

## Licensing and Appeals Committee

25 March 2026

### Part 1 - Public

#### Matters for Recommendation to Council



Cabinet Member	N/A
Responsible Officer	Eleanor Hoyle, Director of Planning, Housing and Regulatory Services
Report Author	Crispin Kennard, Regulatory Services Manager

#### Results of Consultation on Street Trading Policy Renewal

##### 1 Summary and Purpose of Report

- 1.1 Following a meeting of the Licensing & Appeals committee on 26 November 2025, the licensing team within Regulatory Services have completed a consultation on renewing the Councils existing Street Trading policy.
- 1.2 One response to the consultation was received from a responsible authority for consideration.

##### 2 Corporate Strategy Priority Area

- 2.1 Efficient services for all our residents, maintaining an effective Council.
- 2.2 Licensing Services ensure that all licensable activities taking place within the Borough are granted the appropriate permissions under the relevant legislation.

##### 3 Recommendations

- 3.1 Members are recommended to approve the policy at **Annex 1** for adoption by Council.

##### 4 Background

- 4.1 Following a lengthy consultation process the current Street Trading policy (2023-2026) was introduced in June 2023 designating the whole of the boroughs streets as 'Consent Streets'.
- 4.2 Owing to the staff resources required to implement and run the Street Trading consents, the licensing team have yet to implement this policy however the policy

requires renewal, and the recommendation is to renew the policy 2026 – 2029 without significant changes.

## **5 Consultation response**

- 5.1 The consultation ran from 29 January 2026 to 28 February 2026. It was available on the council's website, with letters being supplied to known street traders and emails being sent to responsible authorities to raise awareness of the consultation.
- 5.2 One response was received from Environmental Health as a responsible authority and is presented at **Annex 2**.
- 5.3 The reply highlighted concerns that the requirement for staff working without the consent holder's supervision to hold a basic Disclosure and Barring Service (DBS) check was overly burdensome given likely high staff turnover.
- 5.4 In response, as advised at 4.2 the Street Trading Policy has yet to be implemented and the exact number of staff likely to be working without the direct supervision of the consent holder for any length of time, thus requiring a DBS certificate is currently unknown. Therefore, it is not proposed to alter this section of the policy at present, but it can be revisited if, when implemented, it is identified to be causing an undue burden on consent holders.
- 5.5 On the suitability of location comment, each application will be considered on its own merits, however the Council retains the ability to refuse any location without the right to appeal.
- 5.6 Considering the above, the recommendation reflected at 3.1 does not propose any changes to the policy at this time.

## **6 Other Options**

- 6.1 It is an option that this policy could be amended to reflect the points raised during the consultation.

## **7 Financial and Value for Money Considerations**

- 7.1 Street Trading fees already feature in the Licensing Fee chart and will come under annual review.

## **8 Risk Assessment**

- 8.1 The retention and suitable updating of a policy should provide a transparent and consistent basis for decision making. This in turn should reduce the risks of decisions being challenged in the Courts.

## 9 Legal Implications

- 9.1 There is no statutory requirement to have a licensing policy for Street Trading. However, it is considered best practice and also an effective policy document will ensure that the trade and public alike will have a document that fully explains the elements of the regulatory process. This will include the principles to be applied when considering applications, the application process itself and the grounds for objection/refusal.
- 9.2 Any criteria applicable to applications for Street Trading must meet the requirements of the Provision of Services Regulations 2009. It is considered that the policy complies with these regulations.

## 10 Consultation and Communications

- 10.1 A consultation on this policy was undertaken between 29 January 2026 and 28 February 2026.

## 11 Implementation

- 11.1 How best to implement the policy will be reviewed as part of the new arrangements now licensing sits within the Planning, Housing and Regulatory Services Directorate.

## 12 Cross Cutting Issues

### 12.1 Climate Change and Biodiversity

12.1.1 Limited or low impact on emissions and environment.

12.1.2 Climate change advice has not been sought in the preparation of the options and recommendations in this report.

### 12.2 Equalities and Diversity

12.2.1 The decisions recommended through this paper have a remote or low relevance to the substance of the Equality Act. There is no perceived impact on end users.

### 12.3 Other If Relevant

- None

Background Papers	None
Annexes	Annex 1 – Draft Street Trading Policy Annex 2 – Consultation Response