

REPORT OF THE DIRECTOR OF DESIGN AND PROPERTY SERVICES

STREET TRADING – LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 – LACE MARKET AND ICE CENTRE AREA DESIGNATION

1. SUMMARY

The purpose of this report is to consider the designation of the remaining undesignated streets in and around the Lace Market and Ice Centre under the Local Government (Miscellaneous Provisions) Act 1982 for the purpose of street trading.

2. RECOMMENDATION

It is recommended that, pursuant to paragraph 2 of schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982:

- i) The following areas, together with all adjoining car parks and other areas to which the public have access to without payment, be designated as prohibited streets for the purposes of street trading:

Chardlace Walk, Trivett Square, Short Stairs, Malin Hill, Garners Hill, Carter Gate, Fisher Gate, Dean Street, Poplar Street, Sussex Street, Cliff Road, Harnett Close, Shortwood Close, Popham Street, Popham Court, Maltmill Lane, Pemberton Street, Long Stairs, London Road between its junction with Lower Parliament Street and Queens Road and between its junction with Canal Street and Plumptre Square, City Link, Trent Street, Pinder Street and Plough Lane.

- ii) The Deputy Chief Executive and City Secretary be authorised to advertise the Council's intention to pass the resolution giving effect to i) above and invite comments.

3. BACKGROUND

In and around the Lace Market area and more recently around the Ice centre, numerous traders have set up unauthorised units, mainly for the provision of hot food at night. The Development Department and Nottinghamshire Police have raised concerns about these activities in this area. A letter of support for the prohibition of street trading in the area has also been received from the Lace Market Heritage Trust. Numerous complaints of noise and general confusion have also been received from residents.

Consultation has taken place with the Fire Brigade, Nottinghamshire Police, City Centre Management and Development Control; all of whom have supported the designation of the streets as "Prohibited" for the purposes of street trading.

Following a report to this Committee in March, a resolution was passed to designate many streets within this area as prohibited for the purpose of street trading. However, Members felt that consideration should be given to the remaining undesignated streets within the surrounding area.

Where streets are "Undesignated" under the Local Government (Miscellaneous Provisions) Act 1982 no action can be taken under street trading legislation to control trading.

There are also concerns about the increase in litter that additional night time food trading results in, which would prove difficult to control using the existing night cleansing crews. Officers have investigated the possibility of creating new street trading positions in this area but have not found that to be a viable proposition.

If Committee agree the recommendations, an advertisement will be placed in the local press stating that representations relating to the resolution may be made in writing within 28 days of the notice. Any representations will be made available to the next available Licensing Sub Committee before a final resolution is considered.

The only remaining street within this area remaining undesignated will be High Pavement. at the March meeting Members expressed an interest in the possibility of holding events and festivals on this street in the future and so its designation as prohibited for the purposes of street trading would not be appropriate. Officers are investigating alternatives in relation to the designation of High Pavement to enable its use for festivals and recommendations will be reported to this Committee in due course.

4. CITY TREASURER'S OBSERVATIONS

As there is currently no revenue generated from Street Trading in these streets, there is no financial implication on the City Council of prohibiting these activities.

5. EQUAL OPPORTUNITIES IMPLICATIONS

None

6. List of Background Papers other than published works or those disclosing confidential or exempt information

Correspondence with Nottinghamshire Police, Nottinghamshire Fire Brigade, City Centre Management, and Development Control.

Letter from the Lace Market Heritage Trust

7. Published documents referred to in compiling this report

Minute no. 71, Licensing Sub Committee 6th March 2002

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