



## **Nottingham City Council Regulatory and Appeals Committee**

**Date:** Tuesday, 17 October 2023

**Time:** 2.00 pm

**Place:** LB 31-32 - Loxley House, Station Street, Nottingham, NG2 3NG

**Councillors are requested to attend the above meeting to transact the following business**

**Director for Legal and Governance**

**Governance Officer:** Mike Carey

**Direct Dial:** 0115 8763760

- 1 Committee Membership Change**  
To note that Councillor Farzanna Mahmood has stood down from the Committee and that Councillor Matt Shannon has been appointed to the vacancy.
- 2 Apologies for Absence**
- 3 Declarations of Interests**
- 4 Minutes** 3 - 6  
To confirm the minutes of the meeting held on 9 June 2023.
- 5 Proposed Designation/Re-designation of Specified Streets for Street Trading purposes in Nottingham City Centre** 7 - 26  
Report of Corporate Director for Communities, Environment and Resident Services.

If you need any advice on declaring an interest in any item on the agenda, please contact the Governance Officer shown above, if possible before the day of the meeting

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## Nottingham City Council

### Regulatory and Appeals Committee

Minutes of the meeting held at Loxley House, Nottingham on 9 June 2023 from 9.30 am - 9.45 am

#### Membership

##### Present

Councillor Audrey Dinnall (Chair)  
Councillor Liaqat Ali  
Councillor Patience Uloma Ifediora  
(substitute - minute 5 only)  
Councillor Salma Mumtaz  
Councillor Sana Nasir (minute 5 only)

##### Absent

Councillor Kirsty Jones  
Councillor Gul Nawaz Khan  
Councillor Farzanna Mahmood  
Councillor Nick Raine  
Councillor Audra Wynter

#### Colleagues, partners and others in attendance:

Jamie Beardsley - Open Market Manager, Markets and Fairs  
Laura Marsden - Senior Regeneration Officer  
Tamazin Wilson - Solicitor  
Phil Wye - Governance Officer

#### 1 Membership

**Resolved to note the appointment of Councillor Gul Nawaz Khan and Councillor Audra Wynter to the Committee.**

#### 2 Apologies for Absence

Councillor Kirsty Jones – other Council business  
Councillor Farzanna Mahmood - unwell  
Councillor Nick Raine – other Council business  
Councillor Audra Wynter – other Council business

#### 3 Declarations of Interests

None.

#### 4 Appointment of Vice-Chair

**Resolved to appoint Councillor Gul Khan as Vice-Chair for the municipal year 2023-24.**

#### 5 Minutes

The minutes of the meeting held on 27 February 2023 were confirmed as a correct record and signed by the Chair.

#### 6 Proposed Designation/Re-designating of Specified Streets for Street Trading purposes in Nottingham City Centre

Jamie Beardsley, Markets and Fairs, presented the report regarding re-designation of streets to consent streets, and highlighter the following:

- (a) the last major review of street trading in the city centre was 10-15 years ago. Currently there are 16 streets designated as consent streets, meaning a location in which street trading is allowed with the consent of the council;
- (b) the streets that are the subject of the report are either currently prohibited streets, meaning that trading is prohibited, or are undesignated. However, following significant changes in high street trading and ongoing regeneration, it is suggested that a complete ban on street trading is no longer needed on the prohibited streets;
- (c) if the currently undesignated street was designated as a consent street and the currently prohibited streets were re-designated as consent streets, it would allow the Council to control/retain control over the types of street trading taking place in those streets and the parameters under which it can operate;
- (d) it is hoped that the measures will encourage new businesses, boosting the economy and reinvigorating the area;
- (e) any new street trading pitches must go through a further process of consultation with relevant parties such as other businesses, the police and fire authority, before being allowed;
- (f) if the Committee agree the recommendations, an advertisement will be placed in the local press stating that representations relating to the proposed resolutions may be made in writing within a period of not less than 28 days of the notice. The Police and the Highways Authority will also be notified. The matter will be reported back to this Committee to consider any representations that are received and to determine whether the final resolutions should be passed.

In the discussion which followed and in response to questions from the Committee, the following points were made:

- (g) before any trading pitches were agreed, they would need to be fully accessible and not have an impact on disabled people or carers, block pavements, access points and traffic junctions;
- (h) the street designation only covers market stalls and portable businesses, and not static trading such as permanent retail units.

## **Resolved**

- (1) that the Director of Communities be authorised to serve all appropriate notices and advertise Nottingham City Council's ("the Council's") intention to pass the resolutions outlined in 2, 3 and 4 below in accordance with paragraph 2 of Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 subject to consideration of any representations**

**received in writing within the relevant period;**

**(2) being satisfied that it is necessary that, with effect from 11th December 2023, the streets in the city of Nottingham listed at (a) – (f) below be re-designated as “consent” streets for the purposes of street trading:**

**(a) Collin Street**

**(b) Sussex Street**

**(c) Trent Street**

**(d) Carrington Street from its junction with Collin Street to its junction with Station Street**

**(e) Albion Street**

**(f) Stanford Street**

**(3) being satisfied that it is necessary that, with effect from 11th December 2023, that part of Station Street in the city of Nottingham from its junction with Carrington Street to its junction with Trent Street in the said city be designated as a “consent” street for the purposes of street trading;**

**(4) that all previous resolutions of the Council relating to the designation of the streets listed in recommendation 2 above will be rescinded with effect from 11th December 2023.**

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Regulatory & Appeals Committee

17<sup>th</sup> October 2023

<b>Title of paper:</b>	Proposed Designation/Re–designation of Specified Streets for Street Trading purposes in Nottingham City Centre	
<b>Director(s)/ Corporate Director(s):</b>	Colin Wilderspin <a href="mailto:colin.wilderspin@nottinghamcity.gov.uk">colin.wilderspin@nottinghamcity.gov.uk</a>  Ita O'Donovan <a href="mailto:ita.odonovan@nottinghamcity.gov.uk">ita.odonovan@nottinghamcity.gov.uk</a>	<b>Wards affected:</b> All
<b>Report author(s) and contact details:</b>	Laura Marsden <a href="mailto:laura.marsden@nottinghamcity.gov.uk">laura.marsden@nottinghamcity.gov.uk</a> Shaun Miles <a href="mailto:shaun.miles@nottinghamcity.gov.uk">shaun.miles@nottinghamcity.gov.uk</a>	
<b>Other colleagues who have provided input:</b>		
<b>Date of consultation with Portfolio Holder(s) (if relevant)</b>		
<b>Does this report contain any information that is exempt from publication?</b> No		
<b>Relevant Council Plan Outcome:</b>		
Green, Clean and Connected Communities	<input type="checkbox"/>	
Keeping Nottingham Working	<input checked="" type="checkbox"/>	
Carbon Neutral by 2028	<input type="checkbox"/>	
Safer Nottingham	<input type="checkbox"/>	
Child-Friendly Nottingham	<input type="checkbox"/>	
Living Well in our Communities	<input type="checkbox"/>	
Keeping Nottingham Moving	<input type="checkbox"/>	
Improve the City Centre	<input checked="" type="checkbox"/>	
Better Housing	<input type="checkbox"/>	
Serving People Well	<input checked="" type="checkbox"/>	
<b>Summary of issues (including benefits to citizens/service users):</b> The purpose of the report is to enable the Committee to consider any representations made following the advertisement of this Committee’s resolution on 9 <sup>th</sup> June 2023, before deciding whether to re-designate the streets listed in recommendation 1 below which are currently designated as prohibited streets to consent streets and to designate the street listed in recommendation 2 below which is not currently subject to a designation as a consent street for the purpose of street trading.		
<b>Recommendation(s):</b>		
<b>1</b>	It is recommended that pursuant to paragraph 2 of schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 and being satisfied that it is necessary that, with effect from 11 <sup>th</sup> December 2023, the streets in the city of Nottingham listed at (a) – (f) below shall be re-designated as “consent” streets for the purposes of street trading: (a) Collin Street (b) Sussex Street (c) Trent Street (d) Carrington Street from its junction with Collin Street to its junction with Station Street	

	(e) Albion Street (f) Stanford Street
<b>2</b>	It is recommended that pursuant to paragraph 2 of schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 and being satisfied that it is necessary that, with effect from 11 <sup>th</sup> December 2023, part of Station Street in the city of Nottingham from its junction with Carrington Street to its junction with Trent Street in the said city is designated as a “consent” street for the purposes of street trading.
<b>3</b>	All previous resolutions of the Council relating to the designation of the streets listed in recommendation 1 above be rescinded with effect from 11 <sup>th</sup> December 2023.
<b>4</b>	It is recommended that the Director of Communities be authorised to advertise the resolutions outlined in 1, 2 and 3 above in accordance with paragraph 2 of Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982.

## 1. Reasons for recommendations

1.1 The Council has adopted Section 3 and Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 (“the Act”) for the purposes of street trading. Under the Act streets may be designated as “consent streets”, “licence streets” or “prohibited streets” as follows:-

1.2 “*Consent Street*” means a location in which street trading is prohibited without the consent of the council.

1.3 “*Licence street*” means a street in which street trading is prohibited without a licence granted by the council.

1.4 “*Prohibited Street*” means a location in which trading is prohibited.

1.5 ‘Undesignated’ streets are neither consent nor prohibited; vendors can set up and sell goods in such a location in an uncontrolled manner.

1.6 At present, the streets referred to in this report are either designated as Prohibited Streets or are undesignated. The current designations are as follows:

- Collin Street: Prohibited
- Sussex Street Prohibited
- Trent Street: Prohibited
- Station Street: Undesignated
- Carrington Street: Prohibited
- Albion Street: Prohibited
- Stanford Street: Prohibited

1.7 The Council has, over time, designated most streets within Nottingham City Centre as either “Consent Streets” or “Prohibited Streets”. However, as part of the ongoing regeneration of the Broadmarsh area of the City Centre there have been some significant changes to the surrounding streets and, in the light of changes to the use of the city centre it is suggested that a complete ban of street trading in the streets listed at paragraph 1.6 above are no longer necessary. Collin Street, for example, is currently designated as a Prohibited Street and until recently has been a very busy road with a relatively narrow footway on either side which made



it unsafe for street trading. However, more recently restrictions on access for vehicular traffic on Collin Street have been introduced which have resulted in change to the way that Collin Street and the surrounding streets could be used combined with general changes to the way that the city centre has been used over time and the decline of the traditional high street since the last review of street trading took place.

1.8 The recommendations will enable the Council to retain control over the types of street trading taking place and the parameters under which it can operate where a complete ban is no longer considered necessary. It is important for the Council to retain control over the activity of street trading on the city's streets in order to:

- prevent over saturation of types of trade activity in specific locations
- be able to balance the city's offer between indoor and outdoor activity and prevent conflict between current traders and new traders
- ensure that there is no conflict between pedestrians and traders
- ensure the streets are inclusive to all users inc. pushchairs, wheelchairs
- have knowledge of the city's current offer to ensure a quality of offer appropriate for the space including the focus on local business, what will benefit and enhance the local area
- safeguard and control the implementation of regulations and safety requirements
- safeguard and control the implementation of sustainability credentials including the appropriate utility and power generation methods
- ensure the city streets aesthetics and sightlines are maintained.

1.9 Previously it had been deemed appropriate to designate some city streets as prohibited streets where there had historically been a lack of control over street trading and where it was felt that street trading may detract from other forms of established retail already present in the city. However, this predates the recent decline of the traditional retail based high-street and we now have an opportunity to revisit the street designations with the aim of providing a new offer in the city centre where appropriate.

1.10 As part of the review of designations it has been identified that the street listed in recommendation 2 above [Station Street] is currently an Undesignated street. If the re-designations of the streets listed in recommendation 1 above are approved, this may result in more street trading taking place on these streets. To enable the Council to establish control of the types of street trading allowed on Station Street it is therefore also the intention to designate Station Street as a Consent street.

1.11 Station Street has undergone extensive pedestrianisation and redevelopment and is a key gateway into the city centre. By designating the street as Consent this will enable the Council to control the street trading activity taking place as the regeneration of the wider locality continues.

1.12 References to streets include the whole length and width of that street or road between the boundaries described and include any verges and pavements.

1.13 See Regulatory and Appeals Committee Report 9<sup>th</sup> June 2023 and attached appendices for an illustration of the streets with the proposed consent streets indicated approximately with blue highlighting for a graphical guide and information only at Appendix 1.

## 2. Other options considered in making recommendations

**2.1 Designation of streets as Licence Streets:** The use of Licence streets in this locality would be inconsistent with the wider regime across the city of Consent/Prohibited designations.

**2.2 All streets [as identified in recommendation] be designated 'Un-designated' streets:** It is vital that the Council is able to control the Street Trading activity across the city for the reasons described in this report and by allowing the streets to become Undesignated all control and benefits would be lost.

**2.3 Do Nothing - Remain as current designations:** This option would not allow the opportunities for a new city centre street-based offer to activate the Broad Marsh locality, which will support the wider regeneration the city centre.

## 3. Consideration of Risk

### 3.1 Risk:

Redesignation: By re-designating the streets as consent streets this will allow the Council to manage and control the types of street trader allowed to operate from these areas while being able to continue to regenerate the Broad Marsh area through activation of the streets for trading activity. However, this could have an impact on disabled people or carers as this may well create obstructions where there were none previously. However, the control measures that consent designation gives the council will ensure that any new any issues with traders blocking pavements, access points and traffic junctions can be prevented.

### 3.2 Mitigation:

- The expertise of the markets and fairs team to enforce conditions of consent approvals
- Consultation will be carried out once specific locations of street trading pitches are applied for as a result of this decision if approved. This will include with the identified groups and ensure that throughfares and access is not restricted
- Market officers to carry out weekly patrols of the City to review street trading. These are then fed back in at the office and the relevant enforcement procedures are followed.

## 4. Background (including outcomes of consultation)

4.1 See previous Regulatory and Appeals Committee Report 9<sup>th</sup> June 2023 for background details of the proposal.

### Results of consultation

4.2 At the meeting on the 9<sup>th</sup> June 2023 the Regulatory and Appeals Committee indicated its intention to pass a resolution that the streets listed in recommendation (1) above be designated and (2) above be re-designated as consent streets for the purposes of street trading.

4.3 In accordance with paragraph 2 of schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 all appropriate notices were served and the council's intention to pass the resolution subject to consideration of any representations received in writing within the relevant period was advertised.

4.4 It should be noted that while a public notice in accordance with the above legislation was published in the Metro on 3<sup>rd</sup> July 2023 date, it was noted that this had a heading which related to another matter, and therefore, a further notice was published in the Metro on 29<sup>th</sup> August 2023 date giving a further period of 28 days for any representations to be received in writing, expiring on 27<sup>th</sup> September 2023 date.

4.5 No representations have been received in respect of the proposed designation to date (28 September 2023) and the consultation period has now expired. It is recommended that the streets listed in recommendation 1 and 2 above be designated as consent streets for the purpose of street trading with effect from 11<sup>th</sup> December 2023.

4.6 To comply with the legislation the designation shall take effect not less than one month after the resolution has been passed and the resolution must be advertised in a local newspaper for two consecutive weeks; the first publication shall not be less than 28 days before the date specified in the resolution.

## **5. Finance colleague comments (including implications and value for money)**

5.1 The recommendations in this report do not raise any material financial implications. The re-designation of the streets listed, allows the Council to have control over the types of street trading to take place.

Maria Balchin, Senior Commercial Business Partner on 14 September 2023

## **6. Legal colleague comments**

6.1 The procedure for designating streets under the street trading regime is prescribed by law and the recommendations are to follow the required procedure.

6.2 The Committee has a wide discretion as to whether streets should be designated for the purposes of street trading and if so, as to the category of that designation. Should the streets be designated/re-designated as consent streets then conditions can be added to any consent granted to control the location of the trading, the dimensions of any stall, and to prevent nuisance and obstruction.

Tamazin Wilson, Senior Solicitor, advice provided on 28 September 2023

## **7. Other relevant comments**

## **8. Crime and Disorder Implications (If Applicable)**

8.1 This process concerns the designation status of the streets outlined in recommendations 1 and 2 above however if those proposed re-designations and designation are brought into effect, before the location of any street trading pitches in those areas can be finalised further consultation with Police and City licensing will be required and carried out with to assess the impact and suitability of those proposed pitches.

## **9. Social value considerations (If Applicable)**

9.1 This proposal will enable street trading to operate from streets that have undergone significant change due to the ongoing Broad Marsh Regeneration and will see a new retail and leisure offer being made possible for the people of Nottingham.

**10. Regard to the NHS Constitution (If Applicable)**

10.1 N/A

**11. Equality Impact Assessment (EIA)**

11.1 Has the equality impact of the proposals in this report been assessed?

Yes

An EIA has been completed and was attached to the previous Regulatory and Appeals Committee Report 9<sup>th</sup> June 2023. Due regard will be given to any implications identified in it.

**12. Data Protection Impact Assessment (DPIA)**

12.1 Has the data protection impact of the proposals in this report been assessed?

No

A DPIA is not required because there are no data protection implications for this proposal.

**13. Carbon Impact Assessment (CIA)**

13.1 Has the carbon impact of the proposals in this report been assessed?

No

A CIA is not required as there is no carbon impact associated with this proposal.

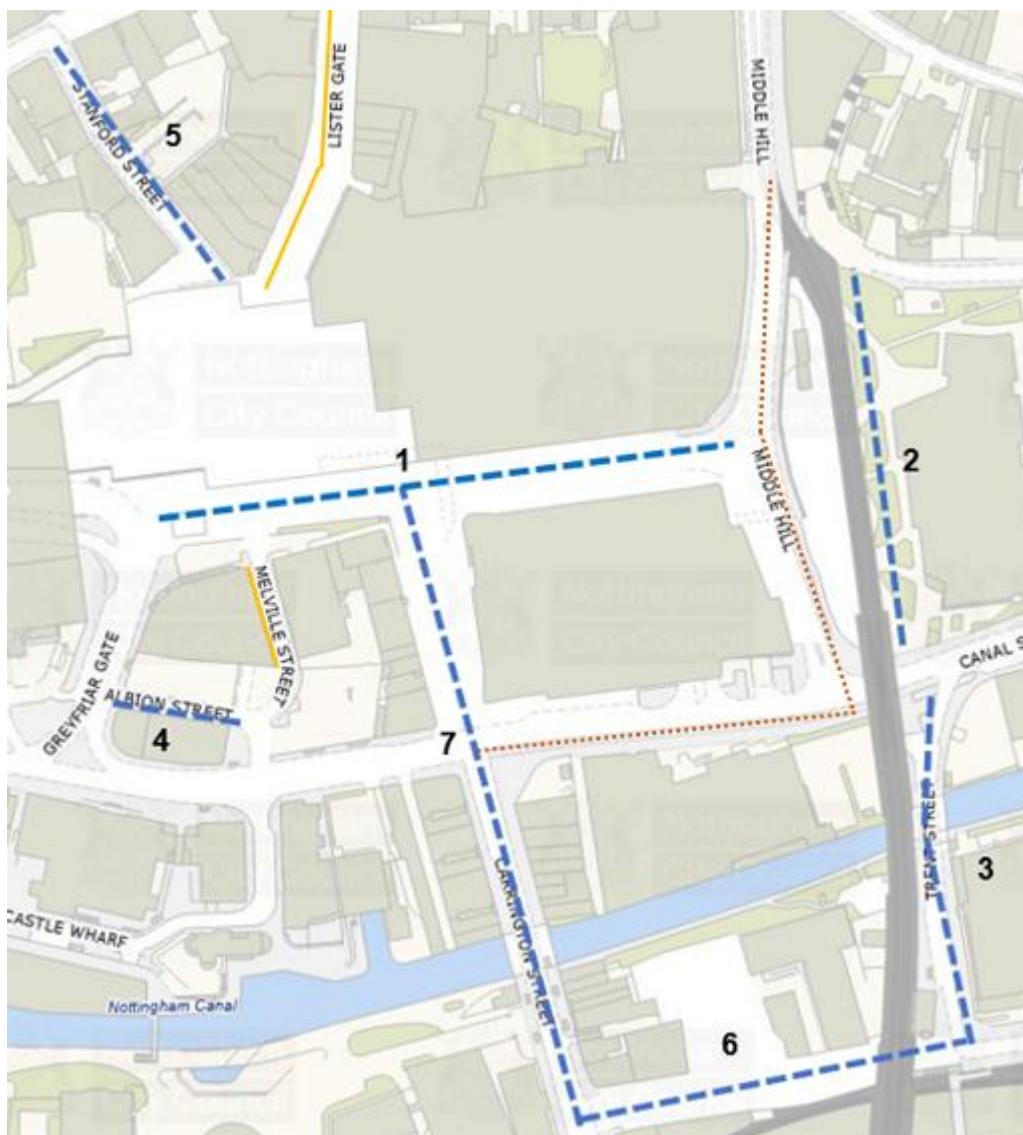
**14. List of background papers relied upon in writing this report (not including published documents or confidential or exempt information)**

14.1 N/A

**15. Published documents referred to in this report**

15.1 Regulatory and Appeals Committee Report 9<sup>th</sup> June 2023

## Appendix 1 – Proposed Designated Consent Streets



Ref.	Proposed Consent Streets <span style="color: blue;">- - - -</span>	Current Designation
1.	Collin Street	Prohibited
2.	Sussex Street	Prohibited
3.	Trent Street	Prohibited
4.	Stanford Street	Prohibited
5.	Albion Street	Prohibited
6.	Station Street; From Carrington Street to Trent St.	Undesignated
7.	Carrington Street; From Collin Street to Station St.	Prohibited
Other Streets in locality [not included in this recommendation]		
<span style="color: yellow;">—</span>	Lister Gate	Consent
<span style="color: orange;">—</span>	Melville Street	Consent
<span style="color: red;">- - - -</span>	Middle Hill	Prohibited
<span style="color: red;">- - - -</span>	Canal Street	Prohibited

## Appendix 2 – Table of City Street Designations

street	type	street	type	street	type
Albert Street	prohibited	Glasshouse Street	prohibited	Pennyfoot Street	prohibited
Albion Street	prohibited	Goldsmith Street	consent	Pepper Street	prohibited
Amberley Street	prohibited	Goose Gate	prohibited	Perth Street	prohibited
Angel Alley	prohibited	Greyfriar Gate	prohibited	Pilcher Gate	prohibited
Angel Row	prohibited	Greyhound Street	prohibited	Pinder Street	prohibited
Arcade	prohibited	Halifax Place	prohibited	Plough Lane	prohibited
Bank Place	prohibited	Hanley Street	prohibited	Plumtre Place	prohibited
Barker Gate	prohibited	Harnett Close	prohibited	Plumtre Square	prohibited
Bath Street	prohibited	Heathcote Street	prohibited	Plumtre Street	prohibited
Beastmarket Hill	prohibited	High Cross Street	prohibited	Popham Court	prohibited
Beck Street	prohibited	High Pavement	consent	Popham Street	prohibited
Bellar Gate	prohibited	High Street	consent	Poplar Street	prohibited
Belward Street	prohibited	High Street Place	prohibited	Postern Street	prohibited
Bottle Lane	prohibited	Hockley	prohibited	Poynton Street	prohibited
Bridlesmith Gate	prohibited	Hollowstone	prohibited	Queen Street	prohibited
Brightmoor Street	prohibited	Hounds Gate	prohibited	Rick Street	prohibited
Broad Street	prohibited	Howard Street	prohibited	Ristes Place	prohibited
Broadway	prohibited	Huntingdon Street	consent	Rutland Street	prohibited
Bromley Place	prohibited	Hurts Yard	prohibited	Shakespeare St	prohibited
Brook Street	consent	Isabella Street	prohibited	Short Stairs	prohibited
Burton Street	prohibited	Junction of Derby Road, Toll House Hill, Upper Parliament Street And MMW	prohibited	Shorthill	prohibited
Byard Lane	prohibited	Kayes Walk	prohibited	Shortwood Close	prohibited
Cairns Street	prohibited	Kent Street	prohibited	Smithy Row	prohibited
Canal Street	prohibited	King Edward Street	prohibited	South Parade	prohibited

Carlton Street	prohibited	King John's Chambers	prohibited	South Sherwood Street	prohibited
Carrington Street	prohibited	King Street	prohibited	Southwell Road	prohibited
Carter Gate	prohibited	Kings Place	prohibited	Spaniel Row	prohibited
Castle Gate	prohibited	Kings Walk	prohibited	St Anns Street	prohibited
Castle Place	prohibited	Kippis Street	prohibited	St James's Street	prohibited
Castle Road	prohibited	Lennox Street	prohibited	St James's Terrace	prohibited
Chapel Bar	prohibited	Lenton Road	prohibited	St Mary's Gate	prohibited
Chardlace Walk	prohibited	Lincoln Street	consent	St Mary's Place	prohibited
Chaucer Street	prohibited	Lister Gate	consent	St Nicholas Street	prohibited
Cheapside	prohibited	London Road	prohibited	St Peter's Gate	prohibited
City Link	prohibited	Long Row	consent	St Peter's Square	consent
Clare Street	prohibited	Long Row	prohibited	St Peters Church Walk	prohibited
Clarendon Street	prohibited	Long Row West	prohibited	Standard Hill	prohibited
Cliff Road	prohibited	Long Stairs	prohibited	Stanford Street	prohibited
Clinton Street East	consent	Low Pavement	prohibited	Stanhope Street	prohibited
Clinton Street West	consent	Lower Parliament Street	prohibited	Stoney Street	prohibited
Clumber Street	prohibited	Maid Marian Way	prohibited	Sussex Street	prohibited
Cobden Chambers	prohibited	Maiden Lane	prohibited	Talbot Street	prohibited
Collin Street	prohibited	Malin Hill	prohibited	The Poultry	prohibited
Commerce Square	prohibited	Maltmill Lane	prohibited	The Quadrant	prohibited
Convent Street	prohibited	Mansfield Road	prohibited	Theatre Square	prohibited
Cranbrook Street	prohibited	Market Street	prohibited	Thurland Street	prohibited
Cumberland Place	prohibited	Maypole Yard	prohibited	Toll House Hill	prohibited
Dean Street	prohibited	Melville Street	consent	Trent Street	prohibited
Dragon Yard	prohibited	Middle Hill	prohibited	Trinity Row	prohibited
Dryden Street	consent	Middle Pavement	prohibited	Trinity Square	prohibited
Dukes Place	prohibited	Milton Street	prohibited	Trinity Walk	prohibited
Durham Chambers	prohibited	Mount Street	prohibited	Trivett Square	prohibited

East Street	prohibited	Nelson Street	prohibited	Union Road	prohibited
Eldon Chambers	prohibited	Newcastle Street	prohibited	Upper Parliament Street	prohibited
Exchange Walk	consent	Norfolk Place	prohibited	Victoria Street	prohibited
Excise Chambers	prohibited	North Church Street	prohibited	Warser Gate	prohibited
Fisher Gate	prohibited	North Sherwood Street	prohibited	Weekday Cross	prohibited
Fletcher Gate	prohibited	Old Lenton Street	prohibited	West End Arcade	prohibited
Fletcher Gate	prohibited	Old Market Square	prohibited	Weston Street	prohibited
Forman Street	prohibited	Old Street	prohibited	Wheeler Gate	consent
Freckingham Street	prohibited	Park Row	prohibited	Wing Alley	prohibited
Friar Lane	prohibited	Parliament Terrace	prohibited	Wollaton Street	prohibited
Garners Hill	prohibited	Peck Lane	prohibited	Woodborough Road	prohibited
Gedling Street	consent	Pelham Street	prohibited	Woolpack Lane	prohibited
George Street	prohibited	Pemberton Street	prohibited	York Lane	prohibited



## Equality Impact Assessment (EIA) Tool

### Document Control

<b>Control Details:</b>	
Title of EIA/ Decision (DDM):	Proposed Designation/Re-designating of Specified Streets for Street Trading purposes in Nottingham City Centre
Budget booklet code (if applicable):	
<b>If this is a budget EIA please ensure the title and budget booklet code is the same as the title used within the budget booklet</b>	
Name of author (Assigned to Pentana):	Shaun Miles, Head of Markets & Fairs
Department:	Markets and Fairs
Director:	Colin Wilderspin
Division:	Communities
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Strategic Budget EIA:	<b>No</b>
<a href="#">Exempt from publication:</a>	<b>No</b>
Date decision due to be taken:	09/06/23 with an implementation date of 16/12/23

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### Document Amendment Record

Version	Author	Date
1	Shaun Miles	23/05/23
2	Mike Carey	24/05/23

### Contributors/Reviewers (Anyone who has contributed to this document to be named)

Name	Title role	Date
Laura Marsden	Senior Regeneration Officer	16/05/23
Jamie Beardsley	Business Development Manager	16/05/23
Nasreen Miah	Equality & Employability Consultant	18/05/23
Mike Carey	Governance Officer	24/05/23

## Glossary of Terms

Term	Description
<b>Consent Street</b>	<i>Consent Street</i> means a location in which street trading is prohibited without the consent of the council
<b>Prohibited Street</b>	<i>Prohibited Street</i> means a location in which trading is prohibited
<b>Undesignated Street</b>	<i>Undesignated</i> streets are neither consent nor prohibited; vendors can set up and sell goods in such a location in an uncontrolled manner.

## Section 1 – Equality Impact (NCC staff/ Service users/ Citizen/ Community impact)

### 1. a. Brief description of proposal/ policy/ service to be assessed

Review of current street designations from Prohibited/Undesignated to Consent in the Broad Marsh locality. This will allow controlled street trading to operate in the area to support the wider physical and economic regeneration of the wider Broad marsh area. By allowing Street Trading to operate in this area will provide a new offer for the city away from the traditional retail offer of the city centre and ensure that the street trading that operates from here is managed and controlled to provide an appropriate and safe city centre environment for citizens and visitors by preventing obstruction of the highway, ensuring the correct safeguards are in place and addressing any road safety issues.

The proposal will see several streets be re-designated as consent streets for the purposes of street trading (previously prohibited):

- Collin Street
- Sussex Street
- Trent Street
- Carrington Street from its junction with Collin Street to its junction with Station Street
- Albion Street
- Stanford Street

The proposal will also see one street be designated as consent streets for the purposes of street trading (previously undesignated):

- Station Street from its junction with Carrington Street to its junction with Trent Street

### **1. b. Information used to analyse the equalities implications**

This initial decision is to designate the streets as Consents streets to allow street trading to take place from these locations in principle. It does not include the specific locations of street trading pitches as this will be consulted on in more detail once the physical implementation of street trading is taken forward. Markets and Fairs will carry out further consultation once pitches are applied for.

**1. c. Who will be affected and how?**

Impact type (NCC staff/ Service users/ Citizens/ Community)	Equality group/ individual	Positive	Negative	None	Reasons for your assessment  (Including evidence)	Details of mitigation/ actions taken to advance equality	Details of any arrangements for future monitoring of equality impact  (Including any action plans)
	People from different ethnic groups						
Page 20	Men						
	Women						
	Trans						
	Disabled people/ carers	x	x		Redesignation: By re-designating the streets as consent streets this will allow the Council to manage and control the types of street trader allowed to operate from these areas while being able to continue to	Expertise of the markets and fairs team to enforce conditions of consent approvals  Consultation will be carried out once specific locations of street trading pitches are applied for as a result of this decision if approved. This will include with the	Appropriate advertising to raise awareness - public consultation.  Expertise of the markets and fairs team to enforce conditions of consent approvals

<p>Page 21</p>				<p>regenerate the Broad Marsh area through activation of the streets for trading activity. This could have an impact on disabled people or carers as this may well create obstructions where there were none previously. However, the control measures that consent designation gives the council will ensure that any new any issues with traders blocking pavements, access points and traffic junctions can be prevented. Enable easier passage and better environment for visitors and shoppers.</p> <p>Designation: By designating</p>	<p>identified groups and ensure that thoroughfares and access is not restricted</p> <p>Market officers to carry out weekly patrols of the City to review street trading. These are then fed back in at the office and the relevant enforcement procedures are followed.</p>	<p>Market officers to do weekly patrols of the City to review street trading. These are then fed back in at the office and the relevant enforcement procedures are followed. If complaints are received, the Markets Team will follow the process of investigation and enforcement if necessary.</p>
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<p>Page 22</p>					<p>streets that were previously undesignated prevents any uncontrolled street trading from operating from that location. This will therefore benefit all users of the space as it will prevent uncontrolled street trading to operate and the issues that this can cause – re blockages and obstructions, street scene, noise and pollution</p>		
	<p><b>Pregnancy and maternity</b></p>						
	<p><b>Marriage/Civil Partnership</b></p>						
	<p><b>People of different faiths/ beliefs and those with none</b></p>						

	<b>Lesbian/ Gay/ Bisexual people</b>						
	<b>Older</b>	<b>x</b>	<b>x</b>		<b>See Above</b>		<b>See Above</b>
	<b>Younger</b>						
Page 23	<p><b>Other</b> (e.g. looked after children, cohesion/ good relations, vulnerable children/ adults), socio-economic background.</p> <p><b><i>Please underline the group(s) /issue more adversely affected or which benefits.</i></b></p>						

**1. d. Summary of any other potential impact (including cumulative impact/ human rights implications):**

## Section 2 – Equality outcome

**Please include summary of the actions identified to reduce disproportionate negative impact, advance equality of opportunity and foster good relations. Please pull out all of the mitigations you have identified and summarise them in this action plan**

Equality Outcome	Adjustments to proposal and/or mitigating SMART actions	Lead Officer	Date for Review/ Completion	Update/ complete
<p>Eliminate unlawful discrimination, harassment, victimisation and any other conduct prohibited by the Equality Act 2010.</p> <p>Page 24</p>	<p>Further consultation will be carried out on the location of the street trading pitches once this decision has been implemented. This will include further EIA assessments.</p> <p>Once consent designation has been implemented it enables the council/Markets and fairs team to enforce conditions of consent approvals and remove any trading activity that may be detrimental to any users/stakeholders of the space.</p> <p>Provide a key named contact for issues and to report nuisance</p> <p>Market officers to do weekly patrols of the City to review street trading. These are then fed back in at the office and the relevant enforcement procedures are followed. If complaints are received, the Markets Team will follow the process of investigation and enforcement if necessary.</p>	Markets and Fairs	Ongoing	



Advance equality of opportunity between those who share a protected characteristic and those who don't	<b>See above</b>	Markets and Fairs		
Foster good relations between those who share a protected characteristic and those who don't	<b>See above</b>	Markets and Fairs		
(Please add other equality outcomes as required – e.g. mitigate adverse impact identified for people with a disability)				

**Please note: All actions will need to be uploaded onto Pentana**

### Section 3 – Approval and publishing

<p><b>The assessment must be approved by the manager responsible for the service /proposal.</b>  <b>Approving Manager details</b> (name, role, contact details):</p> <p><b>Shaun Miles, Head of Communities, Shaun.Miles@nottinghamcity.gov.uk</b></p>	<p><b>Date sent for advice:</b></p> <p><b>18.05.2023</b></p>
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<b>Approving Manager Signature:</b> 	<b>Date of final approval:</b> <b>23-5-2023</b>
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For further information and guidance, please visit the [Equality Impact Assessment Intranet Pages](#)  
Alternatively, you can contact the Equality and Employability Team by telephone on 0115 876 2747

Send document or link for advice and/ or publishing to: [edi@nottinghamcity.gov.uk](mailto:edi@nottinghamcity.gov.uk)