

PUBLIC PROTECTION COMMITTEE: 7 March 2017

Report of the Head of Shared Regulatory Services

**TEMPORARY CONDITIONS FOR STREET TRADING –UEFA CHAMPIONS
LEAGUE FINAL 2017**

1. Background

- 1.1 Street Trading is controlled by Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982.
- 1.2 Street Trading Consents are generally issued for short term trading on ‘event days’ in the city centre. The council has approved a set of conditions which are attached to all Consents. These conditions are set out in Appendix A.
- 1.3 Due to the unique nature of the UEFA Champions League Final taking place in Cardiff, it is necessary to amend the current consent conditions on a temporary basis.

2. Details.

- 2.1 The UEFA Champions League final is taking place in the Principality Stadium in Cardiff on 3rd June 2017. It is one of the largest events that Cardiff has hosted and will involve a large amount of street trading by sponsors of the event.
- 2.2 The current street trading consent conditions contain restrictions on advertising and dimensions of trading receptacles; these restrictions allow the day to day business of the City to continue without hindrance from street trading. However, these conditions are deemed to be too restrictive for many of the traders attending the Champions League final as they have purpose built trading receptacles that exceed the current limits.
- 2.3 It is proposed to amend the current consent conditions on a temporary basis to allow street trading to take place legally and to be fully compliant with all consent conditions. The amended conditions are detailed in Appendix B.
- 2.4 Following consultation with various Council departments and South Wales Police it appears that amending the conditions would not have any adverse impact in terms of nuisance or obstruction. The unique nature of this event such as the extensive road closures, increased security and careful planning of the highway that would allow trading in excess of usual pitch sizes to take place without

adverse impact on the public and other users of the street. It is not considered that this type of trading would be appropriate for 'standard' events in the City Centre; therefore, it is proposed that these conditions only apply to street trading consents issued for the UEFA Champions League Final 2017.

3. Achievability

This report contains no equality personnel or property implications.

4. Legal Implications

4.1 When granting or renewing a street trading consent the Council may attach such conditions to it as they consider reasonably necessary.

4.2 All decisions taken by or on behalf of the Council must (a) be within the legal powers of the Council; (b) comply with any procedural requirement imposed by law; (c) be within the powers of the Body or person exercising powers on behalf of the Council; (d) be undertaken in accordance with the procedural requirements imposed by the Council e.g. Standing Orders and Financial Regulations; (e) be fully and properly informed; (f) be properly motivated; (g) be taken having regard to the Council's fiduciary duty to its tax payers; (h) be reasonable and proper in all the circumstances.

5. Financial Implications.

5.1 The licensing service is required to be self financing within the limitations of statute. Each street trader will be issued with a street trading consent charged at the existing fee (as approved by the Public Protection Committee) at the time of application.

All appropriate expenditure is reviewed as part of the fee-setting regime.

6. Recommendation

The Committee are recommended to:

- a) Approve the temporary street trading conditions detailed in Appendix B.
- b) Authorise the Head of Shared Regulatory Services to make any administrative/ minor amendments to the temporary conditions in case of any operational changes to the trading plans.

HEAD OF SHARED REGULATORY SERVICES

This report has been prepared in accordance with procedures approved by Corporate Managers.

Background Papers: None

APPENDIX A