

## **Minute Extract – Policy & Strategy Committee – 22 November 2005**

### **PSC/522/05-06      Review of Clean Neighbourhood and Environment Act**

Before the Committee was a report of the Development and Scrutiny Committee 1, copies of which had been circulated to all Members and a copy of which is attached to the signed copy of these Minutes as Item 5.

Councillor Jim Funnell, as Chairman of Development and Scrutiny Committee 1, introduced the report which summarised the outcomes of the review of the implications of the Clean Neighbourhood and Environment Act including street trading provisions.

The Committee queried how the Act would affect street traders such as 'Big Issue' sellers or those with previously issued licences such as a Hawker's Licence. The Head of Legal and Democratic Services replied that it would depend on the type of licence and that he would have to research the Act further in order to respond.

Members discussed how the new provisions could be used to address problems relating to cars being sold on verges or pavements. It was hoped that informing those parties of the changes in legislation would be sufficient warning to deal with the problem in the first instance.

Members thanked the Development and Scrutiny Committee for their work on this item. The Head of Legal and Democratic Services advised that recommendation (ii) of the report should be recommended to Council for consideration. This was agreed as were recommendations (i) and (iii), as set out in the report.

#### **Resolved**

- (i) that the current level of resources is capable of issuing Fixed Penalty Notices. This should be undertaken by responsible officers in their specialised section of work. Staffing levels should be reviewed annually;
- (ii) that it be recommended to Council that there should be controlled street trading in the town centres, the public highways should be prohibited to trading. Special provisions should be made to allow markets to operate in the town centres;
- (iii) that public notices should be erected to alert residents to the introduction of the Act and the advent of Fixed Penalty Notices. The Act should be published in the local press.