

AGENDA ITEM NO. 5

TITLE: LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 ("1982 Act") – STREET DESIGNATION RESOLUTION

COMMITTEE: LICENSING COMMITTEE

DATE: 20 JANUARY 2016

AUTHOR: SENIOR LICENSING OFFICER

[Q168]

1.0 ISSUE

- 1.1 To pass the proposed resolution to designate and re-designate streets within the district.

2.0 RECOMMENDATION(S)

- 2.1 That Members pass the resolution below:

"That all streets (as defined by section 1(1) of schedule 4 of the Local Government (Miscellaneous Provision) Act 1982 ("the 1982 Act")) within the East Cambridgeshire district be designated as consent streets with the exception of the A10, A11 and A14 trunk roads which shall be designated as prohibited streets whilst within the district boundary with effect from 1 April 2016".

- 2.2 That Members authorise Officers to place an advert publishing the resolution. This advert to appear on two consecutive weeks, the first of which to be published within 28 days of the resolution being passed.

3.0 BACKGROUND

- 3.1 At its meeting on 18 November 2015, Members of the Licensing Committee considered a detailed report on street trading and resolved to publish a notice of intention to pass a resolution to designate and re-designate streets within the district for the purposes of street trading.
- 3.2 Officers published the notice of intention, and consulted the required parties in accordance with the 1982 Act. The required consultation period ran from 19 November 2015 to 24 December 2015. Although a number of enquiries were made to Officers from parties seeking to understand the proposal better, no formal comments were received for Members to consider.

4.0 FINANCIAL IMPLICATIONS/EQUALITY IMPACT ASSESSMENT

- 4.1 The recommendation of this report will require two adverts to be placed in a local newspaper. The costs will come out of the licensing budget.

- 4.2 The full financial impacts on the public of passing this resolution were considered at the meeting on 18 November 2015. Existing licence holders will not be affected by the resolution, as they will be given grandfather rights to trade. Passing this resolution has the potential to attract more trade into the district and therefore, introduce potential economies of scale that should enable cost recovery to occur at a lower cost to those currently charged, thus benefitting all traders.
- 4.3 An Equality Impact Assessment (EIA) has been completed showing there is no adverse impact on the community if Members follow the Officer recommendations.

8.0 APPENDICES

8.1 Appendix 1 Equality Impact Assessment (EIA)

<u>Background Documents</u>	<u>Location</u>	<u>Contact Officer</u>
Local Government (Miscellaneous Provisions) Act 1982	Room SF208 The Grange, Ely	Stewart Broome Senior Licensing Officer (01353) 616477
The Law of Street Trading		