



THE STREET TRADING ACT (NORTHERN IRELAND) 2001 4 NO. STREET TRADING PITCHES LANSDOWNE PORTRUSH	2nd February 2016
To: ENVIRONMENTAL SERVICES COMMITTEE	
For Decision	

Linkage to Council Strategy (2015-19)	
Strategic Theme	Accelerating our Economy and Contributing to Prosperity
Outcome	Rights to trade
Lead Officer	Rory Donnelly & John Richardson
Cost: (If applicable)	N/A

1.0 Background

Following the introduction of the Street Trading Act (Northern Ireland) 2001, Coleraine Borough Council designated 4 pitches at Lansdowne, Portrush as locations for street trading (2 x Ice cream, 2x Hot Food).

In 2012 Roads Service issued correspondence to Council raising their concerns about the authorisation of trading at this location and public safety. At a subsequent meeting with a representative of DRD (Roads Service) concern was raised about how customers of the traders had moved off the footpath to stand/queue on the roadway and also cross to and from vendors in a haphazard manner. Additionally, Road Service were concerned as to the number of car parking spaces that were being denied to motorists because of the parking arrangements employed by these vendors.

In response Council had written to all vendors requesting they trade onto the footpath, however Officers remain concerned that even after taking such a measure the risk of a road traffic accident at this location remained high and gave consideration to the creation of an off street trading location. Unfortunately, at this time a suitable alternative off street trading site at this location could not be identified.

As a consequence of Local Government reform and the Introduction of the Off Street Parking (Functions of District Councils) Act (NI) 2015 Council officers have taken the opportunity to review this matter and in consultation with Council Planning Department and Transport NI have now determined such a location at Lansdowne. The proposal is attached at Appendix IV.

In order to ensure public safety and the success of an off street Trading location it will however be necessary for Council to review the determination to designate 4 street trading pitches at this location and if approved revoke the designating resolution approved by Coleraine Borough Council to authorise Street trading at Lansdowne.

1.2 Legal Position

Coleraine Borough Council have through a designating resolution in accordance with Section 4 of the Street Trading Act (NI) 2001 established street trading at this location. The legislation allows for Council to rescind or vary such a resolution. However in considering to do so, Council are required by the legislation to notify its intentions by publishing a notice in 2 newspapers circulating in the district, consult with Police and Transport NI and existing Licence holders and consider any representations.

1.3 Recommendation

It is recommended that Committee authorise 'the intention' to consider a rescinding designation with respect to the 4 No. Street Trading Pitches at Lansdowne, Portrush.

If approved at the conclusion of the consultation exercise a further report with recommendations will be prepared for the Committee's consideration.