disorder.

Human Rights Implications

Consideration must be given.

Background Papers

Appendices and Meeting Minutes

Ward

All Wards