

ANNEX 3

Remaining Actions to Implement Controls

Once Full Council has considered the implementation of street trading controls and approved the adoption of the Street Trading Policy, the following actions must be completed by the Council:-

Give notice of its intention to remove any existing designations of streets for the purposes of street trading in the Western Daily Press. This will be done [not later than] Wednesday 28th September,

Give notice of its intention to designate all streets within the Mendip district council area as consent streets in the Western Daily Press on Wednesday 28th September as from **Monday 5th December 2016**. A draft notice is attached to this Annex.

At the same time as the press notices are published, give notice of its intention to designate those streets (and to remove any existing designations) to Somerset County Council (as the Highways Authority) and Avon and Somerset Constabulary.

All notices will invite representations to the resolution within 28 days of publication of that notice.

At Licensing Board on Wednesday 2nd November 2016 the Council will consider any representations received and, if they think fit in the circumstances, resolve to designate all of its streets as consent streets (and remove any existing designations) with effect from Monday 5th December 2016.

Give notice to Highways Authority and the Police of the same.

On Friday 4th November 2016 the first public notice shall be published in the Western Daily Press confirming the designation of all streets and removal of any existing designations.

On Friday 11th November 2016 the second public notice shall be published in the Western Daily Press confirming the designation of all streets and removal of any existing designations.

From Monday 5th December 2016 any person wishing to carry out street trading in our area must refer to Mendip's Street Trading Policy (and benefit from a local or statutory exemption) and/ or obtain the council's consent to do so.



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**Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982
Street Trading in the Mendip District Council area**

In pursuance of the provisions of paragraph 3 of Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982, NOTICE is hereby given that it is the intention of Mendip District Council to pass the following resolution in relation to all streets in the administrative area of Mendip District Council:-

“In pursuance of the power conferred upon the Council by virtue of paragraph 2 of Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982, the Council hereby resolves that all the streets in the Mendip District Council area be designated as consent streets and that any previous designations made by the Council in respect of any streets in its area are hereby rescinded. This resolution will take effect from MONDAY 5TH DECEMBER 2016.”

Representations relating to the proposed resolution may be sent or delivered in writing addressed to the undersigned not later than 5 pm on FRIDAY 28TH OCTOBER 2016. The Council will consider these representations on WEDNESDAY 2ND NOVEMBER 2016.

The effect of the Council resolution is to designate all streets in the Mendip District Council area as Consent Streets. This means that street trading will only be allowed on those streets with the consent of the Council on such days and times, under such other conditions and on payment of such charges as the Council shall determine. This does not refer to trading where a relevant statutory or local exemption (as contained within the Mendip Street Trading Policy) applies.

Street includes the following for these purposes:-

- (a) any road, footway, beach or other area to which the public have access without payment; and*
- (b) a service area as defined in section 329 of the Highways Act 1980,*

and also includes any part of a street;

A copy of the Schedule of Charges for this service and the Street Trading Policy may be seen free of charge at Mendip District Council's main offices at the address below from 9.00 am to 5.00 pm Monday to Friday on or before FRIDAY 28TH OCTOBER 2016 and are available to view on the Council's website.

Dated: WEDNESDAY 28TH SEPTEMBER 2016

Mr Jason Kirkwood,
Principal Licensing Officer,
Mendip District Council,
Cannards Grave Road, Shepton Mallet. Somerset BA4 5BT