

APPENDIX 1

Analysis



A great place to live, work & play

Scarborough Borough Council

Street Trading Policy 2017 Consultation



Street Trading Policy 2017 Consultation

The Street Trading Policy 2017 consultation was undertaken during the period 21 December 2016 to 15 February 2017.

A questionnaire style survey was sent to the residents panel, traders & businesses, Councillors and voluntary organisations.

A copy of the consultation was also placed on-line for the general public to comment on the policy.

A total of 137 responses were received for this survey.

Responses to this consultation were received from the following organisations:

SBTA
Debenhams
Atlanta Hotel
1935
Aakschipper Images
Holiday cottage business
Carers Resource
Snows of Scarborough Ltd
Beachdale Guesthouse
The Rotary Club of Scarborough Cavaliers
Orchard Lodge
Guest House Owner
Seamer Parish Council
Harome Holdings Ltd
storm wine bar
Toulson Court
North Bay Railway
Red Lea Hotel
The Forge Guest house
Eastborough Traders
Care Home
Shepherds Hall Tea Rooms
Whitby Regatta
Bay View Coffee House
Startrucks
Scalby Fair
Angies Ice Cream
Whitby District Tourism Association (WDTA)
Cloughton Parish Council
Whitby Town Council
The Star Inn The Harbour

Draft Street Trading Policy 2017

Scarborough Borough Council has launched a public consultation regarding the introduction of a new Street Trading Policy which will outline the Council's approach to the licensing of street trading. The policy seeks to create a vibrant and diverse street trading environment which enhances the character, ambience and safety of the local area.

Section 2.1. By introducing a Street Trading Policy, the Council seeks to create a vibrant and diverse street trading environment which enhances the character, ambience and safety of the local environment whilst balancing the needs of the Borough's residents and current businesses.

Do you agree with the overall Objectives?

	%
Yes	84.6%
No	8.1%
Don't know/No opinion	7.4%

Section 3.3. In the interests of clarity, consistency and fairness, the Council is proposing to make all streets 'Consent Streets' throughout the Borough, i.e., trading on any street within the Borough where the public have access without payment, will require the permission of the Council.

Do you consider this to be reasonable?

	%
Yes	83.1%
No	14.7%
Don't know/No opinion	2.2%

Section 4.0. The proposed application process is outlined at section 4 of the policy. The council believes this process to be robust and fair whilst also providing appropriate safeguards for local residents and businesses within the Borough.

Do you agree the process achieves these aims?

	%
Yes	75.6%
No	12.6%
Don't know/No opinion	11.9%

Section 4.1.4. As part of the application process, an applicant is required to produce a basic Disclosure & Barring Service Criminal Disclosure Certificate dated within 3 months of the application.

Do you agree this requirement is reasonable in the interests of an applicant's suitability and public safety?

	%
Yes	83.6%
No	14.2%
Don't know/No opinion	2.2%

Section 4.2. It is proposed to offer general Street Trading Consents for periods of 3 and 12 months only, however only holders of a 12 month Consent will be able to renew their Consent.

Do you consider this to be reasonable?

	%
Yes	72.6%
No	21.5%
Don't know/No opinion	5.9%

Section 5.1.1. The Council is proposing to consult with a number of key stakeholders including North Yorkshire County Council Highways Authority, Trading Standards, North Yorkshire Police and North Yorkshire Fire & Rescue Services. In addition it is proposed to consult with a number of departments within the Council such as Planning, Environmental Services, Tourism & Culture, and Safer Communities etc.

Do you agree with the full list of proposed consultees as outlined in para 5.1.1 of the Policy?

	%
Yes	84.4%
No	12.6%
Don't know/No opinion	3.0%

Section 5.1.2. When considering applications the Council has proposed a consultation period of 10 working days for consultees to respond with any objections or comments relating to the application.

Do you consider a period of 10 working days to be sufficient?

	%
Yes	69.1%
No	26.5%
Don't know/No opinion	4.4%

Section 5.1.4. When considering applications the Council will take into account the objectives of the policy in addition to a number of other relevant factors. These include public order, nuisance and safety, the needs of the area, highway requirements, and suitability of the applicant, proposed location and type of vehicle/stall together with any environmental considerations.

Do you agree that the factors to be considered are sufficient?

	%
Yes	92.5%
No	7.5%
Don't know/No opinion	0.0%

Section 7.4. It is important that the Council has the ability to amend, revoke or choose not to renew a Street Trading Consent where justifiable. Reasons for the Council taking such action may include non-compliance, nuisance, obstruction, safety or any other reasonable grounds.

Do you support the reasons as summarised above and set out in the Policy at 7.4?

	%
Yes	94.0%
No	3.0%
Don't know/No opinion	3.0%

Appendix A1. It is proposed to attach the standard conditions included at Appendix A of the policy to all Street Trading Consents. In particular the Council proposes to require Consent Holders and authorised assistant(s) to wear a street trader identification badge provided by the Council. In addition Consent Holders shall be required to display the Consent on the vehicle/stall to which it relates.

Do you agree with the above conditions together with those included at Appendix A of the policy?

	%
Yes	92.6%
No	5.9%
Don't know/No opinion	1.5%

3.4 and Appendix A2 - A4. It is also proposed to offer a number of Consents for Farmers' Markets, Charity and Community events, etc. Such events are sometimes ad-hoc and held over shorter timescales.

Do you agree with these additional types of Street Trading Consents and the additional conditions proposed in respect of them?

	%
Yes	86.5%
No	11.3%
Don't know/No opinion	2.3%