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**Report to:**

Council

**Date of Meeting:**27<sup>th</sup> April 2014**Subject:** Designation of Further Streets under the County of Merseyside Act 1980**Report of:** Director of Built Environment**Wards Affected:** Molyneux**Is this a Key Decision?** No**Is it included in the Forward Plan?**  
No**Exempt/Confidential** No

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**Purpose**

To seek resolution from Council for the formal designation of further streets for where street trading is prohibited under the County of Merseyside Act 1980.

**Recommendation(s)**

That Council:

- i) Formally passes a resolution designating those areas referred to in Annex 1 under Section 36 of the County of Merseyside Act 1980 for where street trading is prohibited;
- ii) That the Head of Corporate Legal Services be authorised to arrange for the publication of the Council's resolution.

**How does the decision contribute to the Council's Corporate Objectives?**

	<b><u>Corporate Objective</u></b>	<b><u>Positive Impact</u></b>	<b><u>Neutral Impact</u></b>	<b><u>Negative Impact</u></b>
1	Creating a Learning Community		√	
2	Jobs and Prosperity		√	
3	Environmental Sustainability		√	
4	Health and Well-Being		√	
5	Children and Young People		√	
6	Creating Safe Communities		√	
7	Creating Inclusive Communities		√	
8	Improving the Quality of Council Services and Strengthening Local Democracy		√	

## Reasons for the Recommendation:

Further to the meeting of the Council on 21st November 2013, the Council authorised the Head of Corporate Legal Services to provide notice of the Council's intention to pass a resolution to designate further streets under the County of Merseyside Act 1980. Notices were placed in the local newspapers and were served upon Merseyside Police and the Highway Authority; no representations have been received in response to those notices.

## What will it cost and how will it be financed?

### (A) Revenue Costs

Costs in the region of £2,300 are estimated which would be contained within existing resources. (Cost Centre DB011)

### (B) Capital Costs

N/A

## Implications:

The following implications of this proposal have been considered and where there are specific implications, these are set out below:

<b>Legal</b>	The Head of Corporate Legal Services (LD2224/14) has been consulted and has no comments to add.
<b>Finance</b>	The Head of Finance and ICT has been consulted (FD2919/14) and notes the report indicates estimated costs (£2,300) can be contained within existing budgets.
<b>Human Resources</b>	None
<b>Equality</b>	
1. No Equality Implication	<input checked="" type="checkbox"/>
2. Equality Implications identified and mitigated	<input type="checkbox"/>
3. Equality Implication identified and risk remains	<input type="checkbox"/>

## Impact on Service Delivery:

None arising from this Report.

## What consultations have taken place on the proposals and when?

Notices placed within local newspapers, copies served on Merseyside Police and the Highway Authority.

**Are there any other options available for consideration?**

No

**Implementation Date for the Decision**

Following the Meeting.

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**Background Papers:**

The County of Merseyside Act 1980.

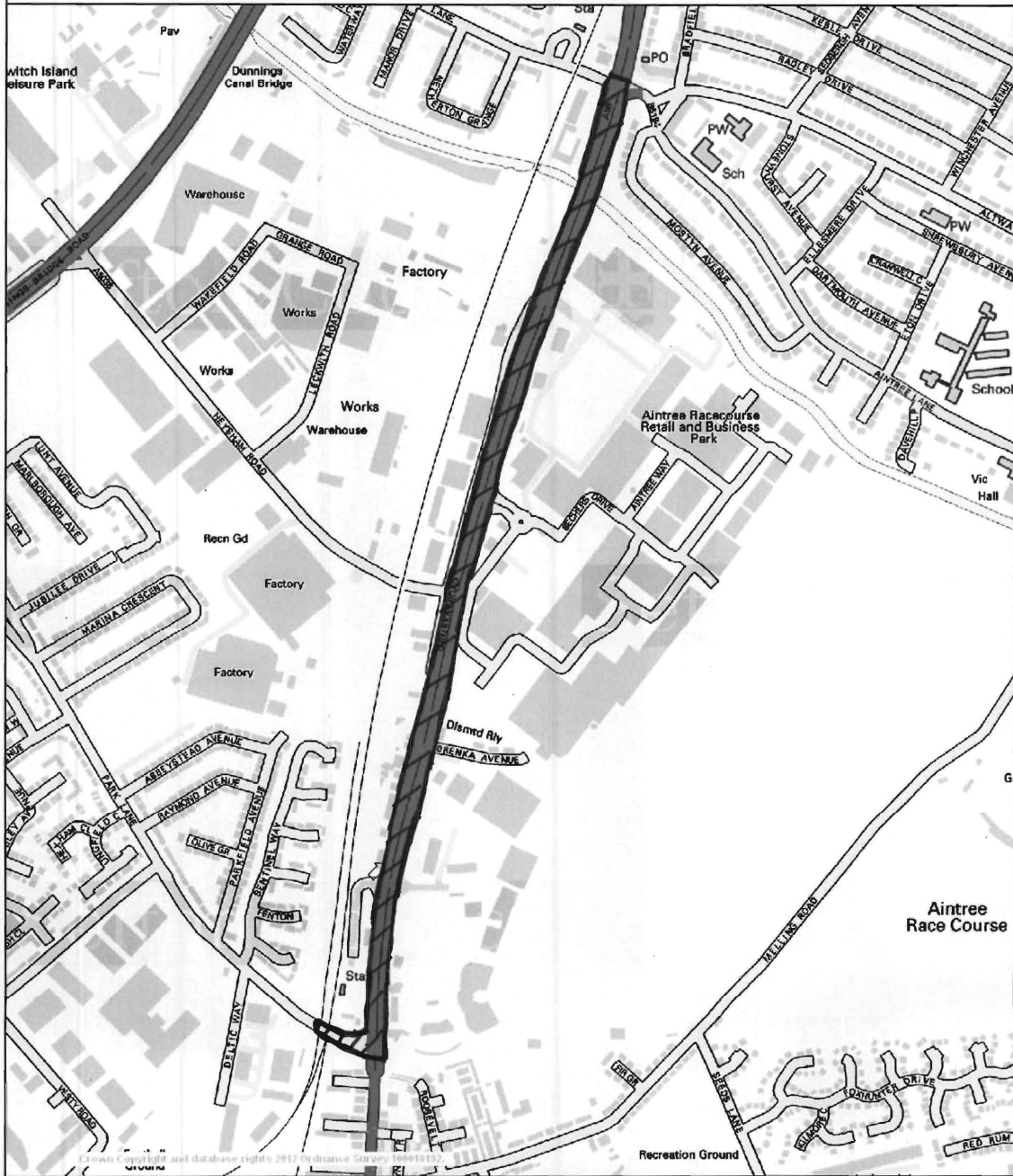
## **Background**

1. At their Meeting on 11<sup>th</sup> March 2013 Members of the Licensing and Regulatory Committee expressed concerns with regard to street trading matters within the Borough and in particular ticket touting taking place at the Grand National Meetings in Aintree.
2. In 1981 the Council adopted provisions under Section 36 of The County of Merseyside Act 1980 to designate a number of town centre streets and holiday areas as prohibited streets where trading was not allowed.
3. A report was considered at the meeting of the Licensing and Regulatory Committee on 23<sup>rd</sup> September 2013 in which officers proposed three options to Members. The Licensing and Regulatory Committee resolved that the option for: *“the designation of further streets under the County of Merseyside Act 1980, be adopted in order to address the issue of ticket touting at the Grand National Meetings in Aintree”*.
4. At their Meeting on 21<sup>st</sup> November 2013, Council resolved that:
  - (1) approval be given to the designation of those areas referred to in Annex 1 of the report under Section 36 of the County of Merseyside Act 1980 for where street trading is prohibited; and
  - (2) the Head of Corporate Legal Services be authorised to arrange for the publication of the Council’s proposals and be appointed as the proper officer of the Council for the receipt of any objections received.
5. The notices were published within local newspapers on 15<sup>th</sup> January 2014, with copies being served the same date upon the Chief Officer of Police for the area as well as to the Highway Authority. No representations have been received in response to these notices.
6. The final stage of the process is for Council to formally pass a resolution designating the proposed new areas under Section 36 of the County of Merseyside Act 1980 for where street trading would be prohibited.
7. Following this, Council must then publish notice that they have passed the resolution for two consecutive weeks within local newspapers.

## **Areas to be designated**

8. The areas to be designated are as below and per Annex 1 attached:
  - Ormskirk Road between Park Lane and Copy Lane and
  - Park Lane from its junction with Ormskirk Road to the railway bridge.

County of Merseyside Act 1980



**Sefton Council** 

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Licensing Unit

Date 25/9/2013